

JOURNAL OF THE HOUSE

Second Regular Session, 100th GENERAL ASSEMBLY

FORTY-FIFTH DAY, TUESDAY, APRIL 7, 2020

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

MESSAGES FROM THE GOVERNOR

The following Executive Orders were received from His Excellency, Governor Michael L. Parson:

EXECUTIVE ORDER

20-07

WHEREAS, on March 13, 2020, Executive Order 20-02 invoked the provisions of sections 44.100 and 44.110, RSMo, and declared a state of emergency that exists in the State of Missouri due to the spread of COVID-19; and

WHEREAS, I have been advised by the Missouri Department of Health and Senior Services and the State Emergency Management Agency that there have been confirmed cases of COVID-19 in this state; and

WHEREAS, COVID-19 can result in mild or severe symptoms, is highly contagious, and is spread through close contact between persons and respiratory transmission; and

WHEREAS, COVID-19 poses a serious health risk for Missouri residents and visitors; and

WHEREAS, the spread of COVID-19 and identification of additional cases in Missouri is likely to continue, and steps should be taken to prevent a substantial risk to public health and safety; and

WHEREAS, subsection 4 of section 571.104, RSMo, requires individuals with concealed carry permit holders renew permits with their local Sheriff's Department or face penalties; and

WHEREAS, a reduction in person to person contact in public settings is necessary to combat the spread of COVID-19;

NOW, THEREFORE, I MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including section 44.100, RSMo, hereby order that all penalties enumerated in section 571.104.4, RSMo, for late renewal applications for concealed carry permits are hereby waived for sixty days from the date of this order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 2nd day of April, 2020.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

**EXECUTIVE ORDER
20-08**

WHEREAS, on March 13, 2020, Executive Order 20-02 invoked the provisions of sections 44.100 and 44.110, RSMo, and declared a state of emergency that exists in the State of Missouri due to the spread of COVID-19; and

WHEREAS, I have been advised by the Missouri Department of Health and Senior Services and the State Emergency Management Agency that there have been confirmed cases of COVID-19 in this state; and

WHEREAS, COVID-19 can result in mild or severe symptoms, is highly contagious, and is spread through close contact between persons and respiratory transmission; and

WHEREAS, COVID-19 poses a serious health risk for Missouri residents and visitors; and

WHEREAS, the spread of COVID-19 and identification of additional cases in Missouri is likely to continue, and steps should be taken to prevent a substantial risk to public health and safety; and

WHEREAS, Secretary of State John R Ashcroft, pursuant to Executive Order 20-04 Section 10, has requested my office to issue an executive order on remote electronic notarization; and

WHEREAS, Missouri citizens and businesses require a secure and safe method by which to execute important legal documents; and

NOW, THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, including chapter 44, RSMo, hereby order that the requirement of personal appearance before a notary public under the laws of this state is suspended to the extent that any notarial act is authorized to be performed utilizing audio-video technology, provided that the following conditions are met:

1. Any notarial act performed through video conference in compliance with this order shall have the same force, effect, and validity as any other notarial act performed in compliance with Missouri law, and may be relied upon to the same extent as any other notarial act under Missouri law.
2. That the document must contain a notarial certificate, a jurat or acknowledgement, which states the principal appeared remotely pursuant to Executive Order 20-08.
3. Any person whose signature is to be notarized must display a valid photo ID to the notary during the video conference if the person is not personally or otherwise known to the notary.
4. That the person must affirmatively represent that he or she is physically situated in the State of Missouri.
5. The video conference is a live, interactive audio-visual communication between the principal, notary, and other necessary persons, which allows for observation, direct interaction, and communication at the time of signing.
6. That the notary shall record in their journal the exact time and software used to perform the notarial act along with all other required information, absent the signature of the principal.
7. That the notary must be physically located in the State of Missouri and state which county they are physically in for the jurisdiction on the notarial certificate.
8. For electronic documents:
 - a. That the Notary Public is registered as an electronic notary public;
 - b. That the document must be signed electronically with software approved by the secretary of state as an acceptable medium to conduct the transaction; which may include software requiring third party multifactor authentication; and
 - c. That the notary shall affix their electronic notary seal to the electronic document.

9. For paper documents:
 - a. A tangible or electronic copy of the signed document must be mailed or otherwise transmitted to the notary within five business days; and
 - b. To the extent that any Missouri state law requires the physical presence of any testator, settlor, principal, witness, notary, or other person, for the effective execution of any estate planning document, such as a Will, Trust or power of attorney, or a self-proving affidavit of the execution of such document, such provisions are temporarily suspended or waived, and satisfied if the necessary parties are present through a video conference as set forth in section 5.
10. That if the document needs to be presented in a paper medium, it shall satisfy the requirements of being an original document, and prima facie evidence, if the notary prints the document and affixes an attestation stating that is a true and correct copy of the electronic document, shall state it was performed pursuant to Executive Order 20-08 and the notary signs and affixes their rubber stamp notary seal.
11. That the fees allowed for notarization under this executive order shall be the same as those allowed for other notarial acts, except a fee charged for the use of a Remote Online Notary platform or service shall not be considered a fee for a notarial act pursuant to section 486.350, RSMo.
12. That the Secretary of State shall retain the powers provided to him under the law to investigate and adjudicate any notary complaint related to the methods of notarization under this executive order.

This order shall terminate on May 15, 2020, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 6th day of April, 2020.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

COMMUNICATION

April 3, 2020

The Director of the Department of Health and Senior Services, finding it necessary to protect public health and prevent the further spread of COVID-19, pursuant to the authority granted under section 192.020, RSMo, and 19 CSR 20-20.040, hereby order the following:

1. Individuals currently residing within the State of Missouri shall avoid leaving their homes or places of residence. When individuals need to leave their homes or places of residence to work, to access food, prescriptions, health care, and other necessities, or to engage in outdoor activity, they should at all times practice social distancing. Individuals may also go to and from an individual's place of worship, provided that limitations on social gatherings and social distancing are properly adhered to.
2. Any entity that does not employ individuals to perform essential worker functions, as set forth in guidance provided by the U.S. Department of Homeland Security, Cybersecurity & Infrastructure Security Agency (CISA) outlined at https://www.cisa.gov/sites/default/files/publications/CISA_Guidance_on_the_Essential_Critical_Infrastructure_Workforce_Version_2.0_Updated.pdf shall adhere to the limitations on social gatherings and social distancing set forth in sections 4 and 5 of this Order. Entities that do not employ individuals to perform essential worker functions may request a waiver from the limitation on social gatherings, as set forth in section 4 of this Order, from the Director of the Department of Economic Development, on a form

prescribed by the Director. For offices and workplaces that remain open, individuals shall practice good hygiene and, where feasible, work from home in order to achieve optimum isolation from COVID-19.

3. Any entity that employs individuals to perform essential worker functions, as set forth in section 2 of this Order, and that is engaged in retail sales to the public, shall limit the number of individuals in any particular retail location as follows:
 - (1) Twenty-five (25) percent or less of the entity's authorized fire or building code occupancy, as set by local authorities, for a retail location with square footage of less than ten thousand square feet (10,000 ft²);
 - (2) Ten (10) percent or less of the entity's authorized fire or building code occupancy, as set by local authorities, for a retail location with square footage of ten thousand square feet (10,000 ft²) or more.
4. In accordance with the guidelines from the President and the Centers for Disease Control and Prevention (CDC), all individuals in the State of Missouri shall avoid social gatherings of more than ten (10) people. For purposes of this Order, "social gatherings" shall mean any planned or spontaneous event or convening that would bring together more than ten (10) people in a single space at the same time.
5. In accordance with the guidelines from the President and the CDC, every person and business in the State of Missouri shall abide by social distancing requirements, including maintaining six feet (6') of space between individuals. This provision shall not apply to family members or individuals performing essential worker functions, as set forth in section 2 of this Order, whose job duties require contact with other people closer than six feet (6'). This provision shall apply in all situations, including, but not limited to, when customers are standing in line or individuals are using shared indoor or outdoor spaces when outside their residence.
6. In accordance with the guidelines from the President and the CDC, schools shall close and remain closed. Notwithstanding section 2 of this Order, nothing in this Order shall prohibit daycares, child care providers, or schools from providing child care for working families in accordance with CDC guidelines found at <https://www.cdc.gov/coronavirus/2019-ncov/community/schools-childcare/guidance-for-childcare.html>. Further, this Order does not prohibit schools from providing Food and Nutritional Services for those children that qualify. School teachers and school staff may enter the building as long as they follow the directives set forth in this Order. Further guidance related to the conclusion of the 2019-2020 academic school year will be forthcoming from the Governor and the Department of Elementary and Secondary Education.
7. In accordance with the guidelines from the President and the CDC, every person in the State of Missouri shall avoid eating or drinking at restaurants, bars, or food courts; provided, however, that the use of drive-thru, pickup, or delivery options is allowed throughout the duration of this Order.
8. In accordance with the guidelines from the President and the CDC, people shall not visit nursing homes, long-term care facilities, retirement homes, or assisted living homes unless to provide critical assistance.
9. Pursuant to section 44.101, RSMo, this Order shall not be construed to prohibit or restrict the lawful possession, transfer, sale, transportation, storage, display, or use of firearms or ammunition during the declared state of emergency, subject to the provisions set forth herein.
10. All state office buildings are closed to the public; however, essential state functions shall continue. This provision shall not apply to the State Capitol Building during meetings or proceedings of the General Assembly.

This Order does not prohibit people from accessing essential services, such as grocery stores, gas stations, and banks, or engaging in outdoor recreation, provided that necessary precautions are taken and maintained to reduce the transmission of COVID-19, including observing social gathering and social distancing requirements set forth in sections 4 and 5 of this Order. The more that people reduce their public contact, the sooner COVID-19 will be contained and the sooner this Order will expire.

Pursuant to section 192.290, RSMo, this Order shall be observed throughout the state and enforced by all local and state health authorities; provided however, nothing herein shall limit the right of local authorities to make such further ordinances, rules, regulations, and orders not inconsistent with this Order which may be necessary for the particular locality under the jurisdiction of such local authorities.

Local public health authorities are hereby directed to carry out and enforce the provisions of this Order by any legal means.

This Order shall be in effect beginning 12:01 A.M., Monday, April 6, 2020, and shall remain in effect until 11:59 P.M., Friday, April 24, 2020, unless extended by further order of the Director of the Department of Health and Senior Services with said extensions not to exceed the duration of the effective period of Executive Order 20-02.

/s/ Randall W. Williams
MD, FACOG
Director

The following members' presence was noted: Aldridge, Baker, Billington, Bondon, Bosley, Chipman, Coleman (32), Deaton, DeGroot, Eggleston, Evans, Falkner, Fitzwater, Griffith, Haahr, Hovis, Hudson, Hurst, Mackey, McGaugh, Merideth, Mitten, Moon, Pogue, Price, Proudie, Quade, Richey, Ruth, Schnelting, Stacy, Trent, Vescovo, Wiemann, Windham, Wright and Wood.

ADJOURNMENT

On motion of Representative Wiemann, the House adjourned until 1:00 p.m., Wednesday, April 8, 2020.

HOUSE CALENDAR

FORTY-SIXTH DAY, WEDNESDAY, APRIL 8, 2020

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 72 - Basye
HJR 77 - Eggleston
HJR 89 - Lynch
HCS HJR 97 - Eggleston
HCS HJRs 101 & 76 - Plocher
HCS HJR 102 - Simmons
HJR 78 - Eggleston
HCS HJR 87 - Miller

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2001, (6 hours total debate on perfection) - Smith
HCS HB 2002, (6 hours total debate on perfection) - Smith
HCS HB 2003, (6 hours total debate on perfection) - Smith

HCS HB 2004, (6 hours total debate on perfection) - Smith
HCS HB 2005, (6 hours total debate on perfection) - Smith
HCS HB 2006, (6 hours total debate on perfection) - Smith
HCS HB 2007, (6 hours total debate on perfection) - Smith
HCS HB 2008, (6 hours total debate on perfection) - Smith
HCS HB 2009, (6 hours total debate on perfection) - Smith
HCS HB 2010, (6 hours total debate on perfection) - Smith
HCS HB 2011, (6 hours total debate on perfection) - Smith
HCS HB 2012, (6 hours total debate on perfection) - Smith
HCS HB 2013, (6 hours total debate on perfection) - Smith

HOUSE BILLS FOR PERFECTION

HCS HB 2273 - Deaton
HB 2564 - Taylor
HB 1733 - Christofanelli
HCS HB 1664 - Richey
HCS HB 1460 - Shaul (113)
HCS HB 2206 - Bondon
HB 1859 - Riggs
HCS HB 1891 - Schroer
HB 2220 - Dohrman
HCS HB 1709 - Eggleston
HCS HB 2261 - Patterson
HB 1403 - Hudson
HB 2317 - Christofanelli
HB 1619 - Porter
HB 1814 - McGaugh
HB 1853 - Dohrman
HCS HB 1995 - Morris (140)
HCS HB 2030 - Houx
HCS HB 2088 - Shaul (113)
HCS HB 2179 - Rehder
HB 1288 - Pike
HCS HBs 1300 & 1286 - Dinkins
HCS HB 2171 - Helms
HCS HB 1282 - Justus
HCS HB 1992 - Kidd
HB 2526 - Haffner
HCS HB 2555 - Deaton
HB 2034 - Hannegan
HB 1572 - Barnes
HB 1710 - Eggleston
HCS#2 HB 1957 - Eggleston
HB 2164 - Ross
HB 1366 - Ellebracht
HCS HB 1451 - Schroer

HCS HB 1484 - Rehder
HB 1543 - Black (137)
HB 1556 - Reedy
HCS HB 1583 - Haden
HCS HB 1620 - Shawan
HB 1632 - Porter
HCS HB 1292 - Dinkins
HB 1666 - Stevens (046)
HCS HB 1695 - Black (137)
HB 1699 - Knight
HCS HB 1701 - Reedy
HCS HB 1702 - O'Donnell
HCS HB 1713 - Griffith
HCS Hbs 1809 & 1570 - Pollitt (052)
HCS HB 1819 - Wood
HB 1899 - Henderson
HCS HB 1960 - Coleman (097)
HCS HB 1999 - Black (007)
HB 2032 - Ruth
HCS HB 2092 - Bondon
HCS HBs 2100 & 1532 - Knight
HCS HB 2125 - Dinkins
HCS HB 2151 - Swan
HCS HBs 2204 & 2257 - Bondon
HCS HB 1485 - Rehder
HB 2249 - Basye
HCS HB 2305 - Ruth
HB 2334 - Ruth
HB 2352 - Aldridge
HB 1811 - Simmons
HB 1953 - Trent
HCS HB 1961 - Schroer
HCS HB 2038 - Patterson
HB 1613, as amended - Coleman (097)
HCS HB 2374 - Vescovo
HCS HB 2216 - Coleman (097)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2725 - Coleman (097)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 59 - Chipman
HCR 61 - Love

HCR 71 - Sommer
HCR 60 - Griffith
HCR 74 - Roberts (077)
HCR 83 - Gannon
HCS HCR 68 - Justus

HOUSE BILLS FOR THIRD READING

HCS HBs 1306 & 2065 - Neely
HCS HB 2209 - Schnelting
HCS HB 1858 - Haffner
HCS HBs 2241 & 2244 - Gregory
HCS HB 2111 - Anderson
HCS HB 2315, E.C. - Wright
HCS HB 1335 - Kelley (127)
HB 1342 - Roberts (161)
HCS HB 1442 - Helms
HB 1483, (Fiscal Review 3/12/20) - Rehder
HB 1736, (Fiscal Review 3/12/20) - Plocher
HB 1596 - Trent
HB 1654 - Sommer
HCS HB 1808 - Wood

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1935 - Miller
HB 1916 - Busick
HB 1270 - Unsicker
HB 1998 - Morse (151)
HB 2095 - Shawan
HB 2098 - Kolkmeyer
HCS HB 2202 - Shields
HB 2300 - Coleman (032)
HB 2415 - Kolkmeyer

SENATE BILLS FOR THIRD READING

HCS SCS SB 599, (Fiscal Review 3/16/20) - Bondon

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HB 1693 - Rehder

HOUSE RESOLUTIONS

HR 4596 - Lynch

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Smith
CCS SCS HCS HB 2 - Smith
CCS#2 SCS HCS HB 3 - Smith
CCS SCS HCS HB 4 - Smith
CCS SCS HCS HB 5 - Smith
CCS SCS HCS HB 6 - Smith
CCS SS SCS HCS HB 7 - Smith
CCS SCS HCS HB 8 - Smith
CCS SCS HCS HB 9 - Smith
CCS SS SCS HCS HB 10 - Smith
CCS SCS HCS HB 11 - Smith
CCS SCS HCS HB 12 - Smith
SCS HCS HB 13 - Smith
HCS HB 17 - Smith
HCS HB 18 - Smith
HCS HB 19 - Smith

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