

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SEVENTEENTH DAY, THURSDAY, FEBRUARY 2, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

“Our sufficiency is from God.” (II Corinthians 3:5)

O Eternal Creator of our spirits, whose powerful grace makes us sufficient for every major and minor task and whose strength holds us steady as we live through troubled moments, speak Your word to us this day and make known Your will that we may now and always walk along the paths of righteousness, justice and compassion in the people’s house.

Unite us as a state that we may continue to seek the release of the captives, give light to those who sit in darkness, bridge the guilt which separates our people, and support every endeavor which creates and maintains understanding and good will in our lives.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal of the sixteenth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 16, introduced by Representative Aune, relating to the joint committee on gun violence and legislation.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 55, introduced by Representative Quade, relating to payment of personal property taxes.

HJR 56, introduced by Representative Mayhew, relating to property taxes.

HJR 57, introduced by Representative Aune, relating to property tax exemptions.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 3, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 6, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024.

HB 7, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1025, introduced by Representative Mackey, relating to whistleblower protections.

HB 1026, introduced by Representative Smith (155), relating to the supplemental nutrition assistance program.

HB 1027, introduced by Representative Smith (155), relating to income taxes.

HB 1028, introduced by Representative Smith (155), relating to a tax credit for certain benevolent organizations.

HB 1029, introduced by Representative Oehlerking, relating to automatically renewed transactions, with a delayed effective date.

HB 1030, introduced by Representative Aune, relating to tax credits.

HB 1031, introduced by Representative Aune, relating to patient examinations.

HB 1032, introduced by Representative Aune, relating to the fentanyl testing strip pilot program.

HB 1033, introduced by Representative Aune, relating to foreign ownership of agricultural land.

HB 1034, introduced by Representative McMullen, relating to the placement of a child.

HB 1035, introduced by Representative Billington, relating to the designation of memorial highways.

HB 1036, introduced by Representative Plank, relating to transparency in teacher contracts.

HB 1037, introduced by Representative Mosley, relating to the department of transportation's fiber network.

HB 1038, introduced by Representative Christ, relating to tax credits.

HB 1039, introduced by Representative Christ, relating to tobacco products.

HB 1040, introduced by Representative Justus, relating to public water fluoridation.

HB 1041, introduced by Representative Bland Manlove, relating to debt collection, with penalty provisions.

HB 1042, introduced by Representative Bland Manlove, relating to peace officer use of force.

HB 1043, introduced by Representative Bland Manlove, relating to civics education.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 14, relating to motorcycle profiling.

HCR 15, relating to rivers of Missouri day.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1010, relating to the disclosure of information regarding certain children.

HB 1011, relating to taxation.

HB 1012, relating to nurse staffing requirements, with penalty provisions and a delayed effective date.

HB 1013, relating to guardianships.

HB 1014, relating to the Missouri child tax credit.

HB 1015, relating to law enforcement assistance from other jurisdictions.

HB 1016, relating to removal of prosecuting attorneys.

HB 1017, relating to the second injury fund.

HB 1018, relating to the section of industrial inspection of the department of labor and industrial relations.

HB 1019, relating to aircraft insurance.

HB 1020, relating to mining tonnage fees.

HB 1021, relating to the designation of a memorial bridge.

HB 1022, relating to pesticide certification and training.

HB 1023, relating to sales of farmland to beginning farmers.

HB 1024, relating to the sale of certain lighters.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 43, relating to constitutional amendments, was taken up by Representative Henderson.

On motion of Representative Henderson, **HCS HJR 43** was read the third time and passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGill	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burnett	Butz	Clemens
Collins	Crossley	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 005

Burton	Hovis	McGaugh	Morse	Nickson-Clark
--------	-------	---------	-------	---------------

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 33 - Special Committee on Tax Reform

HJR 51 - Special Committee on Tax Reform

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 36** - Crime Prevention and Public Safety
- HB 47** - Conservation and Natural Resources
- HB 49** - Elementary and Secondary Education
- HB 71** - Judiciary
- HB 91** - Emerging Issues
- HB 119** - Corrections and Public Institutions
- HB 133** - Economic Development
- HB 171** - Transportation Accountability
- HB 185** - Judiciary
- HB 188** - Special Committee on Homeland Security
- HB 196** - Corrections and Public Institutions
- HB 205** - Emerging Issues
- HB 225** - Utilities
- HB 249** - Emerging Issues
- HB 254** - Emerging Issues
- HB 262** - Emerging Issues
- HB 281** - Judiciary
- HB 285** - Professional Registration and Licensing
- HB 286** - Emerging Issues
- HB 329** - Healthcare Reform
- HB 354** - Emerging Issues
- HB 367** - Judiciary
- HB 372** - Corrections and Public Institutions
- HB 382** - Corrections and Public Institutions
- HB 389** - Judiciary
- HB 420** - Corrections and Public Institutions
- HB 442** - Health and Mental Health Policy
- HB 444** - Judiciary
- HB 445** - Emerging Issues
- HB 453** - Judiciary
- HB 454** - Children and Families
- HB 476** - Transportation Infrastructure
- HB 490** - Workforce and Infrastructure Development
- HB 491** - Transportation Infrastructure
- HB 493** - Judiciary
- HB 518** - Transportation Accountability
- HB 519** - Transportation Accountability
- HB 520** - Transportation Accountability
- HB 521** - Financial Institutions
- HB 529** - Elementary and Secondary Education
- HB 550** - Corrections and Public Institutions
- HB 558** - Elementary and Secondary Education

HB 583 - Economic Development
HB 657 - Workforce and Infrastructure Development
HB 715 - Children and Families
HB 716 - Children and Families
HB 721 - Judiciary
HB 743 - Children and Families
HB 764 - Local Government
HB 778 - Transportation Accountability
HB 783 - Elections and Elected Officials
HB 800 - Elections and Elected Officials
HB 807 - Corrections and Public Institutions
HB 809 - Elementary and Secondary Education
HB 882 - Transportation Accountability
HB 886 - Corrections and Public Institutions
HB 894 - Transportation Infrastructure
HB 909 - General Laws
HB 911 - Judiciary
HB 919 - Special Committee on Homeland Security
HB 923 - Pensions
HB 942 - General Laws
HB 957 - Emerging Issues
HB 965 - Emerging Issues
HB 982 - Rural Community Development
HB 984 - Judiciary
HB 986 - Government Efficiency and Downsizing
HB 994 - Judiciary

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 903**, **HB 465**, **HB 430** and **HB 499**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (20): Boyd, Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (0)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 301**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (19): Allen, Banderman, Brown (16), Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (3): Bosley, Collins and Mackey

Present (1): Anderson

Absent (3): Bland Manlove, Doll and Sharp (37)

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 253**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Baker, Bonacker, Brown (87), Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Lewis (6), Mackey, Pollitt, Stacy and Toalson Reisch

Noes (4): Kelley (127), Mann, Nurrenbern and Terry

Absent (0)

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 402**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Aune, Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (0)

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 184**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Boggs, Chappell, Davis, Lovasco, Murphy, Schulte, Schwadron and Van Schoiack

Noes (2): Bangert and Sauls

Absent (4): Baker, Nickson-Clark, Riggs and Strickler

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HBs 115 & 99 - Rules - Administrative Oversight

HCS HB 301 - Rules - Legislative Oversight

HCS HBs 640 & 729 - Rules - Regulatory Oversight

HCS HBs 903, 465, 430 & 499 - Rules - Regulatory Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 51** entitled:

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

In which the concurrence of the House is respectfully requested.

Read the first time.

WITHDRAWAL OF HOUSE BILLS

February 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller,

I would like to withdraw **House Bill No. 435**.

Thank you for your time and attention to this request.

Sincerely,

/s/ Chantelle Nickson-Clark
State Representative
District 67

The following members' presence was noted: Hovis and McGaugh.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Monday, February 6, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 454, HB 719, HB 283, HB 714
Removed HB 715, HB 716 and HB 743.

AMENDED

CONSERVATION AND NATURAL RESOURCES

Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 47, HB 638

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, February 8, 2023, 6:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 382, HB 372, HB 807, HB 886, HB 196

ELECTIONS AND ELECTED OFFICIALS

Tuesday, February 7, 2023, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 703, HJR 19

FINANCIAL INSTITUTIONS

Tuesday, February 7, 2023, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 585, HB 586

Executive session will be held: HB 770

GOVERNMENT EFFICIENCY AND DOWNSIZING

Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 986

HEALTH AND MENTAL HEALTH POLICY

Monday, February 6, 2023, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 197

HEALTHCARE REFORM

Tuesday, February 7, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 271, HB 329, HB 330

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, February 6, 2023, 1:00 PM, Joint Hearing Room (117).

Director Patrick McKenna, MoDOT Annual Report.

Pending application(s) for memorial highway and bridge designations.

Pending application(s) for specialty license plates.

JUDICIARY

Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 389, HB 84, HB 984, HB 994, HB 911

LOCAL GOVERNMENT

Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 587

PENSIONS

Tuesday, February 7, 2023, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 923

Executive session will be held: HB 769

RULES - ADMINISTRATIVE OVERSIGHT

Monday, February 6, 2023, 2:00 PM, House Hearing Room 1.

Executive session will be held: HCS HBs 115 & 99

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, February 6, 2023, 2:15 PM, House Hearing Room 1.

Executive session will be held: HCS HB 301

Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT

Monday, February 6, 2023, 2:30 PM, House Hearing Room 1.

Executive session will be held: HCS HBs 640 & 729, HCS HBs 903, 465, 430 & 499

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Monday, February 6, 2023, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 982

CANCELLED

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, February 6, 2023, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 762

CANCELLED

SPECIAL COMMITTEE ON HOMELAND SECURITY

Monday, February 6, 2023, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 188, HB 668

SPECIAL COMMITTEE ON SMALL BUSINESS

Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 417, HB 730

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Budget presentations from the Lieutenant Governor and the Judiciary.

Time change.

CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 3.

Budget presentations from the Secretary of State and Real Estate.

Added Real Estate.

AMENDED

TRANSPORTATION ACCOUNTABILITY

Thursday, February 9, 2023, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HJR 37

UTILITIES

Wednesday, February 8, 2023, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 349, HB 479, HB 647, HB 651

VETERANS

Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 1.

Executive session will be held: HB 129, HB 130

Presentation from the Department of Health and Senior Services, Division of Cannabis Regulation.

HOUSE CALENDAR

EIGHTEENTH DAY, MONDAY, FEBRUARY 6, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 16

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 55 through HJR 57

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 2 and HB 3

HB 6 and HB 7

HOUSE BILLS FOR SECOND READING

HB 1025 through HB 1043

SENATE BILLS FOR SECOND READING

SS SB 51

HOUSE RESOLUTIONS

HR 85 - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

(This page intentionally left blank)