

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-THIRD DAY, MONDAY, MARCH 27, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Brian Seitz.

Father, we thank You for allowing us to come together in prayer, as we see to the needs of the people who live in this great state.

I ask that You guide our thoughts and make our decisions to be those that are honorable unto You.

Bless this gathering and bless the fine state of Missouri.

In Jesus's name we pray, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-first day was approved as printed.

The Journal of the forty-second day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HB 356**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 725**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 882 & 518**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 971 & 970**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

PERFECTION OF HOUSE BILLS

HB 519, HCS HB 719, HCS HBs 178, 179 & 401, HCS HB 207, HCS HB 225, HB 403, HCS HB 443, HCS HB 497, HCS HB 543, HCS HB 657, HB 703, HCS HB 733, HCS HB 779, HCS HB 809, HB 995, HCS HBs 1108 & 1181, HCS HB 1133, HB 1154 and HCS HB 1015 were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1133, relating to credit for jail time, was taken up by Representative Perkins.

Representative Perkins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1133, Page 1, In the Title, Line 3, by deleting the words "credit for jail time" and inserting in lieu thereof the words "judicial proceedings"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 1** was adopted.

Representative Perkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1133, Page 2, Section 558.031, Lines 40-41, by deleting all of said lines and inserting in lieu thereof the following:

"7. Subsection 2 of this section shall be applicable to offenses ~~occurring~~ **for which the offender was sentenced** on or after August 28, ~~2021~~ **2023**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 2** was adopted.

Representative Sparks offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1133, Page 2, Section 558.031, Line 43, by inserting after all of said section and line the following:

"579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

~~(3) More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;~~

~~(4)~~ (4) More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

~~(5)~~ (4) More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

~~(6)~~ (5) More than four grams of phencyclidine;

~~(7)~~ (6) More than thirty kilograms of a mixture or substance containing marijuana;

~~(8)~~ (7) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

~~(9)~~ (8) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine;

- ~~[(10)]~~ (9) One gram or more of flunitrazepam for the first offense;
- ~~[(11)]~~ (10) Any amount of gamma-hydroxybutyric acid for the first offense; or
- ~~[(12)]~~ (11) More than ten milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.
2. The offense of trafficking drugs in the first degree is a class B felony.
3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:
- (1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or
- (2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or
- (3) ~~Twenty four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or~~
- ~~(4)]~~ (4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or
- ~~[(5)]~~ (4) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or
- ~~[(6)]~~ (5) Twelve grams or more of phencyclidine; or
- ~~[(7)]~~ (6) One hundred kilograms or more of a mixture or substance containing marijuana; or
- ~~[(8)]~~ (7) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or
- ~~[(9)]~~ (8) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or
- ~~[(10)]~~ (9) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or
- ~~[(11)]~~ (10) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or
- ~~[(12)]~~ (11) One gram or more of flunitrazepam for a second or subsequent offense; or
- ~~[(13)]~~ (12) Any amount of gamma-hydroxybutyric acid for a second or subsequent offense; or
- ~~[(14)]~~ (13) Twenty milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

- (1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

~~(3) [More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;~~

~~(4)~~ More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

~~(5)~~ (4) More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

~~(6)~~ (5) More than four grams of phencyclidine;

~~(7)~~ (6) More than thirty kilograms of a mixture or substance containing marijuana;

~~(8)~~ (7) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

~~(9)~~ (8) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

~~(10)~~ (9) More than ten milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

~~(3) [Twenty four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or~~

~~(4)~~ One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

~~(5)~~ (4) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

~~(6)~~ (5) Twelve grams or more of phencyclidine; or

~~(7)~~ (6) One hundred kilograms or more of a mixture or substance containing marijuana; or

~~(8)~~ (7) More than five hundred marijuana plants; or

~~(9)~~ (8) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

~~(10)~~ (9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

~~(11)~~ (10) Twenty milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine.

5. The offense of drug trafficking in the second degree is a class C felony for the first offense and a class B felony for any second or subsequent offense for the trafficking of less than one gram of flunitrazepam."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sparks, **House Amendment No. 3** was adopted.

Representative Mackey offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1133, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"217.738. 1. Any offender receiving a reduction of sentence under section 558.500 shall be granted a hearing before the parole board.

2. In addition to meeting all other requirements of this chapter, in order for an offender receiving a reduction of sentence under section 558.500 to be eligible for supervised release as a condition of parole, the offender shall provide to the board the following:

(1) At least five character recommendations from current or former department of corrections employees attesting that further imprisonment of the offender would not serve the public good;

(2) Signed statements of at least twenty residents of the community where the offender will reside upon release supporting the offender's release and who commit to providing assistance with the offender's reentry into the community; and

(3) A safe and secure home plan for implementation upon the offender's release."; and

Further amend said bill, Page 2, Section 558.031, Line 43, by inserting after all of said section and line the following:

"558.500. 1. Notwithstanding any other provision of law, the sentencing court may, upon petition, reduce a sentence of life without eligibility for probation or parole, or reduce a sentence of thirty years or greater, to a sentence of life with eligibility for probation or parole if the court determines that:

(1) The convicted person has served at least thirty years in the department of corrections;

(2) The convicted person was under twenty years of age at the time the offense was committed;

(3) The convicted person has not been previously convicted of a dangerous felony as defined under section 556.061; and

(4) Since the commission of the offense the convicted person has:

(a) Made reasonable efforts toward rehabilitation by successfully completing rehabilitation programs, which may include, but shall not be limited to, substance abuse treatment, effective communication classes, victim impact classes, vocational training, correspondence courses to obtain a degree or diploma, or acquiring job skills; and

(b) Exhibited model citizen behavior within his or her correctional facility, which may include, but shall not be limited to, maintaining sobriety or demonstrating sober living; demonstrating traits of leadership; and attending education-based activities which may include, but shall not be limited to, coursework relating to victim impact, restorative justice, substance abuse treatment, or effective communication.

2. Notwithstanding any other provision of law, the division of probation and parole shall supervise any convicted person receiving a reduction of sentence under subsection 1 of this section for the duration of the convicted person's natural life."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

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

NOES: 043

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

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Atchison	Bland Manlove	Byrnes	Coleman
Ealy	Haden	Ingle	Kelly 141	Lewis 6
Mosley	Nickson-Clark	Parker	Phifer	Plank
Pouche	Reuter	Smith 155	Windham	

VACANCIES: 000

Representative Mackey moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Bosley offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1133, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"115.282. 1. Any defendant who is confined in a jail and is otherwise entitled to vote shall be allowed the opportunity to vote absentee in any election in which he or she is eligible to vote. For purposes of this section, the defendant's address shall be his or her residential address immediately prior to confinement.

2. Jails that house defendants who are eligible to vote shall provide applications for absentee ballots and assist any eligible defendant in mailing the application to the correct local election authority. The jail shall be responsible for the costs of mailing the application.

3. Local election authorities that receive applications from defendants confined in a jail shall verify the defendant's eligibility to vote in the same manner as other applications to vote absentee are verified and shall mail the appropriate ballot, including a postage-paid return envelope, to the defendant.

4. Upon receipt of a ballot, the defendant shall be allowed to exercise his or her right to vote. The jail shall provide a notary for the ballot, if required, and mail the ballot back to the local election authority before the deadline."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Van Schoiack raised a point of order that **House Amendment No. 5** is not germane to the bill.

The Chair ruled the point of order well taken.

On motion of Representative Perkins, **HCS HB 1133, as amended**, was adopted.

On motion of Representative Perkins, **HCS HB 1133, as amended**, was ordered perfected and printed.

Representative Murphy assumed the Chair.

HCS HB 1015, relating to law enforcement practices, was taken up by Representative Myers.

On motion of Representative Myers, the title of **HCS HB 1015** was agreed to.

On motion of Representative Myers, **HCS HB 1015** was adopted.

On motion of Representative Myers, **HCS HB 1015** was ordered perfected and printed.

Speaker Plocher resumed the Chair.

HB 519, relating to the motor fuel tax exemption, was taken up by Representative Mayhew.

On motion of Representative Mayhew, the title of **HB 519** was agreed to.

Representative Richey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 519, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"142.815. 1. Motor fuel used for the following nonhighway purposes is exempt from the fuel tax imposed by this chapter, and a refund may be claimed by the consumer, except as provided for in subdivision (1) of this subsection, if the tax has been paid and no refund has been previously issued:

(1) Motor fuel used for nonhighway purposes including fuel for farm tractors or stationary engines owned or leased and operated by any person and used exclusively for agricultural purposes and including, beginning January 1, 2006, bulk sales of one hundred gallons or more of gasoline made to farmers and delivered by the ultimate vender to a farm location for agricultural purposes only. As used in this section, the term "farmer" shall mean any person engaged in farming in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010. At the discretion of the ultimate vender, the refund may be claimed by the ultimate vender on behalf of the consumer for sales made to farmers and to persons engaged in construction for agricultural purposes as defined in section 142.800. After December 31, 2000, the refund may be claimed only by the consumer and may not be claimed by the ultimate vender unless bulk sales of gasoline are made to a farmer after January 1, 2006, as provided in this subdivision and the farmer provides an exemption certificate to the ultimate vender, in which case the ultimate vender may make a claim for refund under section 142.824 but shall be liable for any erroneous refund;

(2) Kerosene sold for use as fuel to generate power in aircraft engines, whether in aircraft or for training, testing or research purposes of aircraft engines;

(3) Diesel fuel used as heating oil, or in railroad locomotives or any other motorized flanged-wheel rail equipment, or used for other nonhighway purposes other than as expressly exempted pursuant to another provision.

2. Subject to the procedural requirements and conditions set out in this chapter, the following uses are exempt from the tax imposed by section 142.803 on motor fuel, and a deduction or a refund may be claimed:

(1) **(a)** Motor fuel for which proof of export is available in the form of a terminal-issued destination state shipping paper and which is either:

~~[(a)]~~ **a.** Exported by a supplier who is licensed in the destination state or through the bulk transfer system;

~~[(b)]~~ **b.** Removed by a licensed distributor for immediate export to a state for which all the applicable taxes and fees (however nominated in that state) of the destination state have been paid to the supplier, as a trustee, who is licensed to remit tax to the destination state; or which is destined for use within the destination state by the federal government for which an exemption has been made available by the destination state subject to procedural rules and regulations promulgated by the director; or

~~[(c)]~~ **c.** Acquired by a licensed distributor and which the tax imposed by this chapter has previously been paid or accrued either as a result of being stored outside of the bulk transfer system immediately prior to loading or as a diversion across state boundaries properly reported in conformity with this chapter and was subsequently exported from this state on behalf of the distributor[;].

(b) The exemption pursuant to **subparagraph a. of** paragraph (a) of this subdivision shall be claimed by a deduction on the report of the supplier which is otherwise responsible for remitting the tax upon removal of the product from a terminal or refinery in this state.

(c) The ~~[exemption]~~ **exemptions** pursuant to ~~[paragraphs (b) and (c)]~~ **subparagraphs b. and c. of paragraph (a)** of this subdivision shall be claimed by the distributor, upon a refund application made to the director within three years.

(d) A refund claim may be made monthly or whenever the claim exceeds one thousand dollars;

(2) Undyed K-1 kerosene sold at retail through dispensers which have been designed and constructed to prevent delivery directly from the dispenser into a vehicle fuel supply tank, and undyed K-1 kerosene sold at retail through nonbarricaded dispensers in quantities of not more than twenty-one gallons for use other than for highway purposes. Exempt use of undyed kerosene shall be governed by rules and regulations of the director. If no rules or regulations are promulgated by the director, then the exempt use of undyed kerosene shall be governed by rules and regulations of the Internal Revenue Service. A distributor or supplier delivering to a retail facility shall obtain an exemption certificate from the owner or operator of such facility stating that its sales conform to the dispenser requirements of this subdivision. A licensed distributor, having obtained such certificate, may provide a copy to his or her supplier and obtain undyed kerosene without the tax levied by section 142.803. Having obtained such certificate in good faith, such supplier shall be relieved of any responsibility if the fuel is later used in a taxable

manner. An ultimate vendor who obtained undyed kerosene upon which the tax levied by section 142.803 had been paid and makes sales qualifying pursuant to this subsection may apply for a refund of the tax pursuant to application, as provided in section 142.818, to the director provided the ultimate vendor did not charge such tax to the consumer;

(3) Motor fuel sold to the United States or any agency or instrumentality thereof. This exemption shall be claimed as provided in section 142.818;

(4) Motor fuel used solely and exclusively as fuel to propel motor vehicles on the public roads and highways of this state when leased or owned and when being operated by a federally recognized Indian tribe in the performance of essential governmental functions, such as providing police, fire, health or water services. The exemption for use pursuant to this subdivision shall be made available to the tribal government upon a refund application stating that the motor fuel was purchased for the exclusive use of the tribe in performing named essential governmental services;

(5) That portion of motor fuel used to operate equipment attached to a motor vehicle, if the motor fuel was placed into the fuel supply tank of a motor vehicle that has a common fuel reservoir for travel on a highway and for the operation of equipment, or if the motor fuel was placed in a separate fuel tank and used only for the operation of auxiliary equipment. The exemption for use pursuant to this subdivision shall be claimed by a refund claim filed by the consumer who shall provide evidence of an allocation of use satisfactory to the director;

(6) Motor fuel acquired by a consumer out-of-state and carried into this state, retained within and consumed from the same vehicle fuel supply tank within which it was imported, except interstate motor fuel users;

(7) Motor fuel which was purchased tax-paid and which was lost or destroyed as a direct result of a sudden and unexpected casualty or which had been accidentally contaminated so as to be unsalable as highway fuel as shown by proper documentation as required by the director. The exemption pursuant to this subdivision shall be refunded to the person or entity owning the motor fuel at the time of the contamination or loss. Such person shall notify the director in writing of such event and the amount of motor fuel lost or contaminated within ten days from the date of discovery of such loss or contamination, and within thirty days after such notice, shall file an affidavit sworn to by the person having immediate custody of such motor fuel at the time of the loss or contamination, setting forth in full the circumstances and the amount of the loss or contamination and such other information with respect thereto as the director may require;

(8) Dyed diesel fuel or dyed kerosene used for an exempt purpose. This exemption shall be claimed as follows:

(a) A supplier or importer shall take a deduction against motor fuel tax owed on their monthly report for those gallons of dyed diesel fuel or dyed kerosene imported or removed from a terminal or refinery destined for delivery to a point in this state as shown on the shipping papers;

(b) This exemption shall be claimed by a deduction on the report of the supplier which is otherwise responsible for remitting the tax on removal of the product from a terminal or refinery in this state; **and**

(c) This exemption shall be claimed by the distributor, upon a refund application made to the director within three years. A refund claim may be made monthly or whenever the claim exceeds one thousand dollars; **and**

(9) Motor fuel delivered to any marina within this state that sells such fuel solely for use in any watercraft, as such term is defined in section 306.010, and not accessible to other motor vehicles, is exempt from the fuel tax imposed by this chapter. Any motor fuel distributor that delivers motor fuel to any marina in this state for use solely in any watercraft, as such term is defined in section 306.010, may claim the exemption provided in this subsection. Any motor fuel customer who purchases motor fuel for use in any watercraft, as such term is defined in section 306.010, at a location other than a marina within this state may claim the exemption provided in this subsection by filing a claim for refund of the fuel tax.

3. (1) Beginning on October 1, 2023, an entity exempt from taxation as provided by Section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. Section 501), as amended, to which an individual, person, or entity that is eligible to claim a refund as provided in this section submits all documentation and information required to make a refund application may make a claim for such individual's, person's, or entity's refund as provided in this section. Upon approval, the refund shall be made to such exempt entity.

(2) A taxpayer who is an individual, person, or entity that submits the required information to an exempt entity as described in subdivision (1) of this subsection shall be allowed to subtract from such taxpayer's Missouri adjusted gross income to determine Missouri taxable income an amount equal to the total amount eligible for a refund submitted to an exempt entity under subdivision (1) of this section for the same tax year. Such amount shall be deductible only to the extent that such amount is not deducted on the taxpayer's federal income tax return for that tax year. The department of revenue shall promulgate rules and regulations to administer the provisions of this section."; and

Further amend said bill and page, Section 142.822, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"142.822. 1. **(1) As used in this section and section 142.824, "nonprofit entity" means any entity that is exempt from taxation as provided in Section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. Section 501), as amended.**

(2) Motor fuel used for purposes of propelling motor vehicles on highways"; and

Further amend said bill, page, and section, Line 5, by deleting all of said line and inserting in lieu thereof the following:

"as specified in this section. **Beginning on and after October 1, 2023, any nonprofit entity to which a taxpayer who is eligible to claim a refund as provided in this section submits all documentation and information required to make a refund application may make a claim for such taxpayer's refund as provided in this section. Upon approval, the refund shall be made to such nonprofit entity.**"; and

Further amend said bill and section, Page 2, Line 26, by deleting all of said line and inserting in lieu thereof the following:

"is claimed. The claim shall ~~[not be transferred or assigned, and shall]~~ be filed on or after July"; and

Further amend said bill, page, and section, Lines 30-36, by deleting all of said lines and inserting in lieu thereof the following:

"(1) ~~[Vehicle identification number of the motor vehicle into which the motor fuel was delivered;~~
~~(2)]~~ Date of sale;
~~[(3)]~~ **(2) Name and address of purchaser;**
~~[(4) Name and address of seller;~~
~~(5)]~~ **(3) Number of gallons purchased; and**
~~[(6)]~~ **(4) Number of gallons purchased and charged Missouri fuel tax, as a separate item; and**
(5) If the claim is submitted by a nonprofit entity:
(a) Documentation of the nonprofit entity's tax-exempt status; and
(b) A statement signed by the purchaser indicating that the nonprofit entity is entitled to the purchaser's refund."; and

Further amend said bill and section, Page 3, Line 57, by adding at the end of said line the following:

"The requirement to maintain records shall be the responsibility of any nonprofit entity to which a purchaser submits claim records required by this section."; and

Further amend said bill, page, and section, Line 77, by adding the following after all of said section and line:

"142.824. 1. To claim a refund in accordance with section 142.815, a person shall present to the director a statement containing a written verification that the claim is made under penalties of perjury and lists the total amount of motor fuel purchased and used for exempt purposes. **Beginning on October 1, 2023, any nonprofit entity to which a person who is eligible to claim a refund as provided in this section submits all documentation and information required to make a refund application may make a claim for such person's refund as provided in this section. Upon approval, the refund shall be made to such nonprofit entity.** The claim shall ~~[not be transferred or assigned and shall]~~ be filed not more than three years after the date the motor fuel was imported, removed or sold if the claimant is a supplier, importer, exporter or distributor. If the claim is filed by the ultimate consumer, a consumer must file the claim within one year of the date of purchase or April fifteenth following the year of purchase, whichever is later. The claim statement may be submitted electronically, and shall be supported by documentation as approved by the director and shall include the following information:

- (1) ~~[Vehicle identification number of the motor vehicle into which the motor fuel was delivered;~~
~~(2)]~~ Date of sale;
~~[(3)]~~ (2) Name and address of purchaser;
~~[(4) Name and address of seller;~~
~~(5)]~~ (3) Number of gallons purchased; ~~[and]~~
~~[(6)]~~ (4) Number of gallons purchased and charged Missouri fuel tax, as a separate item; **and**
(5) If the claim is submitted by a nonprofit entity:
(a) Documentation of the nonprofit entity's tax-exempt status; and
(b) A statement signed by the purchaser indicating that the nonprofit entity is entitled to the purchaser's refund.
2. If the original sales slip or invoice is lost or destroyed, a statement to that effect shall accompany the claim for refund, and the claim statement shall also set forth the serial number of the invoice. If the director finds the claim is otherwise regular, the director may allow such claim for refund.
3. The director may make any investigation necessary before refunding the motor fuel tax to a person and may investigate a refund after the refund has been issued and within the time frame for making adjustments to the tax pursuant to this chapter.
4. In any case where a refund would be payable to a supplier pursuant to this chapter, the supplier may claim a credit in lieu of such refund for a period not to exceed three years.
5. Every person shall maintain and keep for a period of three years records to substantiate all claims for refund of the motor fuel tax, together with invoices, original sales slips marked paid by the seller, bills of lading, and other pertinent records and paper as may be required by the director for reasonable administration of this chapter. **The requirement to maintain records shall be the responsibility of any nonprofit entity to which a purchaser submits claim records required by this section.**
6. Motor fuel tax that has been paid more than once with respect to the same gallon of motor fuel shall be refunded by the director to the person who last paid the tax after the subsequent taxable event upon submitting proof satisfactory to the director.
7. Motor fuel tax that has otherwise been erroneously paid by a person shall be refunded by the director upon proof shown satisfactory to the director.
8. If a refund is not issued within forty-five days of an accurate and complete filing, as required by this chapter, the director shall pay interest at the rate provided in section 32.065 accruing after the expiration of the forty-five-day period until the date the refund is issued.
9. The director shall promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1** was adopted.

Representative Bromley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 519, Page 3, Section 142.822, Line 69, by deleting all of said line and inserting in lieu thereof the following:

"9. The department of revenue shall develop a mobile application that allows claims to be submitted on a person's phone at the time of motor fuel purchase in lieu of the procedures set out under subsection 2 of this section. The application shall be designed so that the person submitting the claim is required to demonstrate that he or she is at the motor fuel pump. The development and maintenance of the application shall be paid with funds that come from the fuel tax road fund.

[7-] 10. The director shall promulgate rules as necessary to implement the provisions of"; and
 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGill	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Richey
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: 044

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

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Atchison	Byrnes	Davidson	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Riggs	Riley	Walsh Moore	Windham
Woods				

VACANCIES: 000

On motion of Representative Bromley, **House Amendment No. 2** was adopted.

Representative Mayhew offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 519, Page 2, Section 148.822, Lines 30-36, by deleting said lines and inserting in lieu thereof the following:

"[~~(1)~~ Vehicle identification number of the motor vehicle into which the motor fuel was delivered;"]
[~~(2)~~] (1) Date of sale;
[~~(3)~~] 2. Name and address of purchaser;
[~~(4)~~ Name and address of seller;
— (~~5)~~] 3. Number of gallons purchased; and
[~~(6)~~] 4. Number of gallons purchased and charged Missouri fuel tax, as a separate item,"; and

Further amend said bill, page, and section, Lines 37-52, by deleting all of said lines and inserting in lieu thereof the following:

"4. To claim an exemption and refund in accordance with subdivision (2) of subsection 2 of this section, a person may elect to proceed under either subdivision (1) or (2) of this subsection:

(1) For a receipt-based exemption and refund under this subdivision, a person shall present to the director a statement containing a written verification that the claim is made under penalty of perjury and that states the total fuel tax paid in the applicable tax year for each vehicle for which the exemption and refund is claimed. The claim shall not be transferred or assigned and shall be filed on or after January fifteenth but not later than April fifteenth after the close of the tax year for which the exemption and refund is claimed. A person claiming a refund under this subdivision shall not be entitled to claim a standard refund under subdivision (2) of this subsection for the same tax year. The claim statement may be submitted electronically and shall at a minimum include the following information:

- (a) Date of sale;
- (b) Name and address of purchaser;
- (c) Number of gallons purchased;
- (d) Number of gallons purchased and charged Missouri fuel tax, as a separate item; and
- (e) An affirmation that such person is claiming the itemized refund and shall not claim the standard refund under subdivision (2) of this subsection; or

(2) For a standard refund under this subdivision, at the time a person files his or her Missouri income tax return, a person may select to claim the exemption and refund as a standard refund applied as an immediate refund or applied as a credit against the person's Missouri income tax liability under chapter 143. A person claiming a standard refund under this subdivision shall not be entitled to claim a receipt-based refund under subdivision (1) of this subsection for the same tax year. For the purposes of this subdivision, the term "standard refund" shall mean the exemption and refund provided under this section, applied for and claimed by a person as a set, flat amount under paragraph (a) of this subdivision, selected to be refunded to such person as either an immediate refund or credit applied against the person's Missouri income tax liability under chapter 143.

(a) The standard refund shall be allocated as follows:

- a. Thirty dollars for the 2023 tax year;
- b. Forty-five dollars for the 2024 tax year;
- c. Sixty dollars for the 2025 tax year;
- d. Seventy-five dollars for all tax years beginning on or after January 1, 2026.

(b) A person shall file a form, provided by the department of revenue, with such person's Missouri income tax return, if applicable. The claim shall not be transferred or assigned and the form shall be filed on or after January fifteenth but not later than April fifteenth after the close of the tax year for which the exemption and refund is claimed.

(c) Such form may be submitted electronically and at minimum shall include:

- a. The person's selection of the standard refund taken as a refund or as a credit against chapter 143 income taxes, as provided under this subdivision, that he or she is claiming for the applicable tax year;
- b. An affirmation that such person is claiming the standard refund and shall not claim the receipt-based refund under subdivision (1) of this subsection;
- c. The vehicle identification number of the motor vehicle into which the motor fuel was delivered;
- d. The name and address of the person making the claim;
- e. Information or identification showing that such person was the owner of a vehicle licensed in Missouri;
- f. An affirmation that such person made eligible purchases under this section in the tax year for which the exemption and refund is claimed; and
- g. Any other information that the department may require to fulfill the obligations under this section.

5. The exemption and refund as reimbursed under the provisions of this section shall be paid out of the proceeds of the additional tax under subsection 3 of section 142.803. Refunds shall not exceed the tax collected under subsection 3 of section 142.803. If amount of refunds claimed under this section in a tax year exceeds the tax collected for the tax year, refunds shall be allowed based on the order in which they are claimed. The qualifications provided under subsections 4 and 5 of this section shall be subject to audit by the department."; and

Further amend the remaining subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 3** was adopted.

Representative Mayhew offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 519, Page 3, Section 142.822, Lines 66-69, by deleting all of said lines and inserting in lieu thereof the following:

"~~[6-]~~ **8. (1) Except as provided in subdivision (2) of this subsection**, the exemption and refund specified in this section shall be available only with regard to motor fuel delivered into a motor vehicle with a gross weight, as defined in section 301.010, of twenty-six thousand pounds or less.

(2) The exemption and refund specified in this subsection shall be available with regard to motor fuel delivered into a motor vehicle with a gross weight that exceeds twenty-six thousand pounds when the motor vehicle is owned by a corporation licensed in Missouri with its primary headquarters in Missouri, or owned by a sole proprietor whose home office is located in Missouri, provided that the corporation or sole proprietor submits documentation to the director that any exemption and refund claimed is based solely on fuel delivered into a motor vehicle while it was operating in the state of Missouri. If the motor vehicle was operated in multiple states, the applicant shall submit documentation that separates the fuel delivered to the vehicle while operating in other states from the fuel delivered to the vehicle while operating in the state of Missouri.

~~[7-]~~ **9.** The director shall promulgate rules as necessary to implement the provisions of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 4** was adopted.

On motion of Representative Mayhew, **HB 519, as amended**, was ordered perfected and printed.

HCS HB 207, relating to motor vehicle inspection requirements, was taken up by Representative Buchheit-Courtway.

Representative Buchheit-Courtway moved that the title of **HCS HB 207** be agreed to.

Representative Sassmann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 207, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the words "motor vehicles, with a penalty provision."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sassmann, **House Amendment No. 1** was adopted.

Representative Sassmann offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 207, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.469. 1. Any vehicle owner may receive license plates as prescribed in this section, for any motor vehicle such person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight, after an annual payment of an emblem-use authorization fee to the Missouri conservation heritage foundation. The foundation hereby authorizes the use of its official emblems to be affixed on multiyear license plates as provided in this section. Any vehicle owner may annually apply for the use of the emblems.

2. Upon annual application and payment of a twenty-five dollar emblem-use authorization fee to the Missouri conservation heritage foundation, the foundation shall issue to the vehicle owner, without further charge, an emblem-use authorization statement, which shall be presented to the director of the department of revenue at the time of registration of a motor vehicle.

3. Upon presentation of the annual statement, payment of a fifteen dollar fee in addition to the regular registration fees and documents which may be required by law, the director of the department of revenue shall issue a license plate, which shall bear an emblem of the Missouri conservation heritage foundation in a form prescribed by the director, to the vehicle owner. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the personalization of license plates pursuant to this section.

4. Application for the emblem-use authorization and payment of the twenty-five-dollar contribution may also be made at the time of registration to the director of the department of revenue, who shall deposit the contribution to the credit of the Missouri conservation heritage foundation.

5. A vehicle owner, who was previously issued a plate with a Missouri conservation heritage foundation emblem authorized by this section but who does not provide an emblem-use authorization statement at a subsequent time of registration, shall be issued a new plate which does not bear the foundation emblem, as otherwise provided by law.

~~5-~~ 6. The director of the department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with the provisions of chapter 536. This section and

chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sassmann, **House Amendment No. 2** was adopted.

On motion of Representative Buchheit-Courtway, **HCS HB 207, as amended**, was adopted.

On motion of Representative Buchheit-Courtway, **HCS HB 207, as amended**, was ordered perfected and printed.

HB 403, relating to the large animal veterinary student loan program, was taken up by Representative Haden.

On motion of Representative Haden, the title of **HB 403** was agreed to.

Representative Haden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 403, Page 2, Section 340.381, Line 3, by inserting after the word "**and**" the word "**Dr.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 1** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	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	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirt
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Peters	Pollitt

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Pouche	Reedy	Richey	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 043

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

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Atchison	Bonacker	Byrnes	Doll
Ealy	Gray	Ingle	Lewis 6	Lonsdale
Nickson-Clark	Parker	Perkins	Plank	Reuter
Riggs	Stacy	Toalson Reisch	Windham	Woods

VACANCIES: 000

On motion of Representative Haden, **HB 403, as amended**, was ordered perfected and printed.

HCS HB 225, relating to the Missouri nuclear clean power act, was taken up by Representative Black.

On motion of Representative Black, the title of **HCS HB 225** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
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
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight

Lovasco	Marquart	Mayhew	McGaugh	McGill
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Richey	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: 044

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

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Atchison	Byrnes	Doll	Ealy
Gray	Ingle	Lewis 6	Lonsdale	Matthiesen
Nickson-Clark	Parker	Plank	Reuter	Riggs
Windham				

VACANCIES: 000

On motion of Representative Black, **HCS HB 225** was adopted.

On motion of Representative Black, **HCS HB 225** was ordered perfected and printed.

HCS HB 631, relating to the industrial minerals advisory council, was taken up by Representative Houx.

Representative Houx moved that the title of **HCS HB 631** be agreed to.

Representative Knight offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 631, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the words "department of natural resources."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1** was adopted.

Representative Bromley offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 631, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"256.700. 1. Any operator desiring to engage in surface mining who applies for a permit under section 444.772 shall, in addition to all other fees authorized under such section, annually submit a geologic resources fee. Such fee shall be deposited in the geologic resources fund established and expended under section 256.705. For any operator of a gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, there shall be no fee under this section.

2. The director of the department of natural resources may require a geologic resources fee for each permit not to exceed one hundred dollars. The director may also require a geologic resources fee for each site listed on a permit not to exceed one hundred dollars for each site. The director may also require a geologic resources fee for each acre permitted by the operator under section 444.772 not to exceed ten dollars per acre. If such fee is assessed, the fee per acre on all acres bonded by a single operator that exceeds a total of three hundred acres shall be reduced by fifty percent. In no case shall the geologic resources fee portion for any permit issued under section 444.772 be more than three thousand five hundred dollars.

3. Beginning August 28, 2007, the geologic resources fee shall be set at a permit fee of fifty dollars, a site fee of fifty dollars, and an acre fee of six dollars. Fees may be raised as allowed in this subsection by a regulation change promulgated by the director of the department of natural resources. Prior to such a regulation change, the director shall consult the industrial minerals advisory council created under section 256.710 in order to determine the need for such an increase in fees.

4. Fees imposed under this section shall become effective August 28, 2007, and shall expire on December 31, ~~2025~~ **2031**. No other provisions of sections 256.700 to 256.710 shall expire.

5. The department of natural resources may promulgate rules to implement the provisions of sections 256.700 to 256.710. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void."; and

Further amend said bill, Page 2, Section 256.710, Line 50, by inserting after all of said section and line the following:

"259.080. 1. It shall be unlawful to commence operations for the drilling of a well for oil or gas, or to commence operations to deepen any well to a different geological formation, or to commence injection activities for enhanced recovery of oil or gas or for disposal of fluids, without first giving the state geologist notice of intention to drill or intention to inject and first obtaining a permit from the state geologist under such rules and regulations as may be prescribed by the council.

2. The department of natural resources may conduct a comprehensive review, and propose a new fee structure, or propose changes to the oil and gas fee structure, which may include but need not be limited to permit application fees, operating fees, closure fees, and late fees, and an extraction or severance fee. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: oil and gas industry representatives, the advisory committee, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure or changes to the oil and gas fee structure with stakeholder agreement to the oil and gas council. The council shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the council approves, by vote of two-thirds majority, the fee structure recommendations, the council shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules under sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out in this section, they shall take effect on January first of the following year, at which point the existing fee structure shall expire. Any regulation

promulgated under this subsection shall be deemed beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, disapproves the regulation by concurrent resolution. If the general assembly so disapproved any regulation filed under this subsection, the department and the council shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the council to further revise the fee structure as provided in this subsection shall expire on August 28, ~~2025~~ **2031**. **If the council's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place.**

3. Failure to pay the fees, or any portion thereof, established under this section or to submit required reports, forms or information by the due date shall result in the imposition of a late fee established by the council. The department may issue an administrative order requiring payment of unpaid fees or may request that the attorney general bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of Cole County, or, in the case of well fees, in the circuit court of the county in which the well is located.

260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, ~~2023~~ **2029**.

260.273. 1. Any person purchasing a new tire may present to the seller the used tire or remains of such used tire for which the new tire purchased is to replace.

2. A fee for each new tire sold at retail shall be imposed on any person engaging in the business of making retail sales of new tires within this state. The fee shall be charged by the retailer to the person who purchases a tire for use and not for resale. Such fee shall be imposed at the rate of fifty cents for each new tire sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the tires have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the tire retailer as collection costs, shall be paid to the department of revenue in the form and manner required by the department of revenue and shall include the total number of new tires sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of new tires to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee.

3. The department of revenue shall administer, collect and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the new tire fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into an appropriate subaccount of the solid waste management fund, created pursuant to section 260.330.

4. Up to five percent of the revenue available may be allocated, upon appropriation, to the department of natural resources to be used cooperatively with the department of elementary and secondary education for the purposes of developing environmental educational materials, programs, and curriculum that assist in the department's implementation of sections 260.200 to 260.345.

5. Up to fifty percent of the moneys received pursuant to this section may, upon appropriation, be used to administer the programs imposed by this section. Up to forty-five percent of the moneys received under this section may, upon appropriation, be used for the grants authorized in subdivision (2) of subsection 6 of this section. All remaining moneys shall be allocated, upon appropriation, for the projects authorized in section 260.276, except that any unencumbered moneys may be used for public health, environmental, and safety projects in response to environmental or public health emergencies and threats as determined by the director.

6. The department shall promulgate, by rule, a statewide plan for the use of moneys received pursuant to this section to accomplish the following:

(1) Removal of scrap tires from illegal tire dumps;

(2) Providing grants to persons that will use products derived from scrap tires, or use scrap tires as a fuel or fuel supplement; and

(3) Resource recovery activities conducted by the department pursuant to section 260.276.

7. The fee imposed in subsection 2 of this section shall begin the first day of the month which falls at least thirty days but no more than sixty days immediately following August 28, 2005, and shall terminate December 31, ~~[2025]~~ 2031.

260.380. 1. After six months from the effective date of the standards, rules and regulations adopted by the commission pursuant to section 260.370, hazardous waste generators located in Missouri shall:

(1) Promptly file and maintain with the department, on registration forms it provides for this purpose, information on hazardous waste generation and management as specified by rules and regulations. Hazardous waste generators shall pay a one hundred dollar registration fee upon initial registration, and a one hundred dollar registration renewal fee annually thereafter to maintain an active registration. Such fees shall be deposited in the hazardous waste fund created in section 260.391;

(2) Containerize and label all hazardous wastes as specified by standards, rules and regulations;

(3) Segregate all hazardous wastes from all nonhazardous wastes and from noncompatible wastes, materials and other potential hazards as specified by standards, rules and regulations;

(4) Provide safe storage and handling, including spill protection, as specified by standards, rules and regulations, for all hazardous wastes from the time of their generation to the time of their removal from the site of generation;

(5) Unless provided otherwise in the rules and regulations, utilize only a hazardous waste transporter holding a license pursuant to sections 260.350 to 260.430 for the removal of all hazardous wastes from the premises where they were generated;

(6) Unless provided otherwise in the rules and regulations, provide a separate manifest to the transporter for each load of hazardous waste transported from the premises where it was generated. The generator shall specify the destination of such load on the manifest. The manner in which the manifest shall be completed, signed and filed with the department shall be in accordance with rules and regulations;

(7) Utilize for treatment, resource recovery, disposal or storage of all hazardous wastes, only a hazardous waste facility authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act, or any facility exempted from the permit required pursuant to section 260.395;

(8) Collect and maintain such records, perform such monitoring or analyses, and submit such reports on any hazardous waste generated, its transportation and final disposition, as specified in sections 260.350 to 260.430 and rules and regulations adopted pursuant to sections 260.350 to 260.430;

(9) Make available to the department upon request samples of waste and all records relating to hazardous waste generation and management for inspection and copying and allow the department to make unhampered inspections at any reasonable time of hazardous waste generation and management facilities located on the generator's property and hazardous waste generation and management practices carried out on the generator's property;

(10) (a) Pay annually, on or before January first of each year, effective January 1, 1982, a fee to the state of Missouri to be placed in the hazardous waste fund. The fee shall be five dollars per ton or portion thereof of hazardous waste registered with the department as specified in subdivision (1) of this subsection for the twelve-month period ending June thirtieth of the previous year. However, the fee shall not exceed fifty-two thousand dollars per generator site per year nor be less than one hundred fifty dollars per generator site per year.

(b) All moneys payable pursuant to the provisions of this subdivision shall be promptly transmitted to the department of revenue, which shall deposit the same in the state treasury to the credit of the hazardous waste fund created in section 260.391.

(c) The hazardous waste management commission shall establish and submit to the department of revenue procedures relating to the collection of the fees authorized by this subdivision. Such procedures shall include, but not be limited to, necessary records identifying the quantities of hazardous waste registered, the form and submission of reports to accompany the payment of fees, the time and manner of payment of fees, which shall not be more often than quarterly.

(d) Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 4 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, ~~[2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024]~~ **2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place.**

2. Missouri treatment, storage, or disposal facilities shall pay annually, on or before January first of each year, a fee to the department equal to two dollars per ton or portion thereof for all hazardous waste received from outside the state. This fee shall be based on the hazardous waste received for the twelve-month period ending June thirtieth of the previous year.

3. Exempted from the requirements of this section are individual householders and farmers who generate only small quantities of hazardous waste and any person the commission determines generates only small quantities of hazardous waste on an infrequent basis, except that:

(1) Householders, farmers and exempted persons shall manage all hazardous wastes they may generate in a manner so as not to adversely affect the health of humans, or pose a threat to the environment, or create a public nuisance; and

(2) The department may determine that a specific quantity of a specific hazardous waste requires special management. Upon such determination and after public notice by press release or advertisement thereof, including instructions for handling and delivery, generators exempted pursuant to this subsection shall deliver, but without a manifest or the requirement to use a licensed hazardous waste transporter, such waste to:

(a) Any storage, treatment or disposal site authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act which the department designates for this purpose; or

(b) A collection station or vehicle which the department may arrange for and designate for this purpose.

4. Failure to pay the fee, or any portion thereof, prescribed in this section by the due date shall result in the imposition of a penalty equal to fifteen percent of the original fee. The fee prescribed in this section shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

260.392. 1. As used in sections 260.392 to 260.399, the following terms mean:

(1) "Cask", all the components and systems associated with the container in which spent fuel, high-level radioactive waste, highway route controlled quantity, or transuranic radioactive waste are stored;

(2) "High-level radioactive waste", the highly radioactive material resulting from the reprocessing of spent nuclear fuel including liquid waste produced directly in reprocessing and any solid material derived from such liquid waste that contains fission products in sufficient concentrations, and other highly radioactive material that the United States Nuclear Regulatory Commission has determined to be high-level radioactive waste requiring permanent isolation;

(3) "Highway route controlled quantity", as defined in 49 CFR Part 173.403, as amended, a quantity of radioactive material within a single package. Highway route controlled quantity shipments of thirty miles or less within the state are exempt from the provisions of this section;

(4) "Low-level radioactive waste", any radioactive waste not classified as high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel by the United States Nuclear Regulatory Commission, consistent with existing law. Shipment of all sealed sources meeting the definition of low-level radioactive waste, shipments of low-level radioactive waste that are within a radius of no more than fifty miles from the point of origin, and all naturally occurring radioactive material given written approval for landfill disposal by the Missouri department of natural resources under 10 CSR 80- 3.010 are exempt from the provisions of this section. Any low-level radioactive waste that has a radioactive half-life equal to or less than one hundred twenty days is exempt from the provisions of this section;

(5) "Shipper", the generator, owner, or company contracting for transportation by truck or rail of the spent fuel, high-level radioactive waste, highway route controlled quantity shipments, transuranic radioactive waste, or low-level radioactive waste;

(6) "Spent nuclear fuel", fuel that has been withdrawn from a nuclear reactor following irradiation, the constituent elements of which have not been separated by reprocessing;

(7) "State-funded institutions of higher education", any campus of any university within the state of Missouri that receives state funding and has a nuclear research reactor;

(8) "Transuranic radioactive waste", defined in 40 CFR Part 191.02, as amended, as waste containing more than one hundred nanocuries of alpha-emitting transuranic isotopes with half-lives greater than twenty years, per gram of waste. For the purposes of this section, transuranic waste shall not include:

(a) High-level radioactive wastes;

(b) Any waste determined by the Environmental Protection Agency with the concurrence of the Environmental Protection Agency administrator that does not need the degree of isolation required by this section; or

(c) Any waste that the United States Nuclear Regulatory Commission has approved for disposal on a case-by-case basis in accordance with 10 CFR Part 61, as amended.

2. Any shipper that ships high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state shall be subject to the fees established in this subsection, provided that no state-funded institution of higher education that ships nuclear waste shall pay any such fee. These higher education institutions shall reimburse the Missouri state highway patrol directly for all costs related to shipment escorts. The fees for all other shipments shall be:

(1) One thousand eight hundred dollars for each truck transporting through or within the state high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel or highway route controlled quantity shipments. All truck shipments of high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel, or highway route controlled quantity shipments are subject to a surcharge of twenty-five dollars per mile for every mile over two hundred miles traveled within the state;

(2) One thousand three hundred dollars for the first cask and one hundred twenty-five dollars for each additional cask for each rail shipment through or within the state of high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel;

(3) One hundred twenty-five dollars for each truck or train transporting low-level radioactive waste through or within the state. The department of natural resources may accept an annual shipment fee as negotiated with a shipper or accept payment per shipment.

3. All revenue generated from the fees established in subsection 2 of this section shall be deposited into the environmental radiation monitoring fund established in section 260.750 and shall be used by the department of natural resources to achieve the following objectives and for purposes related to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste, including, but not limited to:

- (1) Inspections, escorts, and security for waste shipment and planning;
- (2) Coordination of emergency response capability;
- (3) Education and training of state, county, and local emergency responders;
- (4) Purchase and maintenance of necessary equipment and supplies for state, county, and local emergency responders through grants or other funding mechanisms;

- (5) Emergency responses to any transportation incident involving the high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste;

- (6) Oversight of any environmental remediation necessary resulting from an incident involving a shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste. Reimbursement for oversight of any such incident shall not reduce or eliminate the liability of any party responsible for the incident; such party may be liable for full reimbursement to the state or payment of any other costs associated with the cleanup of contamination related to a transportation incident;

- (7) Administrative costs attributable to the state agencies which are incurred through their involvement as it relates to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state.

4. Nothing in this section shall preclude any other state agency from receiving reimbursement from the department of natural resources and the environmental radiation monitoring fund for services rendered that achieve the objectives and comply with the provisions of this section.

5. Any unencumbered balance in the environmental radiation monitoring fund that exceeds three hundred thousand dollars in any given fiscal year shall be returned to shippers on a pro rata basis, based on the shipper's contribution into the environmental radiation monitoring fund for that fiscal year.

6. The department of natural resources, in coordination with the department of health and senior services and the department of public safety, may promulgate rules necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

7. All funds deposited in the environmental radiation monitoring fund through fees established in subsection 2 of this section shall be utilized, subject to appropriation by the general assembly, for the administration and enforcement of this section by the department of natural resources. All interest earned by the moneys in the fund shall accrue to the fund.

8. All fees shall be paid to the department of natural resources prior to shipment.

9. Notice of any shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, or spent nuclear fuel through or within the state shall be provided by the shipper to the governor's designee for advanced notification, as described in 10 CFR Parts 71 and 73, as amended, prior to such shipment entering the state. Notice of any shipment of low-level radioactive waste through or within the state shall be provided by the shipper to the Missouri department of natural resources before such shipment enters the state.

10. Any shipper who fails to pay a fee assessed under this section, or fails to provide notice of a shipment, shall be liable in a civil action for an amount not to exceed ten times the amount assessed and not paid. The action shall be brought by the attorney general at the request of the department of natural resources. If the action involves a facility domiciled in the state, the action shall be brought in the circuit court of the county in which the facility is located. If the action does not involve a facility domiciled in the state, the action shall be brought in the circuit court of Cole County.

11. Beginning on December 31, 2009, and every two years thereafter, the department of natural resources shall prepare and submit a report on activities of the environmental radiation monitoring fund to the general assembly. This report shall include information on fee income received and expenditures made by the state to enforce and administer the provisions of this section.

12. The provisions of this section shall not apply to high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste shipped by or for the federal government for military or national defense purposes.

13. The program authorized under this section shall automatically sunset on August 28, ~~2024~~ 2030.

260.475. 1. Every hazardous waste generator located in Missouri shall pay, in addition to the fees imposed in section 260.380, a fee of twenty-five dollars per ton annually on all hazardous waste which is discharged, deposited, dumped or placed into or on the soil as a final action, and two dollars per ton on all other hazardous waste transported off site. No fee shall be imposed upon any hazardous waste generator who registers less than ten tons of hazardous waste annually pursuant to section 260.380, or upon:

- (1) Hazardous waste which must be disposed of as provided by a remedial plan for an abandoned or uncontrolled hazardous waste site;
- (2) Fly ash waste, bottom ash waste, slag waste and flue gas emission control waste generated primarily from the combustion of coal or other fossil fuels;
- (3) Solid waste from the extraction, beneficiation and processing of ores and minerals, including phosphate rock and overburden from the mining of uranium ore and smelter slag waste from the processing of materials into reclaimed metals;
- (4) Cement kiln dust waste;
- (5) Waste oil; or
- (6) Hazardous waste that is:
 - (a) Reclaimed or reused for energy and materials;
 - (b) Transformed into new products which are not wastes;
 - (c) Destroyed or treated to render the hazardous waste nonhazardous; or
 - (d) Waste discharged to a publicly owned treatment works.

2. The fees imposed in this section shall be reported and paid to the department on an annual basis not later than the first of January. The payment shall be accompanied by a return in such form as the department may prescribe.

3. All moneys collected or received by the department pursuant to this section shall be transmitted to the department of revenue for deposit in the state treasury to the credit of the hazardous waste fund created pursuant to section 260.391. Following each annual reporting date, the state treasurer shall certify the amount deposited in the fund to the commission.

4. If any generator or transporter fails or refuses to pay the fees imposed by this section, or fails or refuses to furnish any information reasonably requested by the department relating to such fees, there shall be imposed, in addition to the fee determined to be owed, a penalty of fifteen percent of the fee shall be deposited in the hazardous waste fund.

5. If the fees or any portion of the fees imposed by this section are not paid by the date prescribed for such payment, there shall be imposed interest upon the unpaid amount at the rate of ten percent per annum from the date prescribed for its payment until payment is actually made, all of which shall be deposited in the hazardous waste fund.

6. The state treasurer is authorized to deposit all of the moneys in the hazardous waste fund in any of the qualified depositories of the state. All such deposits shall be secured in such a manner and shall be made upon such terms and conditions as are now or may hereafter be provided for by law relative to state deposits. Interest received on such deposits shall be credited to the hazardous waste fund.

7. This fee shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the

commission-adopted fee structure, contrary to subsection 7 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, ~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~ **2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place.**

444.768. 1. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee, bond, or assessment structure as set forth in this chapter. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from regulated entities and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee, bond, or assessment structure with stakeholder agreement to the Missouri mining commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the proposed structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority, the fee, bond, or assessment structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year, at which point the existing fee, bond, or assessment structure shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 12 of section 444.772. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee, bond, or assessment structure and shall continue to use the previous fee, bond, or assessment structure. The authority for the commission to further revise the fee, bond, or assessment structure as provided in this subsection shall expire on August 28, ~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~ **2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place.**

2. Failure to pay any fee, bond, or assessment, or any portion thereof, referenced in this section by the due date may result in the imposition of a late fee equal to fifteen percent of the unpaid amount, plus ten percent interest per annum. Any order issued by the department under this chapter may require payment of such amounts. The department may bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of the county in which the facility is located, or in the circuit court of Cole County.

444.772. 1. Any operator desiring to engage in surface mining shall make written application to the director for a permit.

2. Application for permit shall be made on a form prescribed by the commission and shall include:

- (1) The name of all persons with any interest in the land to be mined;
- (2) The source of the applicant's legal right to mine the land affected by the permit;
- (3) The permanent and temporary post office address of the applicant;
- (4) Whether the applicant or any person associated with the applicant holds or has held any other permits pursuant to sections 444.500 to 444.790, and an identification of such permits;
- (5) The written consent of the applicant and any other persons necessary to grant access to the commission or the director to the area of land affected under application from the date of application until the expiration of any permit granted under the application and thereafter for such time as is necessary to assure compliance with all provisions of sections 444.500 to 444.790 or any rule or regulation promulgated pursuant to them. Permit applications submitted by operators who mine an annual tonnage of less than ten thousand tons shall be required to include written consent from the operator to grant access to the commission or the director to the area of land affected;

(6) A description of the tract or tracts of land and the estimated number of acres thereof to be affected by the surface mining of the applicant for the next succeeding twelve months; and

(7) Such other information that the commission may require as such information applies to land reclamation.

3. The application for a permit shall be accompanied by a map in a scale and form specified by the commission by regulation.

4. The application shall be accompanied by a bond, security or certificate meeting the requirements of section 444.778, a geologic resources fee authorized under section 256.700, and a permit fee approved by the commission not to exceed one thousand dollars. The commission may also require a fee for each site listed on a permit not to exceed four hundred dollars for each site. If mining operations are not conducted at a site for six months or more during any year, the fee for such site for that year shall be reduced by fifty percent. The commission may also require a fee for each acre bonded by the operator pursuant to section 444.778 not to exceed twenty dollars per acre. If such fee is assessed, the per-acre fee on all acres bonded by a single operator that exceed a total of two hundred acres shall be reduced by fifty percent. In no case shall the total fee for any permit be more than three thousand dollars. Permit and renewal fees shall be established by rule, except for the initial fees as set forth in this subsection, and shall be set at levels that recover the cost of administering and enforcing sections 444.760 to 444.790, making allowances for grants and other sources of funds. The director shall submit a report to the commission and the public each year that describes the number of employees and the activities performed the previous calendar year to administer sections 444.760 to 444.790. For any operator of a gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the total cost of submitting an application shall be three hundred dollars. The issued permit shall be valid from the date of its issuance until the date specified in the mine plan unless sooner revoked or suspended as provided in sections 444.760 to 444.790. Beginning August 28, 2007, the fees shall be set at a permit fee of eight hundred dollars, a site fee of four hundred dollars, and an acre fee of ten dollars, with a maximum fee of three thousand dollars. Fees may be raised as allowed in this subsection after a regulation change that demonstrates the need for increased fees.

5. An operator desiring to have his or her permit amended to cover additional land may file an amended application with the commission. Upon receipt of the amended application, and such additional fee and bond as may be required pursuant to the provisions of sections 444.760 to 444.790, the director shall, if the applicant complies with all applicable regulatory requirements, issue an amendment to the original permit covering the additional land described in the amended application.

6. An operation may withdraw any land covered by a permit, excepting affected land, by notifying the commission thereof, in which case the penalty of the bond or security filed by the operator pursuant to the provisions of sections 444.760 to 444.790 shall be reduced proportionately.

7. Where mining or reclamation operations on acreage for which a permit has been issued have not been completed, the permit shall be renewed. The operator shall submit a permit renewal form furnished by the director for an additional permit year and pay a fee equal to an application fee calculated pursuant to subsection 4 of this section, but in no case shall the renewal fee for any operator be more than three thousand dollars. For any operator involved in any gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the permit as to such acreage shall be renewed by applying on a permit renewal form furnished by the director for an additional permit year and payment of a fee of three hundred dollars. Upon receipt of the completed permit renewal form and fee from the operator, the director shall approve the renewal. With approval of the director and operator, the permit renewal may be extended for a portion of an additional year with a corresponding prorating of the renewal fee.

8. Where one operator succeeds another at any uncompleted operation, either by sale, assignment, lease or otherwise, the commission may release the first operator from all liability pursuant to sections 444.760 to 444.790 as to that particular operation if both operators have been issued a permit and have otherwise complied with the requirements of sections 444.760 to 444.790 and the successor operator assumes as part of his or her obligation pursuant to sections 444.760 to 444.790 all liability for the reclamation of the area of land affected by the former operator.

9. The application for a permit shall be accompanied by a plan of reclamation that meets the requirements of sections 444.760 to 444.790 and the rules and regulations promulgated pursuant thereto, and shall contain a verified statement by the operator setting forth the proposed method of operation, reclamation, and a conservation plan for the affected area including approximate dates and time of completion, and stating that the operation will meet the requirements of sections 444.760 to 444.790, and any rule or regulation promulgated pursuant to them.

10. At the time that a permit application is deemed complete by the director, the operator shall publish a notice of intent to operate a surface mine in any newspaper qualified pursuant to section 493.050 to publish legal notices in any county where the land is located. If the director does not respond to a permit application within forty-

five calendar days, the application shall be deemed to be complete. Notice in the newspaper shall be posted once a week for four consecutive weeks beginning no more than ten days after the application is deemed complete. The operator shall also send notice of intent to operate a surface mine by certified mail to the governing body of the counties or cities in which the proposed area is located, and to the last known addresses of all record landowners whose property is:

- (1) Within two thousand six hundred forty feet, or one-half mile from the border of the proposed mine plan area; and
- (2) Adjacent to the proposed mine plan area, land upon which the mine plan area is located, or adjacent land having a legal relationship with either the applicant or the owner of the land upon which the mine plan area is located.

The notices shall include the name and address of the operator, a legal description consisting of county, section, township and range, the number of acres involved, a statement that the operator plans to mine a specified mineral during a specified time, and the address of the commission. The notices shall also contain a statement that any person with a direct, personal interest in one or more of the factors the director may consider in issuing a permit may request a public meeting or file written comments to the director no later than fifteen days following the final public notice publication date. If any person requests a public meeting, the applicant shall cooperate with the director in making all necessary arrangements for the public meeting to be held in a reasonably convenient location and at a reasonable time for interested participants, and the applicant shall bear the expenses.

11. The director may approve a permit application or permit amendment whose operation or reclamation plan deviates from the requirements of sections 444.760 to 444.790 if it can be demonstrated by the operator that the conditions present at the surface mining location warrant an exception. The criteria accepted for consideration when evaluating the merits of an exception or variance to the requirements of sections 444.760 to 444.790 shall be established by regulations.

12. Fees imposed pursuant to this section shall become effective August 28, 2007, and shall expire on December 31, ~~2024~~ 2030. No other provisions of this section shall expire.

640.023. Notwithstanding any provision of law to the contrary, the department of natural resources shall not take any permitting or regulatory action based solely on guidance that has not been promulgated as a regulation, unless such use of guidance is agreed to by the permittee or person subject to such regulatory action.

640.100. 1. The safe drinking water commission created in section 640.105 shall promulgate rules necessary for the implementation, administration and enforcement of sections 640.100 to 640.140 and the federal Safe Drinking Water Act as amended.

2. No standard, rule or regulation or any amendment or repeal thereof shall be adopted except after a public hearing to be held by the commission after at least thirty days' prior notice in the manner prescribed by the rulemaking provisions of chapter 536 and an opportunity given to the public to be heard; the commission may solicit the views, in writing, of persons who may be affected by, knowledgeable about, or interested in proposed rules and regulations, or standards. Any person heard or registered at the hearing, or making written request for notice, shall be given written notice of the action of the commission with respect to the subject thereof. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated to administer and enforce sections 640.100 to 640.140 shall become effective only if the agency has fully complied with all of the requirements of chapter 536, including but not limited to section 536.028, if applicable, after June 9, 1998. All rulemaking authority delegated prior to June 9, 1998, is of no force and effect and repealed as of June 9, 1998, however, nothing in this section shall be interpreted to repeal or affect the validity of any rule adopted or promulgated prior to June 9, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this chapter or chapter 644 shall affect the validity of any rule adopted and promulgated prior to June 9, 1998.

3. The commission shall promulgate rules and regulations for the certification of public water system operators, backflow prevention assembly testers and laboratories conducting tests pursuant to sections 640.100 to 640.140. Any person seeking to be a certified backflow prevention assembly tester shall satisfactorily complete standard, nationally recognized written and performance examinations designed to ensure that the person is competent to determine if the assembly is functioning within its design specifications. Any such state certification shall satisfy any need for local certification as a backflow prevention assembly tester. However, political subdivisions may set additional testing standards for individuals who are seeking to be certified as backflow

prevention assembly testers. Notwithstanding any other provision of law to the contrary, agencies of the state or its political subdivisions shall only require carbonated beverage dispensers to conform to the backflow protection requirements established in the National Sanitation Foundation standard eighteen, and the dispensers shall be so listed by an independent testing laboratory. The commission shall promulgate rules and regulations for collection of samples and analysis of water furnished by municipalities, corporations, companies, state establishments, federal establishments or individuals to the public. The department of natural resources or the department of health and senior services shall, at the request of any supplier, make any analyses or tests required pursuant to the terms of section 192.320 and sections 640.100 to 640.140. The department shall collect fees to cover the reasonable cost of laboratory services, both within the department of natural resources and the department of health and senior services, laboratory certification and program administration as required by sections 640.100 to 640.140. The laboratory services and program administration fees pursuant to this subsection shall not exceed two hundred dollars for a supplier supplying less than four thousand one hundred service connections, three hundred dollars for supplying less than seven thousand six hundred service connections, five hundred dollars for supplying seven thousand six hundred or more service connections, and five hundred dollars for testing surface water. Such fees shall be deposited in the safe drinking water fund as specified in section 640.110. The analysis of all drinking water required by section 192.320 and sections 640.100 to 640.140 shall be made by the department of natural resources laboratories, department of health and senior services laboratories or laboratories certified by the department of natural resources.

4. The department of natural resources shall establish and maintain an inventory of public water supplies and conduct sanitary surveys of public water systems. Such records shall be available for public inspection during regular business hours.

5. (1) For the purpose of complying with federal requirements for maintaining the primacy of state enforcement of the federal Safe Drinking Water Act, the department is hereby directed to request appropriations from the general revenue fund and all other appropriate sources to fund the activities of the public drinking water program and in addition to the fees authorized pursuant to subsection 3 of this section, an annual fee for each customer service connection with a public water system is hereby authorized to be imposed upon all customers of public water systems in this state. Each customer of a public water system shall pay an annual fee for each customer service connection.

(2) The annual fee per customer service connection for unmetered customers and customers with meters not greater than one inch in size shall be based upon the number of service connections in the water system serving that customer, and shall not exceed:

1 to 1,000 connections	\$ 3.24
1,001 to 4,000 connections	3.00
4,001 to 7,000 connections	2.76
7,001 to 10,000 connections	2.40
10,001 to 20,000 connections	2.16
20,001 to 35,000 connections	1.92
35,001 to 50,000 connections	1.56
50,001 to 100,000 connections	1.32
More than 100,000 connections	1.08

(3) The annual user fee for customers having meters greater than one inch but less than or equal to two inches in size shall not exceed seven dollars and forty-four cents; for customers with meters greater than two inches but less than or equal to four inches in size shall not exceed forty-one dollars and sixteen cents; and for customers with meters greater than four inches in size shall not exceed eighty-two dollars and forty-four cents.

(4) Customers served by multiple connections shall pay an annual user fee based on the above rates for each connection, except that no single facility served by multiple connections shall pay a total of more than five hundred dollars per year.

6. Fees imposed pursuant to subsection 5 of this section shall become effective on August 28, 2006, and shall be collected by the public water system serving the customer beginning September 1, 2006, and continuing until such time that the safe drinking water commission, at its discretion, specifies a different amount under subsection 8 of this section. The commission shall promulgate rules and regulations on the procedures for billing, collection and delinquent payment. Fees collected by a public water system pursuant to subsection 5 of this section and fees established by the commission pursuant to subsection 8 of this section are state fees. The annual fee shall be enumerated separately from all other charges, and shall be collected in monthly, quarterly or annual increments. Such fees shall be transferred to the director of the department of revenue at frequencies not less than quarterly. Two percent of the revenue arising from the fees shall be retained by the public water system for the purpose of reimbursing its expenses for billing and collection of such fees.

7. Imposition and collection of the fees authorized in subsection 5 and fees established by the commission pursuant to subsection 8 of this section shall be suspended on the first day of a calendar quarter if, during the preceding calendar quarter, the federally delegated authority granted to the safe drinking water program within the department of natural resources to administer the Safe Drinking Water Act, 42 U.S.C. Section 300g-2, is withdrawn. The fee shall not be reinstated until the first day of the calendar quarter following the quarter during which such delegated authority is reinstated.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from public and private water suppliers, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the safe drinking water commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or six of nine commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year, at which point the existing fee structure shall expire. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, [2024] 2030. **If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place.**

643.079. 1. Any air contaminant source required to obtain a permit issued under sections 643.010 to 643.355 shall pay annually beginning April 1, 1993, a fee as provided herein. For the first year the fee shall be twenty-five dollars per ton of each regulated air contaminant emitted. Thereafter, the fee shall be set every three years by the commission by rule and shall be at least twenty-five dollars per ton of regulated air contaminant emitted but not more than forty dollars per ton of regulated air contaminant emitted in the previous calendar year. If necessary, the commission may make annual adjustments to the fee by rule. The fee shall be set at an amount consistent with the need to fund the reasonable cost of administering sections 643.010 to 643.355, taking into account other moneys received pursuant to sections 643.010 to 643.355. For the purpose of determining the amount of air contaminant emissions on which the fees authorized under this section are assessed, a facility shall be considered one source as described in subsection 2 of section 643.078, except that a facility with multiple operating permits shall pay the emission fees authorized under this section separately for air contaminants emitted under each individual permit.

2. A source which produces charcoal from wood shall pay an annual emission fee under this subsection in lieu of the fee established in subsection 1 of this section. The fee shall be based upon a maximum fee of twenty-five dollars per ton and applied upon each ton of regulated air contaminant emitted for the first four thousand tons of each contaminant emitted in the amount established by the commission pursuant to subsection 1 of this section, reduced according to the following schedule:

- (1) For fees payable under this subsection in the years 1993 and 1994, the fee shall be reduced by one hundred percent;
- (2) For fees payable under this subsection in the years 1995, 1996 and 1997, the fee shall be reduced by eighty percent;
- (3) For fees payable under this subsection in the years 1998, 1999 and 2000, the fee shall be reduced by sixty percent.

3. The fees imposed in subsection 2 of this section shall not be imposed or collected after the year 2000 unless the general assembly reimposes the fee.

4. Each air contaminant source with a permit issued under sections 643.010 to 643.355 shall pay the fee for the first four thousand tons of each regulated air contaminant emitted each year but no air contaminant source shall pay fees on total emissions of regulated air contaminants in excess of twelve thousand tons in any calendar year.

A permitted air contaminant source which emitted less than one ton of all regulated pollutants shall pay a fee equal to the amount per ton set by the commission. An air contaminant source which pays emission fees to a holder of a certificate of authority issued pursuant to section 643.140 may deduct such fees from any amount due under this section. The fees imposed in this section shall not be applied to carbon oxide emissions. The fees imposed in subsection 1 of this section and this subsection shall not be applied to sulfur dioxide emissions from any Phase I affected unit subject to the requirements of Title IV, Section 404, of the federal Clean Air Act, as amended, 42 U.S.C. Section 7651 et seq., any sooner than January 1, 2000. The fees imposed on emissions from Phase I affected units shall be consistent with and shall not exceed the provisions of the federal Clean Air Act, as amended, and the regulations promulgated thereunder. Any such fee on emissions from any Phase I affected unit shall be reduced by the amount of the service fee paid by that Phase I affected unit pursuant to subsection 8 of this section in that year. Any fees that may be imposed on Phase I sources shall follow the procedures set forth in subsection 1 of this section and this subsection and shall not be applied retroactively.

5. Moneys collected under this section shall be transmitted to the director of revenue for deposit in appropriate subaccounts of the natural resources protection fund created in section 640.220. A subaccount shall be maintained for fees paid by air contaminant sources which are required to be permitted under Title V of the federal Clean Air Act, as amended, 42 U.S.C. Section 7661 et seq., and used, upon appropriation, to fund activities by the department to implement the operating permits program authorized by Title V of the federal Clean Air Act, as amended. Another subaccount shall be maintained for fees paid by air contaminant sources which are not required to be permitted under Title V of the federal Clean Air Act as amended, and used, upon appropriation, to fund other air pollution control program activities. Another subaccount shall be maintained for service fees paid under subsection 8 of this section by Phase I affected units which are subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, and used, upon appropriation, to fund air pollution control program activities. The provisions of section 33.080 to the contrary notwithstanding, moneys in the fund shall not revert to general revenue at the end of each biennium. Interest earned by moneys in the subaccounts shall be retained in the subaccounts. The per-ton fees established under subsection 1 of this section may be adjusted annually, consistent with the need to fund the reasonable costs of the program, but shall not be less than twenty-five dollars per ton of regulated air contaminant nor more than forty dollars per ton of regulated air contaminant. The first adjustment shall apply to moneys payable on April 1, 1994, and shall be based upon the general price level for the twelve-month period ending on August thirty-first of the previous calendar year.

6. The department may initiate a civil action in circuit court against any air contaminant source which has not remitted the appropriate fees within thirty days. In any judgment against the source, the department shall be awarded interest at a rate determined pursuant to section 408.030 and reasonable attorney's fees. In any judgment against the department, the source shall be awarded reasonable attorney's fees.

7. The department shall not suspend or revoke a permit for an air contaminant source solely because the source has not submitted the fees pursuant to this section.

8. Any Phase I affected unit which is subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, shall pay annually beginning April 1, 1993, and terminating December 31, 1999, a service fee for the previous calendar year as provided herein. For the first year, the service fee shall be twenty-five thousand dollars for each Phase I affected generating unit to help fund the administration of sections 643.010 to 643.355. Thereafter, the service fee shall be annually set by the commission by rule, following public hearing, based on an annual allocation prepared by the department showing the details of all costs and expenses upon which such fees are based consistent with the department's reasonable needs to administer and implement sections 643.010 to 643.355 and to fulfill its responsibilities with respect to Phase I affected units, but such service fee shall not exceed twenty-five thousand dollars per generating unit. Any such Phase I affected unit which is located on one or more contiguous tracts of land with any Phase II generating unit that pays fees under subsection 1 or subsection 2 of this section shall be exempt from paying service fees under this subsection. A "contiguous tract of land" shall be defined to mean adjacent land, excluding public roads, highways and railroads, which is under the control of or owned by the permit holder and operated as a single enterprise.

9. The department of natural resources shall determine the fees due pursuant to this section by the state of Missouri and its departments, agencies and institutions, including two- and four-year institutions of higher education. The director of the department of natural resources shall forward the various totals due to the joint committee on capital improvements and the directors of the individual departments, agencies and institutions. The departments, as part of the budget process, shall annually request by specific line item appropriation funds to pay said fees and capital funding for projects determined to significantly improve air quality. If the general assembly fails to appropriate funds for emissions fees as specifically requested, the departments, agencies and institutions

shall pay said fees from other sources of revenue or funds available. The state of Missouri and its departments, agencies and institutions may receive assistance from the small business technical assistance program established pursuant to section 643.173.

10. Each retail agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan under 42 U.S.C. Section 7412(r), as amended, shall pay an annual registration fee of two hundred dollars. In addition, each retail agricultural facility that uses, stores, or sells anhydrous ammonia shall pay an annual tonnage fee calculated on the number of tons of anhydrous ammonia sold. The initial retail tonnage fee shall be set at one dollar and twenty-five cents per ton of anhydrous ammonia used or sold. Each distributor or terminal agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan program 3 under 40 CFR Part 68 shall pay an annual registration fee of five thousand dollars and shall not pay a tonnage fee. The annual registration fees and tonnage fee may be periodically revised under subsection 11 of this section. However, the fees collected shall be used exclusively for the purposes of administering the provisions of 42 U.S.C. Section 7412(r), as amended, for such agricultural facilities. Fees paid by agricultural air contaminant sources that use, store, or sell anhydrous ammonia for the purposes of implementing the requirements of 42 U.S.C. Section 7412(r), as amended, shall be deposited into the anhydrous ammonia risk management plan subaccount within the natural resources protection fund created in section 643.245. If the funding exceeds the reasonable costs to administer the programs as set forth in this section, the department of natural resources shall reduce fees for all registrants if the fees derived exceed the reasonable cost of administering the risk management plan under 42 U.S.C. Section 7412(r), as amended.

11. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure authorized by sections 643.073, 643.075, 643.079, 643.225, 643.228, 643.232, 643.237, and 643.242 after holding stakeholder meetings in order to solicit stakeholder input from each of the following groups: the asbestos industry, electric utilities, mineral and metallic mining and processing facilities, cement kiln representatives, and any other interested industrial or business entities or interested parties. The department shall submit a proposed fee structure with stakeholder agreement to the air conservation commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the previous fee structure shall expire upon the effective date of the commission-adopted fee structure. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, by concurrent resolution disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the commission shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, [2024] 2030. **If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place.**

644.057. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the clean water fee structure set forth in sections 644.052, 644.053, and 644.061. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: agriculture, industry, municipalities, public and private wastewater facilities, and the development community. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the clean water commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. In no case shall the clean water commission adopt or recommend any clean water fee in excess of five thousand dollars. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for

such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structures set forth in sections 644.052, 644.053, and 644.061 shall expire upon the effective date of the commission-adopted fee structure, contrary to section 644.054. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure provided by this section shall expire on August 28, ~~[2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024]~~ **2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bromley, **House Amendment No. 2** was adopted.

Representative Cook offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 631, Page 2, Section 256.710, Line 50, by inserting after all of said section and line the following:

"640.099. Notwithstanding the provisions of section 1.140 to the contrary, the provisions of sections 37.070, 67.4500, 67.4505, 67.4510, 67.4515, 67.4520, ~~[192.105,]~~ 247.060, 253.090, 442.014, 444.771, 444.773, 621.250, 640.018, 640.128, ~~[640.850,]~~ 643.020, 643.040, 643.050, 643.060, 643.079, 643.080, 643.130, 643.191, 643.225, 643.232, 643.237, 643.240, 643.242, 643.245, 643.250, 644.036, ~~[644.051,]~~ 644.054, 644.071, 644.145, 701.033, ~~[701.058,]~~ and this section shall be nonseverable, and if any provision is for any reason held to be invalid, such decision shall invalidate all of the remaining provisions of sections 37.070, 67.4500, 67.4505, 67.4510, 67.4515, 67.4520, ~~[192.105,]~~ 247.060, 253.090, 442.014, 444.771, 444.773, 621.250, 640.018, 640.128, ~~[640.850,]~~ 643.020, 643.040, 643.050, 643.060, 643.079, 643.080, 643.130, 643.191, 643.225, 643.232, 643.237, 643.240, 643.242, 643.245, 643.250, 644.036, ~~[644.051,]~~ 644.054, 644.071, 644.145, 701.033, ~~[701.058,]~~ and this section. 644.051. 1. It is unlawful for any person:

- (1) To cause pollution of any waters of the state or to place or cause or permit to be placed any water contaminant in a location where it is reasonably certain to cause pollution of any waters of the state;
- (2) To discharge any water contaminants into any waters of the state which reduce the quality of such waters below the water quality standards established by the commission;
- (3) To violate any pretreatment and toxic material control regulations, or to discharge any water contaminants into any waters of the state which exceed effluent regulations or permit provisions as established by the commission or required by any federal water pollution control act;
- (4) To discharge any radiological, chemical, or biological warfare agent or high-level radioactive waste into the waters of the state.

2. It shall be unlawful for any person to operate, use or maintain any water contaminant or point source in this state that is subject to standards, rules or regulations promulgated pursuant to the provisions of sections 644.006 to 644.141 unless such person holds an operating permit from the commission, subject to such exceptions as the commission may prescribe by rule or regulation. However, no operating permit shall be required of any person for any emission into publicly owned treatment facilities or into publicly owned sewer systems tributary to publicly owned treatment works.

3. It shall be unlawful for any person to construct, build, replace or make major modification to any point source or collection system that is principally designed to convey or discharge human sewage to waters of the state, unless such person obtains a construction permit from the commission, except as provided in this section. The following activities shall be excluded from construction permit requirements:

- (1) Facilities greater than one million gallons per day that are authorized through a local supervised program, and are not receiving any department financial assistance;
- (2) All sewer extensions or collection projects that are one thousand feet in length or less with fewer than two lift stations;
- (3) All sewer collection projects that are authorized through a local supervised program; ~~and~~
- (4) **Any earthen basin constructed to retain and settle nontoxic, nonmetallic earthen materials such as soil, silt, and rock; and**
- (5) Any other exclusions the commission may promulgate by rule.

4. A construction permit may be required by the department in the following circumstances:

- ~~(a)~~ (1) Substantial deviation from the commission's design standards;
- ~~(b)~~ (2) To address noncompliance;
- ~~(c)~~ (3) When an unauthorized discharge has occurred or has the potential to occur; or
- ~~(d)~~ (4) To correct a violation of water quality standards.

~~In addition,~~ 5. Any point source that proposes to construct an earthen storage structure to hold, convey, contain, store or treat domestic, agricultural, or industrial process wastewater also shall be subject to the construction permit provisions of this subsection. All other construction-related activities at point sources shall be exempt from the construction permit requirements. All activities that are exempted from the construction permit requirement are subject to the following conditions:

~~a-~~ (1) Any point source system designed to hold, convey, contain, store or treat domestic, agricultural or industrial process wastewater shall be designed by a professional engineer registered in Missouri in accordance with the commission's design rules;

~~b-~~ (2) Such point source system shall be constructed in accordance with the registered professional engineer's design and plans; and

~~e-~~ (3) Such point source system may receive a post-construction site inspection by the department prior to receiving operating permit approval. A site inspection may be performed by the department, upon receipt of a complete operating permit application or submission of an engineer's statement of work complete.

6. A governmental unit may apply to the department for authorization to operate a local supervised program, and the department may authorize such a program. A local supervised program would recognize the governmental unit's engineering capacity and ability to conduct engineering work, supervise construction and maintain compliance with relevant operating permit requirements.

~~4-~~ 7. Before issuing any permit required by this section, the director shall issue such notices, conduct such hearings, and consider such factors, comments and recommendations as required by sections 644.006 to 644.141 or any federal water pollution control act. The director shall determine if any state or any provisions of any federal water pollution control act the state is required to enforce, any state or federal effluent limitations or regulations, water quality-related effluent limitations, national standards of performance, toxic and pretreatment standards, or water quality standards which apply to the source, or any such standards in the vicinity of the source, are being exceeded, and shall determine the impact on such water quality standards from the source. The director, in order to effectuate the purposes of sections 644.006 to 644.141, shall deny a permit if the source will violate any such acts, regulations, limitations or standards or will appreciably affect the water quality standards or the water quality standards are being substantially exceeded, unless the permit is issued with such conditions as to make the source comply with such requirements within an acceptable time schedule.

~~5-~~ 8. The director shall grant or deny the permit within sixty days after all requirements of the Federal Water Pollution Control Act concerning issuance of permits have been satisfied unless the application does not require any permit pursuant to any federal water pollution control act. The director or the commission may require the applicant to provide and maintain such facilities or to conduct such tests and monitor effluents as necessary to determine the nature, extent, quantity or degree of water contaminant discharged or released from the source, establish and maintain records and make reports regarding such determination.

~~6-~~ 9. The director shall promptly notify the applicant in writing of his or her action and if the permit is denied state the reasons for such denial. As provided by sections 621.250 and 640.013, the applicant may appeal to the administrative hearing commission from the denial of a permit or from any condition in any permit by filing a petition with the administrative hearing commission within thirty days of the notice of denial or issuance of the permit. After a final action is taken on a new or reissued general permit, a potential applicant for the general permit who can demonstrate that he or she is or may be adversely affected by any permit term or condition may appeal the terms and conditions of the general permit within thirty days of the department's issuance of the general permit. In

no event shall a permit constitute permission to violate the law or any standard, rule or regulation promulgated pursuant thereto. Once the administrative hearing commission has reviewed the appeal, the administrative hearing commission shall issue a recommended decision to the commission on permit issuance, denial, or any condition of the permit. The commission shall issue its own decision, based on the appeal, for permit issuance, denial, or any condition of the permit. If the commission changes a finding of fact or conclusion of law made by the administrative hearing commission, or modifies or vacates the decision recommended by the administrative hearing commission, it shall issue its own decision, which shall include findings of fact and conclusions of law. The commission shall mail copies of its final decision to the parties to the appeal or their counsel of record. The commission's decision shall be subject to judicial review pursuant to chapter 536, except that the court of appeals district with territorial jurisdiction coextensive with the county where the point source is to be located shall have original jurisdiction. No judicial review shall be available until and unless all administrative remedies are exhausted.

~~[7-]~~ **10.** In any hearing held pursuant to this section that involves a permit, license, or registration, the burden of proof is on the party specified in section 640.012. Any decision of the commission made pursuant to a hearing held pursuant to this section is subject to judicial review as provided in section 644.071.

~~[8-]~~ **11.** In any event, no permit issued pursuant to this section shall be issued if properly objected to by the federal government or any agency authorized to object pursuant to any federal water pollution control act unless the application does not require any permit pursuant to any federal water pollution control act.

~~[9-]~~ **12.** Permits may be modified, reissued, or terminated at the request of the permittee. All requests shall be in writing and shall contain facts or reasons supporting the request.

~~[10-]~~ **13.** No manufacturing or processing plant or operating location shall be required to pay more than one operating fee. Operating permits shall be issued for a period not to exceed five years after date of issuance, except that general permits shall be issued for a five-year period, and also except that neither a construction nor an annual permit shall be required for a single residence's waste treatment facilities. Applications for renewal of a site-specific operating permit shall be filed at least one hundred eighty days prior to the expiration of the existing permit. Applications seeking to renew coverage under a general permit shall be submitted at least thirty days prior to the expiration of the general permit, unless the permittee has been notified by the director that an earlier application must be made. General permits may be applied for and issued electronically once made available by the director.

~~[11-]~~ **14.** Every permit issued to municipal or any publicly owned treatment works or facility shall require the permittee to provide the clean water commission with adequate notice of any substantial new introductions of water contaminants or pollutants into such works or facility from any source for which such notice is required by sections 644.006 to 644.141 or any federal water pollution control act. Such permit shall also require the permittee to notify the clean water commission of any substantial change in volume or character of water contaminants or pollutants being introduced into its treatment works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility and the anticipated impact of such introduction on the quality or quantity of effluent to be released from such works or facility into waters of the state.

~~[12-]~~ **15.** The director or the commission may require the filing or posting of a bond as a condition for the issuance of permits for construction of temporary or future water treatment facilities or facilities that utilize innovative technology for wastewater treatment in an amount determined by the commission to be sufficient to ensure compliance with all provisions of sections 644.006 to 644.141, and any rules or regulations of the commission and any condition as to such construction in the permit. For the purposes of this section, "innovative technology for wastewater treatment" shall mean a completely new and generally unproven technology in the type or method of its application that bench testing or theory suggest has environmental, efficiency, and cost benefits beyond the standard technologies. No bond shall be required for designs approved by any federal agency or environmental regulatory agency of another state. The bond shall be signed by the applicant as principal, and by a corporate surety licensed to do business in the state of Missouri and approved by the commission. The bond shall remain in effect until the terms and conditions of the permit are met and the provisions of sections 644.006 to 644.141 and rules and regulations promulgated pursuant thereto are complied with.

~~[13-]~~ **16.** (1) The department shall issue or deny applications for construction and site-specific operating permits received after January 1, 2001, within one hundred eighty days of the department's receipt of an application. For general construction and operating permit applications received after January 1, 2001, that do not require a public participation process, the department shall issue or deny the permits within sixty days of the department's receipt of an application. For an application seeking coverage under a renewed general permit that does not require an individual public participation process, the director shall issue or deny the permit within sixty days of the

director's receipt of the application, or upon issuance of the general permit, whichever is later. In regard to an application seeking coverage under an initial general permit that does not require an individual public participation process, the director shall issue or deny the permit within sixty days of the department's receipt of the application. For an application seeking coverage under a renewed general permit that requires an individual public participation process, the director shall issue or deny the permit within ninety days of the director's receipt of the application, or upon issuance of the general permit, whichever is later. In regard to an application for an initial general permit that requires an individual public participation process, the director shall issue or deny the permit within ninety days of the director's receipt of the application.

(2) If the department fails to issue or deny with good cause a construction or operating permit application within the time frames established in subdivision (1) of this subsection, the department shall refund the full amount of the initial application fee within forty-five days of failure to meet the established time frame. If the department fails to refund the application fee within forty-five days, the refund amount shall accrue interest at a rate established pursuant to section 32.065.

(3) Permit fee disputes may be appealed to the commission within thirty days of the date established in subdivision (2) of this subsection. If the applicant prevails in a permit fee dispute appealed to the commission, the commission may order the director to refund the applicant's permit fee plus interest and reasonable attorney's fees as provided in sections 536.085 and 536.087. A refund of the initial application or annual fee does not waive the applicant's responsibility to pay any annual fees due each year following issuance of a permit.

(4) No later than December 31, 2001, the commission shall promulgate regulations defining shorter review time periods than the time frames established in subdivision (1) of this subsection, when appropriate, for different classes of construction and operating permits. In no case shall commission regulations adopt permit review times that exceed the time frames established in subdivision (1) of this subsection. The department's failure to comply with the commission's permit review time periods shall result in a refund of said permit fees as set forth in subdivision (2) of this subsection. On a semiannual basis, the department shall submit to the commission a report which describes the different classes of permits and reports on the number of days it took the department to issue each permit from the date of receipt of the application and show averages for each different class of permits.

(5) During the department's technical review of the application, the department may request the applicant submit supplemental or additional information necessary for adequate permit review. The department's technical review letter shall contain a sufficient description of the type of additional information needed to comply with the application requirements.

(6) Nothing in this subsection shall be interpreted to mean that inaction on a permit application shall be grounds to violate any provisions of sections 644.006 to 644.141 or any rules promulgated pursuant to sections 644.006 to 644.141.

~~[14-]~~ **17.** The department shall respond to all requests for individual certification under Section 401 of the Federal Clean Water Act within the lesser of sixty days or the allowed response period established pursuant to applicable federal regulations without request for an extension period unless such extension is determined by the commission to be necessary to evaluate significant impacts on water quality standards and the commission establishes a timetable for completion of such evaluation in a period of no more than one hundred eighty days.

~~[15-]~~ **18.** All permit fees generated pursuant to this chapter shall not be used for the development or expansion of total maximum daily loads studies on either the Missouri or Mississippi rivers.

~~[16-]~~ **19.** The department shall implement permit shield provisions equivalent to the permit shield provisions implemented by the U.S. Environmental Protection Agency pursuant to the Clean Water Act, Section 402(k), 33 U.S.C. Section 1342(k), and its implementing regulations, for permits issued pursuant to chapter 644.

~~[17-]~~ **20.** Prior to the development of a new general permit or reissuance of a general permit for aquaculture, land disturbance requiring a storm water permit, or reissuance of a general permit under which fifty or more permits were issued under a general permit during the immediately preceding five-year period for a designated category of water contaminant sources, the director shall implement a public participation process complying with the following minimum requirements:

(1) For a new general permit or reissuance of a general permit, a general permit template shall be developed for which comments shall be sought from permittees and other interested persons prior to issuance of the general permit;

(2) The director shall publish notice of his intent to issue a new general permit or reissue a general permit by posting notice on the department's website at least one hundred eighty days before the proposed effective date of the general permit;

(3) The director shall hold a public informational meeting to provide information on anticipated permit conditions and requirements and to receive informal comments from permittees and other interested persons. The director shall include notice of the public informational meeting with the notice of intent to issue a new general permit or reissue a general permit under subdivision (2) of this subsection. The notice of the public informational meeting, including the date, time and location, shall be posted on the department's website at least thirty days in advance of the public meeting. If the meeting is being held for reissuance of a general permit, notice shall also be made by electronic mail to all permittees holding the current general permit which is expiring. Notice to current permittees shall be made at least twenty days prior to the public meeting;

(4) The director shall hold a thirty-day public comment period to receive comments on the general permit template with the thirty-day comment period expiring at least sixty days prior to the effective date of the general permit. Scanned copies of the comments received during the public comment period shall be posted on the department's website within five business days after close of the public comment period;

(5) A revised draft of a general permit template and the director's response to comments submitted during the public comment period shall be posted on the department's website at least forty-five days prior to issuance of the general permit. At least forty-five days prior to issuance of the general permit the department shall notify all persons who submitted comments to the department that these documents have been posted to the department's website;

(6) Upon issuance of a new or renewed general permit, the general permit shall be posted to the department's website.

~~[18.]~~ **21.** Notices required to be made by the department pursuant to subsection ~~[17]~~ **20** of this section may be made by electronic mail. The department shall not be required to make notice to any permittee or other person who has not provided a current electronic mail address to the department. In the event the department chooses to make material modifications to the general permit before its expiration, the department shall follow the public participation process described in subsection ~~[17]~~ **20** of this section.

~~[19. The provisions of subsection 17 of this section shall become effective beginning January 1, 2013.]~~";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 3** was adopted.

On motion of Representative Houx, **HCS HB 631, as amended**, was adopted.

On motion of Representative Houx, **HCS HB 631, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 725, HCS HBs 913 & 428, HCS HB 863, HS HCS HB 356, HCS HB 1162, HCS HB 766, HCS HBs 882 & 518 and HCS HBs 651, 479 & 647 were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 651, 479 & 647, relating to municipal franchise fees for video service providers, was taken up by Representative Richey.

On motion of Representative Richey, **HCS HBs 651, 479 & 647** was read the third time and passed by the following vote:

AYES: 117

Adams	Allen	Amato	Baker	Banderman
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Busick
Butz	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Johnson 12	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirt	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Pollitt	Proudie
Quade	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Weber	West	Wilson	Woods
Wright	Mr. Speaker			

NOES: 011

Appelbaum	Crossley	Fountain Henderson	Gray	Lavender
Merideth	Mosley	Steinhoff	Taylor 84	Terry
Unsicker				

PRESENT: 018

Anderson	Aune	Bangert	Baringer	Bland Manlove
Burnett	Burton	Clemens	Collins	Hein
Johnson 23	Lewis 25	Mann	Nurrenbern	Phifer
Strickler	Walsh Moore	Young		

ABSENT WITH LEAVE: 017

Aldridge	Atchison	Byrnes	Cupps	Doll
Ealy	Falkner	Ingle	Lewis 6	Mackey
Nickson-Clark	Parker	Plank	Pouche	Reuter
Thomas	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 725, relating to offenses involving teller machines, was taken up by Representative Francis.

On motion of Representative Francis, **HCS HB 725** was read the third time and passed by the following vote:

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AYES: 116

Allen	Amato	Anderson	Aune	Baker
Banderman	Bangert	Baringer	Billington	Black
Boggs	Bonacker	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Busick
Butz	Casteel	Chappell	Christ	Coleman
Cook	Copeland	Crossley	Cupps	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lonsdale	Mackey	Marquart
Matthiesen	Mayhew	McGaugh	McGill	Morse
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright

Mr. Speaker

NOES: 031

Adams	Appelbaum	Barnes	Bland Manlove	Bosley
Boyd	Burnett	Christofanelli	Clemens	Collins
Davidson	Davis	Fountain Henderson	Gray	Johnson 23
Lavender	Lewis 25	Lovasco	Mann	McMullen
Merideth	Mosley	Phifer	Proudie	Quade
Smith 163	Terry	Walsh Moore	Weber	Woods

Young

PRESENT: 002

Burton	Smith 46
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ABSENT WITH LEAVE: 014

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Taylor 84	Unsicker	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 913 & 428, relating to licensed child care facilities, was taken up by Representative Farnan.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
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
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGill	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	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: 045

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

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	McGaugh	Nickson-Clark	Parker
Plank	Reuter	Windham		

VACANCIES: 000

On motion of Representative Farnan, **HCS HBs 913 & 428** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
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
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGill	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mosley	Nurrenbern	Phifer	Quade
Sauls	Sharp 37	Shields	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 003

Mann	Merideth	Proudie
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ABSENT WITH LEAVE: 013

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	McGaugh	Nickson-Clark	Parker
Plank	Reuter	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 863, relating to social objective scoring standards, was taken up by Representative O'Donnell.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
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
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGill	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 043

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

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Atchison	Barnes	Brown 87	Byrnes
Doll	Ealy	Ingle	Lewis 6	Nickson-Clark
Nurrenbern	Parker	Plank	Reuter	Smith 155

VACANCIES: 000

On motion of Representative O'Donnell, **HCS HB 863** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
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
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew

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McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 045

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

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Atchison	Brown 87	Byrnes	Doll
Ealy	Ingle	Lewis 6	Nickson-Clark	Parker
Plank	Reuter	Smith 155		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HS HCS HB 356, relating to taxation, was taken up by Representative McGirl.

On motion of Representative McGirl, **HS HCS HB 356** was read the third time and passed by the following vote:

AYES: 148

Adams	Allen	Amato	Anderson	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight

Lavender	Lewis 25	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGill	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Phifer
Pollitt	Pouche	Proudie	Quade	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 001

Davidson

PRESENT: 002

Appelbaum Burnett

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Smith 163			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 1162, relating to a graduate medical education grant program, was taken up by Representative Haden.

On motion of Representative Haden, **HCS HB 1162** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx

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Hovis	Hudson	Hurlbert	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGill	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Phifer	Pollitt	Pouche	Proudie
Quade	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Smith 163			

VACANCIES: 000

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGill	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell

Oehlerking	Owen	Patterson	Perkins	Peters
Phifer	Pollitt	Pouche	Proudie	Quade
Reedy	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Bland Manlove	Byrnes	Doll
Ealy	Ingle	Lewis 6	Nickson-Clark	Parker
Plank	Reuter			

VACANCIES: 000

HCS HB 766, relating to marijuana facilities, was taken up by Representative Roberts.

On motion of Representative Roberts, **HCS HB 766** was read the third time and passed by the following vote:

AYES: 147

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Phifer	Pollitt
Pouche	Proudie	Quade	Reedy	Richey
Riggs	Riley	Roberts	Sander	Sassmann

Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 002

Davidson Hardwick

PRESENT: 003

Bland Manlove Bosley Terry

ABSENT WITH LEAVE: 011

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter				

VACANCIES: 000

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 44, HB 67, HB 487, HB 528, HB 547, HB 1021 and HB 1055 were placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 694 - Consent and House Procedure
HR 757 - Consent and House Procedure
HR 758 - Consent and House Procedure
HR 820 - Consent and House Procedure
HR 1373 - Consent and House Procedure

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 770**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Billington, Dinkins, Francis, McGirl, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (3): Butz, Clemens and Mosley

Absent (1): Adams

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 271**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Boggs, Buchheit-Courtway, Gragg, Haden, Keathley, Lewis (25), Nickson-Clark, Pouche, Seitz, Stinnett, Toalson Reisch and Unsicker

Noes (1): Thomas

Absent (1): Fogle

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 604** and **HB 180**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Amato, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins and Reedy

Noes (0)

Absent (3): Bangert, Lonsdale and Walsh Moore

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 876**, **HB 771**, **HB 676** and **HB 551**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Amato, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins and Reedy

Noes (0)

Absent (3): Bangert, Lonsdale and Walsh Moore

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HCR 13**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 45 & 1066**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Houx, Mackey and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 76**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Houx and Mackey

Noes (0)

Present (1): Smith (46)

Absent (3): Baker, Bland Manlove and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 200**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 212**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 999**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 1082 & 1094**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1117**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1120**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1196**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Houx and Myers

Noes (2): Mackey and Smith (46)

Absent (2): Baker and Bland Manlove

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 48**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 262**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 336**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 512**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 557**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 777**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1263**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HCRs 21 & 22**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HJR 20**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Evans, Gregory, Haffner, O'Donnell, Riley and Roberts

Noes (2): Proudie and Strickler

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 576**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley and Roberts

Noes (1): Strickler

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 675**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Evans, Gregory, O'Donnell, Roberts and Strickler

Noes (3): Cupps, Haffner and Riley

Present (1): Proudie

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 714**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 870**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Evans, Gregory, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (2): Cupps and Haffner

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1028**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1038**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Evans, Gregory, Haffner, O'Donnell, Proudie, Roberts and Strickler

Noes (2): Cupps and Riley

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 37 - Rules - Administrative Oversight
HCS HB 188 - Rules - Legislative Oversight
HCS HB 250 - Rules - Regulatory Oversight
HCS HB 271 - Rules - Legislative Oversight
HB 437 - Rules - Administrative Oversight
HCS HB 992 - Rules - Legislative Oversight
HB 1008 - Rules - Legislative Oversight
HCS HBs 1064 & 667 - Rules - Regulatory Oversight

The following member's presence was noted: Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, March 28, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),

House Hearing Room 4.

Public hearing will be held: SS SB 111

CHILDREN AND FAMILIES

Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 594

Executive session will be held: HB 822, HB 351, HB 716, HB 743

CONSENT AND HOUSE PROCEDURE

Tuesday, March 28, 2023, 4:00 PM or upon adjournment (whichever is later),

House Hearing Room 5.

Executive session will be held: HB 345

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

Time change.

CANCELLED

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),

House Hearing Room 1.

Executive session will be held: HB 513

ECONOMIC DEVELOPMENT

Wednesday, March 29, 2023, 8:15 AM, House Hearing Room 1.

Public hearing will be held: HB 1083, HB 368

ELECTIONS AND ELECTED OFFICIALS

Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),

House Hearing Room 6.

Public hearing will be held: HB 1202

Executive session will be held: HB 391, HB 449, HB 783

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 633, HB 883, HB 350

Executive session will be held: HB 482, HB 627, HB 529, HB 159

Added HB 159.

AMENDED

EMERGING ISSUES

Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),

House Hearing Room 6.

Public hearing will be held: HB 602, HB 109, HB 929

Executive session will be held: HB 1169, HB 485, HB 699

FINANCIAL INSTITUTIONS

Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 968, HR 12

Executive session will be held: HB 425, HB 1210

GENERAL LAWS

Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 926, HB 1039, HB 1045, HB 248, HB 93

Executive session will be held: HB 272, HB 273, HB 274, HB 628, HB 1009

Added HB 248, HB 93, HB 272, HB 273, HB 274, HB 628, and HB 1009.

AMENDED

GOVERNMENT EFFICIENCY AND DOWNSIZING

Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 823, HB 124, HB 517, HB 646, HB 954, HB 1295

Executive session will be held: HB 603, HB 157, HB 1208

HEALTHCARE REFORM

Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Executive session will be held: HB 100, HB 464, HB 1128, HB 342, HB 885

HIGHER EDUCATION

Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1173, HB 1287

Executive session will be held: HB 502, HB 515, HB 887

INSURANCE POLICY

Wednesday, March 29, 2023, 8:30 AM, House Hearing Room 5.

Executive session will be held: HB 643

LOCAL GOVERNMENT

Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 648, HB 1262, HB 1011, HB 92

Executive session will be held: HB 400, HB 344, HB 134, HB 1214

PENSIONS

Tuesday, March 28, 2023, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 1185

Executive session will be held: HB 257, HB 303

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 845, HB 873, HB 775

Executive session will be held: HB 393

SPECIAL COMMITTEE ON PUBLIC POLICY

Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.

Public hearing will be held: HJR 66, HB 654, HB 1394

Executive session will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM

Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 431, HB 1076, HB 1097, HB 1134

Executive session will be held: HB 511, HB 590, HB 1141, HB 1144, HB 1252, HJR 7, HJR 11

SPECIAL COMMITTEE ON TOURISM

Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: SCR 7, HB 224, HB 530, HB 434, HB 817

Removed HB 308.

AMENDED

TRANSPORTATION ACCOUNTABILITY

Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1363, HB 1398

Executive session will be held: HB 520

Time change.

CORRECTED

TRANSPORTATION INFRASTRUCTURE

Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.

Public hearing will be held: SS SCS SB 127, HB 1067, HB 734

Executive session will be held: HB 1166

UTILITIES

Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.

Executive session will be held: HB 697, HB 891, HB 1143

VETERANS

Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 1.

Executive session will be held: HB 836

HOUSE CALENDAR

FORTY-FOURTH DAY, TUESDAY, MARCH 28, 2023

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 1, (6 hours total debate on Perfection) - Smith (163)
HCS HB 2, (6 hours total debate on Perfection) - Smith (163)
HCS HB 3, (6 hours total debate on Perfection) - Smith (163)
HCS HB 4, (6 hours total debate on Perfection) - Smith (163)
HCS HB 5, (6 hours total debate on Perfection) - Smith (163)
HCS HB 6, (6 hours total debate on Perfection) - Smith (163)
HCS HB 7, (6 hours total debate on Perfection) - Smith (163)
HCS HB 8, (6 hours total debate on Perfection) - Smith (163)
HCS HB 9, (6 hours total debate on Perfection) - Smith (163)
HCS HB 10, (6 hours total debate on Perfection) - Smith (163)
HCS HB 11, (6 hours total debate on Perfection) - Smith (163)
HCS HB 12, (6 hours total debate on Perfection) - Smith (163)
HCS HB 13, (6 hours total debate on Perfection) - Smith (163)
HCS HB 15, (6 hours total debate on Perfection) - Smith (163)

HOUSE BILLS FOR PERFECTION

HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 870 - Shields
HCS HB 1263 - Brown (16)
HB 1117 - Seitz
HCS HB 675 - Gregory
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HCS HB 76 - Kelley (127)
HB 136 - Hudson
HCS HB 155 - O'Donnell
HB 200 - Francis
HCS HB 316 - Riggs
HB 512 - Mayhew
HCS HB 521 - Henderson
HB 557 - Houx
HCS HB 576 - Shields
HCS HB 584 - Owen
HCS HB 586 - Owen

HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HB 1102 - Stephens
HCS HB 1109 - Thompson
HB 1120 - Hardwick
HCS HB 1152 - Bromley
HCS HB 1196 - Richey

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HB 774 - Gragg
HCS HB 90 - Veit
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HB 719 - Riley
HCS HBs 178, 179 & 401 - Van Schoiack
HCS HB 443 - Marquart
HCS HB 497 - Lewis (6)
HCS HB 543 - Griffith
HCS HB 657 - Smith (155)
HB 703 - Haffner
HCS HB 733 - Boggs
HCS HB 779 - Bromley
HCS HB 809 - O'Donnell
HB 995 - Baker
HCS HBs 1108 & 1181 - Hicks
HB 1154 - Houx

HOUSE BILLS FOR PERFECTION - CONSENT

(03/23/2023)

HCS HB 906 - Haden
HB 746 - Sauls

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting
HCS HCR 13 - Van Schoiack
HCS HCRs 21 & 22 - Byrnes

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HBs 971 & 970 - Stinnett
HCS HBs 882 & 518 - Byrnes

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)

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