

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 20, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Ted L. Wojcicki, Immaculate Conception Catholic Church of Dardenne, Dardenne Prairie.

Be of good courage and He shall strengthen your heart, all ye that hope in the Lord. (Psalm 31:24)

O Ancient God of Hosts, we come to You in prayer at the beginning of another day. Help us to live through these times with faith, hope and love. Let not our strength fail, nor our vision fade, nor our trust in You falter in the emotion and responsibility of the day. Make us patient and understanding with one another, remembering that each one faces demanding duties.

Sustain us, O God, as we desire to do our duty, to seek the best for our State, and to lead our people in right and good paths. Day by day, whatever happens, may we hold Your hand, look up to You, and strive to walk with You until our work is done and our day comes to a close.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Stella Plocher and Owen Plocher.

The Journal of the twenty-sixth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Gannon	Gray	Green	Grier	Haahr
Haefner	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen

May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pike
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brown 94	Christofanelli	Curtis	Ellington
Franklin	Franks Jr	Frederick	Gregory	Hannegan
Korman	Lichtenegger	Mitten	Mosley	Muntzel
Peters	Pietzman	Plocher	Roberts	Roden
Shull 16	Smith 85	Spencer	Trent	Wilson

VACANCIES: 005

HOUSE RESOLUTIONS

Representative McCann Beatty offered House Resolution No. 5461.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 88, introduced by Representative Baringer, relating to the bring our heroes home act.

INTRODUCTION OF HOUSE BILLS

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

HB 2500, introduced by Representative Quade, relating to personal care assistance services.

HB 2501, introduced by Representative Shaul (113), relating to sales and use tax exemptions.

HB 2502, introduced by Representative Carpenter, relating to taxation, with a delayed effective date.

HB 2503, introduced by Representative Mitten, relating to sales tax.

HB 2504, introduced by Representative Corlew, relating to juvenile court proceedings.

HB 2505, introduced by Representative Plocher, relating to defined benefit plans.

HB 2506, introduced by Representative Grier, relating to electronic certification of documents, with a penalty provision and a delayed effective date.

HB 2507, introduced by Representative Dogan, relating to intergovernmental joint task forces.

HB 2508, introduced by Representative Green, relating to the Missouri office of equal opportunity.

HB 2509, introduced by Representative Hannegan, relating to murder in the first degree, with a penalty provision.

HB 2510, introduced by Representative White, relating to the offense of placing an unsafe vehicle in the stream of commerce, with penalty provisions.

HB 2511, introduced by Representative Quade, relating to license plates and windshield placards for disabled persons.

HB 2512, introduced by Representative Butler, relating to student organizations at public institutions of higher education.

HB 2513, introduced by Representative Kidd, relating to concealed carry permits.

HB 2514, introduced by Representative Curtis, relating to industrial hemp, with penalty provisions.

HB 2515, introduced by Representative Curtis, relating to video game competitors.

HB 2516, introduced by Representative Curtis, relating to the public service commission.

HB 2517, introduced by Representative Curtis, relating to offenses committed by law enforcement officers, with penalty provisions.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 87, relating to department of conservation resident landowner privileges.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2490, relating to advanced practice registered nurses.

HB 2491, relating to license plates for disabled persons.

HB 2492, relating to absentee voting.

HB 2493, relating to reports made by correctional centers.

HB 2494, relating to elementary and secondary education.

HB 2495, relating to private college campus police.

HB 2496, relating to the towing of motor vehicles.

HB 2497, relating to licensure to operate motor vehicles, with penalty provisions.

HB 2498, relating to the health care cost reduction and transparency act.

HB 2499, relating to videoconferencing for parole hearings.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 549, relating to the reauthorization of financial incentives for job creation.

SS#5 SB 564, relating to public utilities, with an emergency clause for a certain section.

SB 569, relating to immunity for trustees.

SB 573, relating to income tax deductions for military personnel.

SB 581, relating to security deposits held by landlords.

SS SCS SB 586, relating to the establishment of the joint committee on disaster preparedness and awareness.

SS SCS SB 593, relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

SB 594, relating to insurance markets for commercial insurance.

SCS SB 623, relating to foreclosure proceeds.

SB 626, relating to distribution of petroleum products.

SCS SB 629, relating to tax increment financing.

SB 649, relating to the per ton fee for using explosives.

SB 708, relating to motor vehicle financial responsibility, with an effective date for certain sections.

SCS SB 718, relating to maintenance medication.

SS SCS SB 775, relating to reimbursement allowance taxes.

SCS SBs 807 & 577, relating to higher education, with an existing penalty provision.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1607, relating to lead-acid batteries, was placed back on the House Bills for Perfection Calendar.

HB 2044, relating to the Missouri local government employees' retirement system, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HB 2044**, relating to retirement benefits for public employees, was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said line the following:

"169.020. 1. For the purpose of providing retirement allowances and other benefits for public school teachers, there is hereby created and established a retirement system which shall be a body corporate, shall be under the management of a board of trustees herein described, and shall be known as "The Public School Retirement System of Missouri". Such system shall, by and in such name, sue and be sued, transact all of its business, invest all of its funds, and hold all of its cash, securities, and other property. The system so created shall include all school districts in this state, except those in cities that had populations of four hundred thousand or more according to the latest United States decennial census, and such others as are or hereafter may be included in a similar system or in similar systems established by law and made operative; provided, that teachers in school districts of more than four hundred thousand inhabitants who are or may become members of a local retirement system may become members of this system with the same legal benefits as accrue to present members of such state system on the terms and under the conditions provided for in section 169.021. The system hereby established shall begin operations on the first day of July next following the date upon which sections 169.010 to 169.130 shall take effect.

2. The general administration and the responsibility for the proper operation of the retirement system and for making effective the provisions of sections 169.010 to 169.141 are hereby vested in a board of trustees of seven persons as follows: four persons to be elected as trustees by the members and retired members of the public school retirement system created by sections 169.010 to 169.141 and the public education employee retirement system created by sections 169.600 to 169.715; and three members appointed by the governor with the advice and consent of the senate. The first member appointed by the governor shall replace the commissioner of education for a term beginning August 28, 1998. The other two members shall be appointed by the governor at the time each member's, who was appointed by the state board of education, term expires.

3. Trustees appointed and elected shall be chosen for terms of four years from the first day of July next following their appointment or election, except that one of the elected trustees shall be a member of the public education employee retirement system and shall be initially elected for a term of three years from July 1, 1991. The initial term of one other elected trustee shall commence on July 1, 1992.

4. Trustees appointed by the governor shall be residents of school districts included in the retirement system, but not employees of such districts or a state employee or a state elected official. At least one trustee so appointed shall be a retired member of the public school retirement system or the public education employee retirement system. Three elected trustees shall be members of the public school retirement system and one elected trustee shall be a member of the public education employee retirement system.

5. The elections of the trustees shall be arranged for, managed and conducted by the board of trustees of the retirement system.

6. If a vacancy occurs in the office of trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled.

7. Trustees of the retirement system shall serve without compensation but they shall be reimbursed for expenses necessarily incurred through service on the board of trustees.

8. Each trustee shall be commissioned by the governor, and before entering upon the duties of the trustee's office, shall take and subscribe to an oath or affirmation to support the Constitution of the United States, and of the state of Missouri and to demean himself or herself faithfully in the trustee's office. Such oath as subscribed to shall be filed in the office of secretary of state of this state.

9. Each trustee shall be entitled to one vote in the board of trustees. Four votes shall be necessary for a decision by the trustees at any meeting of the board of trustees. Unless otherwise expressly provided herein, a meeting need not be called or held to make any decision on a matter before the board. Each member must be sent by the executive director a copy of the matter to be decided with full information from the files of the board of trustees. The unanimous decision of four trustees may decide the issue by signing a document declaring their decision and sending such written instrument to the executive director of the board, provided that no other member of the board of trustees shall send a dissenting decision to the executive director of the board within fifteen days after such document and information was mailed to the trustee. If any member is not in agreement with four members the matter is to be passed on at a regular board meeting or a special meeting called for the purpose.

10. The board of trustees shall elect one of their number as chairman, and shall employ a full-time executive director, not one of their number, who shall be the executive officer of the board. Other employees of the board shall be chosen only upon the recommendation of the executive director.

11. The board of trustees shall employ an actuary who shall be its technical advisor on matters regarding the operation of the retirement system, and shall perform such duties as are essential in connection therewith, including the recommendation for adoption by the board of mortality and other necessary tables, and the recommendation of the level rate of contributions required for operation of the system.

12. As soon as practicable after the establishment of the retirement system, and annually thereafter, the actuary shall make a valuation of the system's assets and liabilities on the basis of such tables as have been adopted.

13. At least once in the three-year period following the establishment of the retirement system, and in each five-year period thereafter, the board of trustees shall cause to be made an actuarial investigation into the mortality, service, and compensation experience of the members and beneficiaries of the system, and shall make any changes in the mortality, service, and other tables then in use which the results of the investigation show to be necessary.

14. Subject to the limitations of sections 169.010 to 169.141 and 169.600 to 169.715, the board of trustees shall formulate and adopt rules and regulations for the government of its own proceedings and for the administration of the retirement system.

15. The board of trustees shall determine and decide all questions of doubt as to what constitutes employment within the meaning of sections 169.010 to 169.141 and 169.600 to 169.715, the amount of benefits to be paid to members, retired members, beneficiaries and survivors and the amount of contributions to be paid by employer and employee. The executive director shall notify by certified mail both employer and member, retired member, beneficiary or survivor interested in such determination. Any member, retired member, beneficiary or survivor, district or employer adversely affected by such determination, at any time within thirty days after being notified of such determination, may appeal to the circuit court of Cole County. Such appeal shall be tried and determined anew in the circuit court and such court shall hear and consider any and all competent testimony relative to the issues in the case, which may be offered by either party thereto. The circuit court shall determine the rights of the parties under sections 169.010 to 169.141 and 169.600 to 169.715 using the same standard provided in section 536.150, and the judgment or order of such circuit court shall be binding upon the parties and the board shall carry out such judgment or order unless an appeal is taken from such decision of the circuit court. Appeals may be had from the circuit court by the employer, member, retired member, beneficiary, survivor or the board, in the manner provided by the civil code.

16. The board of trustees shall keep a record of all its proceedings, which shall be open to public inspection. It shall prepare annually a comprehensive annual financial report, the financial section of which shall be

prepared in accordance with applicable accounting standards and shall include the independent auditor's opinion letter. The report shall also include information on the actuarial status and the investments of the system. The reports shall be preserved by the executive director and made available for public inspection.

17. The board of trustees shall provide for the maintenance of an individual account with each member, setting forth such data as may be necessary for a ready determination of the member's earnings, contributions, and interest accumulations. It shall also collect and keep in convenient form such data as shall be necessary for the preparation of the required mortality and service tables and for the compilation of such other information as shall be required for the valuation of the system's assets and liabilities. **Except for information pertaining to the salaries and benefits of the executive director and other employees of the board described under subsection 10 of this section**, all individually identifiable information pertaining to members, retirees, beneficiaries and survivors shall be confidential.

18. The board of trustees shall meet regularly at least twice each year, with the dates of such meetings to be designated in the rules and regulations adopted by the board. Such other meetings as are deemed necessary may be called by the chairman of the board or by any four members acting jointly.

19. The headquarters of the retirement system shall be in Jefferson City, where suitable office space, utilities and other services and equipment necessary for the operation of the system shall be provided by the board of trustees and all costs shall be paid from funds of the system. All suits or proceedings directly or indirectly against the board of trustees, the board's members or employees or the retirement system established by sections 169.010 to 169.141 or 169.600 to 169.715 shall be brought in Cole County.

20. The board may appoint an attorney or firm of attorneys to be the legal advisor to the board and to represent the board in legal proceedings, however, if the board does not make such an appointment, the attorney general shall be the legal advisor of the board of trustees, and shall represent the board in all legal proceedings.

21. The board of trustees shall arrange for adequate surety bonds covering the executive director. When approved by the board, such bonds shall be deposited in the office of the secretary of state of this state.

22. The board shall arrange for annual audits of the records and accounts of the system by a firm of certified public accountants.

23. The board by its rules may establish an interest charge to be paid by the employer on any payments of contributions which are delinquent. The rate charged shall not exceed the actuarially assumed rate of return on invested funds of the pertinent system."; and

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

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

Speaker Pro Tem Haahr assumed the Chair.

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

House Amendment No. 2

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined ~~[by the actuary for the retirement system in the manner]~~ as provided in ~~[subsection]~~ **subsections 4 and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retiree who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retiree elected any of the options available under section 169.326. Any retiree who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retiree elected any of the options available under section 169.326). Any beneficiary of a deceased retiree who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retiree's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retiree subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided for in this subsection. If a retiree is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirees eligible for such increase. A retiree shall and will be eligible for an increase awarded pursuant to this section as of the second January following the date the retiree commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retiree's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the

valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent ~~after~~ **before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, ~~after~~ **before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under ~~subsection~~ **subsections 4, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retiree.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retiree pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year ~~by the actuary for the retirement system in the manner~~ **as provided in subsections 4, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid by the employers and the level rate of contributions to be deducted from the compensation of members for any calendar year shall each be limited as follows:

(a) The contribution rate shall not be less than seven and one-half percent;

(b) The contribution rate shall not exceed nine percent; and

(c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;

(4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. 1. Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

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

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

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

House Amendment No. 3

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said section and line the following:

"278.157. 1. Notwithstanding the provisions of section 70.600 to the contrary, a soil and water conservation district organized under sections 278.060 to 278.155 shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system upon the soil and water district becoming an "employer" as defined in subdivision (11) of section 70.600.

2. Prior to the soil and water commission declaring a soil and water conservation district disestablished under section 278.150, the soil and water commission shall make a determination that all outstanding indebtedness of the soil and water conservation district has been paid, including moneys owed to any retirement plan or system in which the soil and water conservation district participates and has pledged to pay for the unfunded accrued liability of past and current employees."; and

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

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

On motion of Representative Taylor, **HB 2044, as amended**, was ordered perfected and printed.

HCS HB 2034, relating to industrial hemp, was taken up by Representative Curtman.

On motion of Representative Curtman, the title of **HCS HB 2034** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2034, Page 33, Section 195.764, Lines 3, 5, and 7, by deleting the number "**195.761**" and inserting in lieu thereof the number "**195.764**"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2034, Page 7, Section 195.010, Line 205, by inserting after the number "(22)" the following:

""Illegal Industrial Hemp":

(a) All nonseed parts and varieties of the Cannabis sativa plant, growing or not, that contain an average delta-9 tetrahydrocannabinol (THC) concentration exceeding three-tenths of one percent on a dry weight basis;

(b) "Illegal industrial hemp" shall be destroyed by appropriate means carried out under the supervision of the Missouri state highway patrol in coordination with local law enforcement agencies;

(23)"; and

Further amend said bill and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Page 32, Section 195.749, Line 14, by inserting after the number "3." the following:

"To receive an industrial hemp registration, the grower must agree to plant and cultivate a minimum of ten acres, in a single parcel, of industrial hemp.

4."; and

Further amend said bill, Page 33, Section 195.758, Line18, by inserting after all of said line the following:

"3. The Missouri state highway patrol may perform aerial surveillance to ensure illegal industrial hemp or marijuana plants are not being cultivated on or near legal, registered industrial hemp plantings.

4. The Missouri state highway patrol may coordinate with local law enforcement agencies to destroy illegal industrial hemp and marijuana plants.

5. The department shall notify the Missouri state highway patrol and local law enforcement agencies of the need to destroy a crop of industrial hemp deemed illegal through field analysis."; and

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

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

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2034, Page 34, Section 195.773, Line 9, by inserting after all of said section and line the following:

"195.2200. As used in sections 195.2200 to 195.2281, unless the context requires otherwise, the following terms mean:

(1) "Consumer", a person twenty-one years of age or older who purchases marijuana or marijuana products for personal use by persons twenty-one years of age or older, but not for resale to others;

(2) "Division", the division of alcohol and tobacco control within the department of public safety;

(3) "Industrial hemp", the plant of the genus cannabis and any part of such plant, whether growing, with a delta-9 THC concentration that does not exceed three-tenths percent on a dry-weight basis;

(4) "License", to grant a license or registration under sections 195.2200 to 195.2281;

(5) "Licensed premises", the premises specified in an application for a license under sections 195.2200 to 195.2281, which are owned or in possession of the licensee and within which the licensee is authorized to cultivate, manufacture, distribute, sell, or test marijuana and marijuana products in accordance with sections 195.2200 to 195.2281;

(6) "Licensee", a person licensed or registered under sections 195.2200 to 195.2281;

(7) "Local licensing authority", for any locality that has chosen to adopt a local licensing requirement in addition to the state licensing requirements under sections 195.2200 to 195.2281, an authority designated by a town, village, city, county, or city not within a county;

(8) "Locality", a town, village, city, county, or city not within a county;

(9) "Location", a particular parcel of land that may be identified by an address or other descriptive means;

(10) "Marijuana" or "marihuana", all parts of the plant of the genus *cannabis*, whether growing, the seeds thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marihuana concentrate. "Marijuana" or "marihuana" shall not include industrial hemp, nor shall it include fiber produced from the stalks, oil, or cake made from the seeds of the plant; sterilized seed of the plant that is incapable of germination; or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product;

(11) "Marijuana accessories", any equipment, products, or materials of any kind that are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana into the human body;

(12) "Marijuana business operator", a person or entity who is not licensed as a marijuana establishment but who is licensed to operate a marijuana establishment, who is an owner of a marijuana establishment, or who receives a portion of the profits of a marijuana establishment;

(13) "Marijuana establishment", a wholesale marijuana-cultivation facility, a marijuana testing facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store;

(14) "Marijuana products", concentrated marijuana products and marijuana products that consist of marijuana and other ingredients and are intended for use or consumption including, but not limited to, edible products, ointments, and tinctures;

(15) "Marijuana testing facility", an entity licensed to analyze and certify the safety and potency of marijuana;

(16) "Marijuana transporter", a person or entity who is not licensed as a marijuana establishment but who is licensed to provide logistics, distribution, and storage of marijuana and marijuana products;

(17) "Operating fees", fees that may be charged by a locality for costs including, but not limited to, inspection, administration, and enforcement of marijuana establishments authorized under sections 195.2200 to 195.2281;

(18) "Premises", a distinctly identified, as required by the division, and definite location, which may include a building, a part of a building, a room, or any other definite contiguous area;

(19) "Retail marijuana store", an entity licensed to purchase marijuana from wholesale marijuana-cultivation facilities and marijuana and marijuana products from wholesale marijuana-product manufacturing facilities and to sell marijuana and marijuana products to consumers;

(20) "Sale" or "sell", includes to exchange, barter, or traffic in; to solicit or receive and order, except through a licensee licensed under sections 195.2200 to 195.2281; to deliver for value in any way other than gratuitously; to peddle or possess with intent to sell; or to traffic in for any consideration promised or obtained directly or indirectly;

(21) "THC", tetrahydrocannabinol;

(22) "Unreasonably impracticable", the condition if the measures necessary to comply with the regulations require such a high investment of risk, moneys, time, or any other resource or asset that the operation of a marijuana establishment is not worthy of being carried out in practice by a reasonably prudent businessperson;

(23) "Wholesale marijuana-cultivation facility", an entity licensed to cultivate, prepare, and package marijuana and sell marijuana to retail marijuana stores, to wholesale marijuana-product manufacturing facilities, and to other marijuana-cultivation facilities but not to consumers;

(24) "Wholesale marijuana-product manufacturing facility", an entity licensed to purchase marijuana; manufacture, prepare, and package marijuana products; and sell marijuana and marijuana products to other wholesale marijuana-product manufacturing facilities and to retail marijuana stores but not to consumers.

195.2203. 1. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or the law of any locality within Missouri or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Possessing, using, displaying, purchasing, or transporting marijuana accessories or thirty-five grams or less of marijuana;

(2) Possessing, growing, processing, or transporting no more than six marijuana plants, with three or fewer being mature, flowering plants, and possession of the marijuana produced by the plants on the premises where the plants were grown, provided that the growing takes place in an enclosed, locked space; is not conducted openly or publicly; and is not made available for sale;

(3) Transfer of thirty-five grams or less of marijuana without remuneration to a person who is twenty-one years of age or older;

(4) Consumption of marijuana, provided that nothing in sections 195.2200 to 195.2281 shall permit consumption that is conducted openly and publicly or in a manner that endangers others; or

(5) Assisting another person who is twenty-one years of age or older in any of the acts under subdivisions (1) to (4) of this subsection.

2. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Manufacturing or selling marijuana accessories to a person who is twenty-one years of age or older;

(2) Possessing, displaying, or transporting marijuana or marijuana products; purchasing marijuana from a wholesale marijuana-cultivation facility; purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility; or selling marijuana or marijuana products to consumers if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a retail marijuana store or is acting in his or her capacity as an owner, employee, or agent of a retail marijuana store;

(3) Cultivating, harvesting, processing, packaging, transporting, displaying, or possessing marijuana; delivering or transferring marijuana to a marijuana testing facility; selling marijuana to a wholesale marijuana-cultivation facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store; or purchasing marijuana from a wholesale marijuana-cultivation facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-cultivation facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-cultivation facility;

(4) Packaging, processing, transporting, manufacturing, displaying, or possessing marijuana or marijuana products; delivering or transferring marijuana or marijuana products to a marijuana testing facility; selling marijuana or marijuana products to a retail marijuana store or a wholesale marijuana-product manufacturing facility; purchasing marijuana from a wholesale marijuana-cultivation facility; or purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-product manufacturing facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-product manufacturing facility;

(5) Possessing, cultivating, processing, repackaging, storing, transporting, displaying, transferring, or delivering marijuana or marijuana products if the person has obtained a current, valid license to operate a marijuana testing facility or is acting in his or her capacity as an owner, employee, or agent of a marijuana testing facility; or

(6) Leasing or otherwise allowing the use of property owned, occupied, or controlled by any person, corporation, or other entity for any of the activities conducted lawfully in accordance with subdivisions (1) to (5) of this subsection.

195.2206. 1. Before July 1, 2020, the division shall adopt rules and regulations necessary for implementation of sections 195.2200 to 195.2281. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Such rules and regulations shall not prohibit the operation of marijuana establishments either expressly or through rules and regulations that make their operation unreasonably impracticable. Such rules and regulations shall include, but not be limited to:

- (1) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment, with such procedures subject to all requirements of chapter 536;
 - (2) A schedule of application, licensing, and renewal fees, provided that the application fees shall not exceed five thousand dollars, adjusted annually for inflation, unless the division determines a greater fee is necessary to carry out its responsibilities under sections 195.2200 to 195.2281;
 - (3) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana establishment including, but not limited to, a requirement for a fingerprint-based criminal history check for all owners, managers, contractors, employees, and other support staff of entities licensed under sections 195.2200 to 195.2281;
 - (4) Security requirements for marijuana establishments;
 - (5) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under the age of twenty-one;
 - (6) Labeling requirements for marijuana and marijuana products sold or distributed by a marijuana establishment that include, but are not limited to:
 - (a) Warning labels;
 - (b) The amount of THC per serving and the number of servings per package for marijuana products;
 - (c) A universal symbol indicating the package contains marijuana or THC; and
 - (d) The potency of the marijuana or marijuana product highlighted on the label;
 - (7) Health and safety regulations and standards for the manufacture of marijuana products and the cultivation of marijuana as developed by the department of health and senior services;
 - (8) Restrictions on the advertising and displaying of marijuana and marijuana products;
 - (9) Establishing a marijuana and marijuana products independent testing and certification program, within an implementation time frame established by the division, requiring licensees to test marijuana to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health and to ensure correct labeling;
 - (10) Regulation of the storage of, warehouses for, and transportation of marijuana and marijuana products;
 - (11) Sanitary requirements for marijuana establishments including, but not limited to, sanitary requirements for the preparation of marijuana products; and
 - (12) Compliance with, enforcement of, or violation of any provision of sections 195.2200 to 195.2281 or any rule promulgated, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued under sections 195.2200 to 195.2281.
3. In order to ensure that individual privacy is protected, the division shall not require a consumer to provide a retail marijuana store with personal information other than government-issued identification to determine the consumer's age, and a retail marijuana store shall not be required to acquire and record personal information about consumers other than information typically acquired in a financial transaction conducted at a retail liquor store.
4. The division shall begin accepting and processing applications on October 1, 2020.

195.2209. 1. The division shall develop and maintain a seed-to-sale tracking system that tracks marijuana from either seed or immature plant stage until the marijuana or marijuana product is sold to a customer at a retail marijuana store to ensure that no marijuana grown or processed by a marijuana establishment is sold or otherwise transferred except by a retail marijuana store.

2. The division has the authority to:

- (1) Grant or refuse state licenses for the cultivation, manufacture, distribution, sale, and testing of marijuana and marijuana products as provided by law; suspend, fine, restrict, or revoke such licenses upon a violation of sections 195.2200 to 195.2281 or any rule promulgated. The division may take any action with respect to a registration under sections 195.2200 to 195.2281 as it may with respect to a license under sections 195.2200 to 195.2281, in accordance with the procedures established under sections 195.2200 to 195.2281; and
- (2) Develop such forms, licenses, identification cards, and applications as are necessary or convenient in the discretion of the division for the administration of sections 195.2200 to 195.2281 or any rule promulgated.

3. Nothing in sections 195.2200 to 195.2281 shall be construed to limit a law enforcement agency's ability to investigate unlawful activity in relation to a marijuana establishment. A law enforcement agency shall have the authority to run a criminal history record check of a licensee or employee of a licensee during an investigation of unlawful activity related to marijuana and marijuana products.

4. (1) The division shall create a statewide licensure class system for wholesale marijuana-cultivation facilities. The classifications may be based upon square footage of the facility; lights, lumens, or wattage; lit canopy; the number of cultivating plants; a combination of the foregoing; or other reasonable metrics. The division shall create a fee structure for the license class system.

(2) The division may establish limitations upon marijuana production through one or more of the following methods:

(a) Placing or modifying a limit on the number of licenses that it issues, by class or overall, but in placing or modifying the limits, the division shall consider the reasonable availability of new licenses after a limit is established or modified;

(b) Placing or modifying a limit on the amount of production permitted by a wholesale marijuana-cultivation facility license or class of licenses based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, previous months' sales, pending sales, or other reasonable metrics as determined by the division; and

(c) Placing or modifying a limit on the total amount of production by wholesale marijuana-cultivation facility licensees in the state, collectively, based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, as determined by the division.

195.2212. 1. A license provided by sections 195.2200 to 195.2281 shall not be issued to or held by:

(1) A person until the required fee has been paid;

(2) An individual whose criminal history indicates that he or she is not of good moral character;

(3) A person other than an individual if the criminal history of any of its officers, directors, stockholders, or owners indicate that the officers, directors, stockholders, or owners are not of good moral character;

(4) A person financed in whole or in part by any other person whose criminal history indicates he or she is not of good moral character and his or her reputation is not satisfactory to the division or local licensing authority;

(5) A person under twenty-one years of age;

(6) A person licensed under sections 195.2200 to 195.2281 who, during a period of licensure or at the time of application, has failed to:

(a) File any tax return related to a marijuana establishment; or

(b) Pay any taxes, interest, or penalties due, as determined by final agency action, relating to a marijuana establishment;

(7) A person who:

(a) Has discharged a sentence for a conviction of a felony in the five years immediately preceding his or her application date; or

(b) Has discharged a sentence for a conviction of a felony under any state or federal law regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance in the ten years immediately preceding his or her application date, except that the division or local licensing authority may grant a license to a person if the person has a state felony conviction based on possession or use of marijuana or marijuana concentrate that would not be a felony if the person were convicted of the offense on the date he or she applied for licensure;

(8) A person who employs another person at a marijuana establishment who has not submitted fingerprints for a criminal history record check or whose criminal history record check reveals that the person is ineligible;

(9) A sheriff, deputy sheriff, police officer, or prosecuting officer, or an officer or employee of the division or a local licensing authority; or

(10) A person applying for a license for a location that is currently licensed as a retail food establishment or wholesale food registrant.

2. (1) In investigating the qualifications of an applicant or a licensee, the division and local licensing authority may have access to criminal history record information furnished by a criminal justice agency subject to any restrictions imposed by such agency. In the event the division or local licensing authority considers the applicant's criminal history record, the division or local licensing authority shall also consider any information provided by the applicant regarding such criminal history record including, but not limited

to, evidence of rehabilitation, character references, and educational achievements, especially those items pertaining to the time between the applicant's last criminal conviction and the consideration of the application for a state license.

(2) As used in subdivision (1) of this subsection, "criminal justice agency" means any federal, state, or municipal court or any governmental agency or subunit of such agency that administers criminal justice under a statute or executive order and that allocates a substantial part of its annual budget to the administration of criminal justice.

(3) At the time of filing an application for issuance of a state marijuana establishment license, an applicant shall submit a set of his or her fingerprints and file personal history information concerning the applicant's qualifications for a state license on forms prepared by the division. The division or locality shall submit the fingerprints to the Missouri state highway patrol for the purpose of conducting fingerprint-based criminal history record checks. The Missouri state highway patrol shall forward the fingerprints to the Federal Bureau of Investigation for the purpose of conducting a fingerprint-based criminal history record check. The division or locality may acquire a name-based criminal history record check for an applicant or a license holder who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable. An applicant who has previously submitted fingerprints for a state or local license may request that the fingerprints on file be used. The division or locality shall use the information resulting from the fingerprint-based criminal history record check to investigate and determine whether an applicant is qualified to hold a state or local license under sections 195.2200 to 195.2281. The division or locality may verify any of the information an applicant is required to submit.

195.2215. 1. Ninety days prior to the expiration date of an existing license, the division shall notify the licensee of the expiration date by first-class mail at the licensee's address of record with the division. A licensee may apply for the renewal of an existing license to the division no later than thirty days prior to the date of expiration. Upon receipt of an application for renewal of an existing license and any applicable fees, the division shall submit, within seven days, a copy of the application to the locality to determine whether the application complies with all local restrictions on renewal of licenses. The division shall not accept an application for renewal of a license after the date of expiration, except as provided in subsection 3 of this section. The division may extend the expiration date of the license and accept a late application for renewal of a license if the applicant has filed a timely renewal application with the local licensing authority. The division or the local licensing authority, in its discretion, subject to the requirements of this subsection and subsection 3 of this section and based upon reasonable grounds, may waive the thirty-day time requirements set forth in this subsection.

2. The division may require an additional fingerprint request if there is a demonstrated investigative need.

3. (1) Notwithstanding the provisions of subsection 1 of this section, a licensee whose license has been expired for ninety days or less may file a late renewal application upon the payment of a nonrefundable late application fee of five hundred dollars to the division. A licensee who files a late renewal application and pays the requisite fees may continue to operate until the division takes final action to approve or deny the licensee's late renewal application unless the division summarily suspends the license.

(2) The division may administratively continue the license and accept a late application for renewal of a license at its discretion.

(3) Notwithstanding the amount specified for the late application fee in subdivision (1) of this subsection, the division by rule or as otherwise provided by law may reduce the amount of the fee.

195.2218. 1. (1) A retail marijuana store license shall be issued only to a person selling marijuana or marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A retail marijuana store may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility.

(3) The retail marijuana store shall track all of its marijuana and marijuana products from the point that they are transferred from a wholesale marijuana-cultivation facility or wholesale marijuana-product manufacturing facility to the point of sale.

2. (1) Notwithstanding the provisions of this section, a retail marijuana store licensee may also sell marijuana products that are prepackaged and labeled as required by rules of the division.

(2) A retail marijuana store licensee may transact with a wholesale marijuana-product manufacturing facility licensee for the purchase of marijuana products upon the licensed premises of either licensee.

3. (1) A retail marijuana store shall not sell more than thirty-five grams of marijuana or its equivalent in marijuana products, including marijuana concentrate, except for nonedible, nonpsychoactive marijuana products, including ointments, lotions, balms, and other nontransdermal topical products, during a single transaction to a person.

(2) (a) Prior to initiating a sale, the employee of the retail marijuana store making the sale shall verify that the purchaser has a valid identification card showing the purchaser is twenty-one years of age or older. If a person under twenty-one years of age presents fraudulent proof of age, any action relying on the fraudulent proof of age shall not be grounds for the revocation or suspension of any license issued under sections 195.2200 to 195.2281.

(b) If a retail marijuana store licensee or employee has reasonable cause to believe that a person is under twenty-one years of age and is exhibiting fraudulent proof of age in an attempt to obtain any marijuana or marijuana-infused product, the licensee or employee is authorized to confiscate such fraudulent proof of age, if possible, and shall, within seventy-two hours after the confiscation, remit the proof of age to a state or local law enforcement agency. The failure to confiscate such fraudulent proof of age or to remit to a state or local law enforcement agency within seventy-two hours after the confiscation shall not constitute a criminal offense.

4. A retail marijuana store may provide a sample of its products to a facility that has a marijuana testing facility license from the division for testing and research purposes. A retail marijuana store shall maintain a record of what was provided to the testing facility, the identity of the testing facility, and the results of the testing.

5. All marijuana and marijuana products sold at a licensed retail marijuana store shall be packaged and labeled as required by rules of the division.

6. (1) A licensed retail marijuana store shall only sell marijuana, marijuana products, marijuana accessories, nonconsumable products such as apparel, and marijuana-related products such as childproof packaging containers and shall be prohibited from selling or giving away any consumable product including, but not limited to, cigarettes, alcohol, or edible products that do not contain marijuana including, but not limited to, sodas, candies, or baked goods.

(2) A licensed retail marijuana store shall not sell any marijuana or marijuana products that contain nicotine or alcohol, if the sale of the alcohol would require a license.

(3) A licensed retail marijuana store shall not sell marijuana or marijuana products over the internet nor deliver marijuana or marijuana products to a person not physically present in the retail marijuana store's licensed premises.

7. An automatic dispensing machine that contains marijuana or marijuana products may only be located on the licensed premises of a retail marijuana store. If a licensed retail marijuana store uses an automatic dispensing machine that contains marijuana or marijuana products, it shall comply with the regulations promulgated by the division for its use.

8. Marijuana or marijuana products shall not be consumed on the licensed premises of a retail marijuana store.

9. A display case containing marijuana concentrate shall include the potency of the marijuana concentrate next to the name of the product.

10. No more than fifty licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2221. 1. A wholesale marijuana-cultivation facility license may be issued only to a person who cultivates marijuana for sale and distribution to retail marijuana stores, wholesale marijuana-product manufacturing facilities, or other wholesale marijuana-cultivation facilities.

2. A wholesale marijuana-cultivation facility shall track the marijuana it cultivates from seed or immature plant to wholesale purchase.

3. A wholesale marijuana-cultivation facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-cultivation facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and any test results.

4. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-cultivation facility.

5. No more than fifty cultivation licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2224. 1. (1) A wholesale marijuana-product manufacturing facility license may be issued to a person who manufactures marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A wholesale marijuana-product manufacturing facility may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility. A wholesale marijuana-product manufacturing facility shall track all of its marijuana from the time it is either:

- (a) Transferred from its retail marijuana-cultivation facility; or
- (b) Delivered to the wholesale marijuana-product manufacturing facility from a wholesale marijuana-cultivation facility

to the time the marijuana is transferred to a retail marijuana store.

(3) A wholesale marijuana-product manufacturing facility shall not:

- (a) Add any marijuana to a food product if the manufacturer of the food product holds a trademark to the food product's name, except that a wholesale marijuana-product manufacturing facility may use a trademarked food product if it uses the product as a component or as part of a recipe and does not state or advertise to the consumer that the final marijuana product contains a trademarked food product;
- (b) Intentionally or knowingly label or package a marijuana product in a manner that would cause a reasonable consumer confusion as to whether the marijuana product was a trademarked food product; or
- (c) Label or package a product in a manner that violates any federal trademark law or regulation.

2. Marijuana products shall be prepared on a licensed premises that is used exclusively for the manufacture and preparation of marijuana or marijuana products and using equipment that is used exclusively for the manufacture and preparation of marijuana products.

3. All licensed premises on which marijuana products are manufactured shall meet the sanitary standards for marijuana product preparation promulgated by the division.

4. A marijuana product shall be sealed and conspicuously labeled in compliance with sections 195.2200 to 195.2281 and any rules promulgated by the division.

5. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-product manufacturing facility.

6. A wholesale marijuana-product manufacturing facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-product manufacturing facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and the results of the testing.

7. An edible marijuana product may list its ingredients and compatibility with dietary practices.

8. All marijuana products that require refrigeration to prevent spoilage shall be stored and transported in a refrigerated environment.

195.2227. 1. A marijuana testing facility license may be issued to a person who performs testing and research on marijuana. The facility may test marijuana products.

2. The division shall promulgate rules relating to acceptable testing and research practices including, but not limited to, testing, standards, quality control analysis, equipment certification and calibration, and chemical identification and other substances used in bona fide research methods.

3. A person who has an interest in a marijuana testing facility license from the division for testing purposes shall not have any interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility. A person that has an interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility shall not have an interest in a marijuana testing facility license.

195.2230. 1. (1) A marijuana transporter license may be issued to a person to provide logistics, distribution, and storage of marijuana and marijuana products. Notwithstanding any other provisions of law, a marijuana transporter license is valid for two years and cannot be transferred with a change of ownership. A marijuana transporter is responsible for the marijuana and marijuana products once it takes control of the product.

(2) A marijuana transporter may contract with multiple marijuana establishments.

(3) All marijuana transporters shall hold a valid marijuana transporter license, except that an entity licensed under sections 195.2200 to 195.2281 that provides its own distribution is not required to have a marijuana transporter license to transport and distribute its products.

2. A marijuana transporter may maintain a licensed premises to temporarily store marijuana and marijuana products and to use as a centralized distribution point. The licensed premises shall be located in a jurisdiction that permits the operation of retail marijuana stores. A marijuana transporter may store and distribute marijuana and marijuana products from this location. A storage facility shall meet the same security requirements that are required of a wholesale marijuana-cultivation facility.

3. A marijuana transporter shall use the seed-to-sale tracking system developed under section 195.2209 to create shipping manifests documenting the transport of marijuana and marijuana products throughout the state.

4. A marijuana transporter licensee may:

(1) Maintain and operate one or more warehouses in the state to handle marijuana and marijuana products; and

(2) Deliver marijuana products on orders previously taken if the place where orders are taken and delivered is licensed under sections 195.2200 to 195.2281.

195.2233. A marijuana business operator license may be issued to a person who operates a marijuana establishment licensed under sections 195.2200 to 195.2281, who is an owner licensed under sections 195.2200 to 195.2281, or who may receive a portion of the profits as compensation.

195.2236. 1. The division shall charge and collect fees under sections 195.2200 to 195.2281. The application fee for a person applying for a license under sections 195.2200 to 195.2281 shall be five hundred dollars. The division shall transfer two hundred fifty dollars of the fee to the marijuana cash fund established in subsection 3 of this sections and submit two hundred fifty dollars to the locality in which the license is proposed to be issued.

2. A locality in which a license under sections 195.2200 to 195.2281 is permitted may adopt and impose operating fees in an amount determined by the locality on marijuana establishments within its jurisdiction.

3. (1) There is hereby created in the state treasury the "Marijuana Cash Fund", which shall consist of moneys collected under sections 195.2200 to 195.2281. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of sections 195.2200 to 195.2281.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

195.2239. 1. Before October 1, 2020, each locality shall enact an ordinance or regulation specifying the entity within the locality that is responsible for processing applications submitted for a license to operate a marijuana establishment within the boundaries of the locality and for the issuance of such licenses should the issuance by the locality become necessary because of a failure by the division to adopt regulations or because of a failure by the division to process and issue licenses under sections 195.2200 to 195.2281.

2. A locality may enact ordinances or regulations, not in conflict with sections 195.2200 to 195.2281 or with rules and regulations, to:

(1) Govern the time, place, manner, and number of marijuana establishment operations;

(2) Establish procedures for the issuance, suspension, and revocation of a license issued by the locality in accordance with sections 195.2200 to 195.2281;

(3) Establish a schedule of annual operating, licensing, and application fees for marijuana establishments, provided that the application fee shall only be due if an application is submitted to a locality in accordance with sections 195.2200 to 195.2281 and provided that a licensing fee shall only be due if a license is issued by a locality in accordance with sections 195.2200 to 195.2281; and

(4) Establish civil penalties for violation of an ordinance or regulation governing the time, place, and manner of a marijuana establishment that may operate in such locality.

A locality may prohibit the operation of wholesale marijuana-cultivation facilities, wholesale marijuana-product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment of an ordinance or through an initiated or referred measure, provided that any initiative or referendum measure to prohibit the operation of any marijuana establishment shall appear on a general election ballot.

3. If the division receives an application for original licensing or renewal of an existing license for any marijuana establishment, the division shall provide, within seven days, a copy of the application to the locality in which the establishment is to be located. The locality shall determine whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses. The locality shall inform the division whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses.

4. A locality may impose a separate local licensing requirement as a part of its restrictions on time, place, manner, and number of marijuana businesses. A locality may decline to impose any local licensing requirements, but a locality shall notify the division that it either approves or denies each application it receives.

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

195.2242. 1. If a locality issues local licenses for a marijuana establishment, a locality may schedule a public hearing on the application. If the locality schedules a hearing, it shall post and publish public notice thereof no later than ten days prior to the hearing. The locality shall give public notice by posting a sign in a conspicuous place on the license applicant's premises for which a local license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are to be located.

2. If a locality does not issue local licenses, the locality may give public notice of the state license application by posting a sign in a conspicuous place on the state license applicant's premises for which a state license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are located.

195.2245. 1. Applications for a state license under the provisions of sections 195.2200 to 195.2281 shall be made to the division on forms prepared and furnished by the division and shall set forth such information as the division may require to enable the division to determine whether a state license should be granted. The information shall include the name and address of the applicant and the names and addresses of the officers, directors, or managers. Each application shall be verified by the oath or affirmation of such person or persons as the division may prescribe. The division may issue a state license to an applicant under this section upon completion of the applicable criminal history background check associated with the application, and the state license is conditioned upon locality approval. A license applicant is prohibited from operating a marijuana establishment without the division's and locality's approval. If the applicant does not receive locality approval within one year from the date of the division's approval, the state license shall expire and shall not be renewed. If an application is denied by the local licensing authority, the division shall revoke the state-issued license.

2. Nothing in sections 195.2200 to 195.2281 preempts or otherwise impairs the power of a local government to enact ordinances or resolutions concerning matters authorized to local governments.

195.2248. 1. Localities are authorized to adopt and enforce regulations for marijuana establishments that are at least as restrictive as the provisions of sections 195.2200 to 195.2281 and any rule promulgated by the division.

2. A marijuana establishment shall not operate until it is licensed by the division under sections 195.2200 to 195.2281 and approved by the locality. In connection with a license, the applicant shall provide a complete and accurate application as required by the division.

3. A marijuana establishment shall notify the division in writing of the name, address, and date of birth of an owner, officer, or manager before the new owner, officer, or manager begins managing, owning, or associating with the operation. The owner, officer, manager, or employee shall pass a fingerprint-based criminal history record check as required by the division and obtain the required identification prior to being associated with, managing, owning, or working at the operation.

4. A marijuana establishment shall not acquire, possess, cultivate, deliver, transfer, transport, supply, or dispense marijuana for any purpose except as provided in sections 195.2200 to 195.2281.

5. All managers and employees of a marijuana establishment shall be residents of Missouri upon the date of their license application. All licenses granted under sections 195.2200 to 195.2281 are valid for a period of one year after the date of issuance unless revoked or suspended under sections 195.2200 to 195.2281 or the rules promulgated.

6. Before granting a state license, the division may consider, except if specifically provided otherwise in sections 195.2200 to 195.2281, the requirements of sections 195.2200 to 195.2281 and any rules promulgated, and all other reasonable restrictions that are or may be placed upon the licensee by the division or locality.

7. (1) Each license issued under sections 195.2200 to 195.2281 is separate and distinct. It is unlawful for a person to exercise any of the privileges granted under a license other than the license that the person holds or for a licensee to allow any other person to exercise the privileges granted under the licensee's license. A separate license shall be required for each specific business or business entity and each geographical location.

(2) At all times, a licensee shall possess and maintain possession of the premises for which the license is issued by ownership, lease, rental, or other arrangement for possession of the premises.

8. The licenses issued under sections 195.2200 to 195.2281 shall specify the date of issuance, the period of licensure, the name of the licensee, and the premises licensed. The licensee shall conspicuously place the license on the licensed premises at all times.

9. In computing any time prescribed by sections 195.2200 to 195.2281, the day of the act, event, or default from which the designated time begins to run shall not be included. Saturdays, Sundays, and legal holidays shall be counted as any other day.

10. Each licensee shall manage the licensed premises himself or herself or employ a separate and distinct manager on the licensed premises and shall report the name of the manager to the division and local licensing authority. The licensee shall report any change in manager to the division and local licensing authority within seven days after the change.

195.2251. 1. A tax shall be levied upon the sale of marijuana or transfer of marijuana by a wholesale marijuana-cultivation facility to a wholesale marijuana-product manufacturing facility or to a retail marijuana store at a rate of twenty percent. The department of revenue shall direct the division to establish procedures for the collection of all taxes levied. The tax shall be evidenced by stamps, which shall be furnished by and purchased from the department of revenue, and the department shall enforce any such tax in a manner similar to taxes levied on cigarettes under chapter 149.

2. All such tax revenue shall be deposited to the credit of the general revenue; however, no more than ten percent shall be used to fund higher education, ten percent to fund elementary and secondary education, and five percent to fund programs assisting children with mental health issues, and no such tax revenue shall be used to fund any pension or public retirement plan.

3. Nothing in this section shall prohibit a locality from imposing its own sales tax or a sales tax upon consumers.

195.2254. 1. The division shall deny a state license if the premises on which the applicant proposes to conduct its business does not meet the requirements set forth under sections 195.2200 to 195.2281. The division may refuse or deny a license renewal, reinstatement, or initial license issuance for good cause. For purposes of this subsection, "good cause" means:

(1) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of sections 195.2200 to 195.2281; any rules promulgated; or any supplemental local law, rule, or regulation;

(2) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license under an order of the division or local licensing authority; or

(3) The licensed premises has been operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the establishment is located.

2. If the division denies a state license under subsection 1 of this section, the applicant shall be entitled to a hearing. The division shall provide written notice of the grounds for denial of the state license to the applicant and to the locality no later than fifteen days prior to the hearing.

195.2257. 1. In addition to any other sanctions prescribed by sections 195.2200 to 195.2281 or any rules promulgated, the division has the power, on its own motion or upon complaint and after investigation and opportunity for a public hearing at which the licensee shall be afforded an opportunity to be heard, to fine a licensee or to suspend or revoke a license issued by the division for a violation by the licensee or by any of the agents or employees of the licensee of the provisions of sections 195.2200 to 195.2281, any of the rules promulgated, or any of the terms, conditions, or provisions of the license issued by the division. The division has the power to administer oaths and issue subpoenas to require the presence of persons and the production of papers, books, and records necessary to the determination of a hearing that the division is authorized to conduct.

2. The division shall provide notice of suspension, revocation, fine, or other sanction, as well as the required notice of the hearing under subsection 1 of this section, by mailing the same in writing to the licensee at the address contained in the license and, if different, at the last address furnished to the division or locality by the licensee. Except in the case of a summary suspension, a suspension shall not be for a period longer than six months. If a license is suspended or revoked, a part of the fees paid therefor shall not be returned to the licensee. Any license may be summarily suspended by the division without notice pending any prosecution, investigation, or public hearing. Nothing in this section shall prevent the summary suspension of a license.

195.2260. 1. Every licensee licensed under sections 195.2200 to 195.2281 shall be deemed, by virtue of applying for, holding, or renewing such person's license, to have expressly consented to the procedures set forth in this section.

2. The division or locality shall not be required to cultivate or care for any marijuana or marijuana product belonging to or seized from a licensee. The division or locality shall not be authorized to sell marijuana, retail or otherwise.

3. If the division issues a final agency order imposing a disciplinary action against a licensee under section 195.2254, then, in addition to any other remedies, the division's or locality's final agency order may specify that some or all of the licensee's marijuana or marijuana product is not marijuana or a marijuana product and is an illegal controlled substance. The order may further specify that the licensee shall lose any interest in any of the marijuana or marijuana product even if the marijuana or marijuana product previously qualified as marijuana or a marijuana product. The final agency order may direct the destruction of any such marijuana and marijuana products, except as provided under subsections 4 and 5 of this section. The authorized destruction may include the incidental destruction of any containers, equipment, supplies, and other property associated with the marijuana or marijuana product.

4. Following the issuance of a final agency order by the division against a licensee and ordering destruction authorized by subsection 3 of this section, a licensee shall have fifteen days within which to file a petition for stay of agency action with the circuit court. The action shall be filed in the circuit court of Cole County. The licensee shall serve the petition in accordance with the Missouri rules of civil procedure. The circuit court shall promptly rule upon the petition and determine whether the licensee has a substantial likelihood of success on judicial review so as to warrant delay of the destruction authorized by subsection 3 of this section or whether other circumstances warrant delay of such destruction including, but not limited to, the need for preservation of evidence. If destruction is so delayed under judicial order, the court shall issue an order setting forth terms and conditions under which the licensee may maintain the marijuana and marijuana product pending judicial review and prohibiting the licensee from using or distributing the marijuana or marijuana product pending the review. The division shall not carry out the destruction authorized by subsection 3 of this section until fifteen days have passed without the filing of a petition for stay of agency action or until the court has issued an order denying stay of agency action under this subsection.

5. A prosecuting attorney shall notify the division if it begins investigating a marijuana establishment. If the division has received notification from a prosecuting attorney that an investigation is being conducted, the division shall not destroy any marijuana or marijuana products from the marijuana establishment until the destruction is approved by the prosecuting attorney.

195.2263. 1. Each licensee shall keep a complete set of all records necessary to show fully the business transactions of the licensee, all of which shall be open at all times during business hours for the inspection and examination by the division or its duly authorized representatives. The division may require any licensee to furnish such information as it considers necessary for the proper administration of sections 195.2200 to 195.2281 and may require an audit to be made of the books of account and records on such occasions as it may consider necessary by an auditor to be selected by the division, who shall likewise have access to all books and records of the licensee, and the expense thereof shall be paid by the licensee.

2. The licensed premises, including any places of storage where marijuana or marijuana products are stored, cultivated, sold, dispensed, or tested shall be subject to inspection by the division or locality and its investigators, during all business hours and other times of apparent activity, for the purpose of inspection or investigation. Access shall be required during business hours for examination of any inventory or books and records required to be kept by the licensees. If any part of the licensed premises consists of a locked area, upon demand to the licensee, such area shall be made available for inspection without delay, and, upon request by authorized representatives of the division or locality, the licensee shall open the area for inspection.

3. Each licensee shall retain all books and records necessary to show fully the business transactions of the licensee for a period of the current tax year and the three immediately preceding tax years.

195.2266. If the division does not issue a license to an applicant within ninety days of receipt of the application filed in accordance with sections 195.2200 to 195.2281 and does not notify the applicant of the specific reason for the denial in writing and within such time period or if the division has adopted rules and regulations and has accepted applications but has not issued any licenses by January 1, 2021, the applicant may resubmit its application directly to the locality, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the resubmitted application unless the locality finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation, and the locality shall notify the division if an annual license has been issued to the applicant. If an application is submitted to a locality under this section, the division shall forward to the locality the application fee paid by the applicant to the division upon request by the locality. A license issued by a locality in accordance with this section shall have the same force and effect as a license issued by the division. A subsequent or renewed license may be issued under this section on an annual basis only upon resubmission to the locality of a new application submitted to the division.

195.2269. If the division does not adopt rules and regulations required by sections 195.2200 to 195.2281, an applicant may submit an application directly to a locality after October 1, 2020, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the application unless it finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation and shall notify the division if an annual license has been issued to the applicant. A license issued by a locality in accordance with this subsection shall have the same force and effect as a license issued by the division in accordance with sections 195.2200 to 195.2281. A subsequent or renewed license may be issued under this section on an annual basis if the division has not adopted regulations required by sections 195.2200 to 195.2281 at least ninety days prior to the date upon which such subsequent or renewed license would be effective or if the division has adopted regulations but has not, at least ninety days after the adoption of such regulations, issued licenses under sections 195.2200 to 195.2281.

195.2272. Nothing in sections 195.2200 to 195.2281 shall require an employer to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale, or growing of marijuana in the workplace or to affect the ability of employers to have policies restricting the use of marijuana by employees.

195.2275. Nothing in sections 195.2200 to 195.2281 shall allow driving under the influence of marijuana or driving while impaired by marijuana or to supersede statutory laws related to driving under the influence of marijuana or driving while impaired by marijuana, nor shall sections 195.2200 to 195.2281 prevent the state from enacting and imposing penalties for driving under the influence of or while impaired by marijuana.

195.2278. Nothing in sections 195.2200 to 195.2281 shall permit the transfer of marijuana, with or without remuneration, to a person under twenty-one years of age or to allow a person under twenty-one years of age to purchase, possess, use, transport, grow, or consume marijuana.

195.2281. Nothing in sections 195.2200 to 195.2281 shall prohibit a person, employer, school, hospital, detention facility, corporation, or any other entity that occupies, owns, or controls a property from prohibiting or otherwise regulating the possession, consumption, use, display, transfer, distribution, sale, transportation, or growing of marijuana on or in such property."; and

Further amend said bill, Page 35, Section 196.070, Line 34, by inserting after all of said section and line the following:

"579.001. Any person convicted and serving a sentence for a nonviolent felony involving marijuana or marijuana drug paraphernalia under this chapter may petition the court for, and the court may grant, parole to such person.

579.015. 1. A person commits the offense of possession of a controlled substance if he or she knowingly possesses a controlled substance, except as authorized by this chapter or chapter 195.

2. The offense of possession of any controlled substance except thirty-five grams or less of marijuana or any synthetic cannabinoid is a class D felony.

3. The offense of possession of more than ten grams but thirty-five grams or less of marijuana or any synthetic cannabinoid is a class A misdemeanor, **except as provided in sections 195.2200 to 195.2281.**

4. The offense of possession of not more than ten grams of marijuana or any synthetic cannabinoid is a class D misdemeanor. If the defendant has previously been found guilty of any offense of the laws related to controlled substances of this state, or of the United States, or any state, territory, or district, the offense is a class A misdemeanor. Prior findings of guilt shall be pleaded and proven in the same manner as required by section 558.021. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

5. In any complaint, information, or indictment, and in any action or proceeding brought for the enforcement of any provision of this chapter or chapter 195, it shall not be necessary to include any exception, excuse, proviso, or exemption contained in this chapter or chapter 195, and the burden of proof of any such exception, excuse, proviso or exemption shall be upon the defendant.

579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly distributes or delivers a controlled substance;

(2) Attempts to distribute or deliver a controlled substance;

(3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or

(4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.

2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.

3. Except as otherwise provided under subsection 4 of this section **or in sections 195.2200 to 195.2281**, the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.

4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.

5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

579.055. 1. A person commits the offense of manufacture of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly manufactures, produces, or grows a controlled substance;
(2) Attempts to manufacture, produce, or grow a controlled substance; or
(3) Knowingly possesses a controlled substance with the intent to manufacture, produce, or grow any amount of controlled substance.

2. The offense of manufacturing or attempting to manufacture any amount of controlled substance is a class B felony when committed within two thousand feet of the real property comprising a public or private elementary, vocational, or secondary school, community college, college, or university. It is a class A felony if a person has suffered serious physical injury or has died as a result of a fire or explosion started in an attempt by the defendant to produce methamphetamine. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

3. The offense of manufacturing or attempting to manufacture any amount of a controlled substance, except thirty-five grams or less of marijuana or synthetic cannabinoid, is a class C felony.

4. The offense of manufacturing thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony, **except as provided in sections 195.2200 to 195.2281.**

Section B. Section A of this act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on the Tuesday immediately following the first Monday in November 2018, or at a special election to be called by the governor for that purpose, pursuant to the laws and constitutional provisions of this state applicable to general elections and the submission of referendum measures by initiative petition, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

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

Representative Schroer raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Plocher assumed the Chair.

Representative Ellington raised a point of order that members were in violation of Rule 85.

Representative Plocher requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Curtman, **HCS HB 2034, as amended**, was adopted.

On motion of Representative Curtman, **HCS HB 2034, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 1464, relating to property taxation of telephone companies, was taken up by Representative Berry.

On motion of Representative Berry, the title of **HB 1464** was agreed to.

Representative Rowland (155) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1464, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"138.445. 1. The state tax commission of Missouri shall annually certify to the director of revenue and to the commissioner of education a copy of its most recent annual report containing the total valuation of all taxable properties in the state according to the county or counties for which the same is assessed. The commission shall also certify to the director and to the commissioner any amendments or modifications to the annual report; provided, however, that no amendments or modifications to the annual report shall be accepted by the state tax commission or certified by it to the director of revenue or the commissioner of education at any time after December thirty-first of the year.

2. The annual report of the state tax commission and any amendments or modifications thereto duly certified to the director of revenue and to the commissioner of education shall constitute the official record of the state of Missouri for purposes of section 142.345 and section 163.011.

3. The reports certified pursuant to this section shall not be construed to represent the assessment ratio or general assessment level of any county in this state.

4. For the additional duties imposed upon the members of the tax commission under the provisions of this section, each member of the commission shall annually receive nine thousand dollars plus any salary adjustment provided pursuant to section 105.005 payable in equal monthly installments.

5. As a part of the report defined in this section, the state tax commission shall include the difference in assessed value for any telephone company that, according to subsection 5 of section 153.030, elects to be assessed utilizing the methodology defined in section 137.122. The commissioner of education shall transmit the information to each school district."; and

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

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Rowland (155), **House Amendment No. 1** was adopted.

On motion of Representative Berry, **HB 1464, as amended**, was ordered perfected and printed.

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was placed on the Informal Calendar.

HCS HB 1300, relating to boat title and registration fees, was taken up by Representative Conway (104).

On motion of Representative Conway (104), the title of **HCS HB 1300** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1300, Page 3, Section 306.030, Line 85, by inserting immediately after all of said line the following:

"306.126. 1. The operator of a motorboat shall not allow any person to ride or sit on the gunwales, decking over the bow, railing, top of seat back or decking over the back of the motorboat while under way, unless such person is inboard of adequate guards or railing provided on the motorboat to prevent a passenger from being

lost overboard. As used in this section, the term "adequate guards or railing" means guards or railings having a height parameter of at least six inches but not more than eighteen inches. Nothing in this section shall be construed to mean that passengers or other persons aboard a motorboat cannot occupy the decking over the bow of the boat to moor it to a mooring buoy or to cast off from such a buoy, or for any other necessary purpose. The provisions of this section shall not apply to vessels propelled by sail **or vessels propelled by outboard jet motors operating on a stretch of waterway not created or widened by impoundment.**

2. Whenever any person leaves any watercraft, other than a personal watercraft, on the waters of the Mississippi River, the waters of the Missouri River or the lakes of this state and enters the water between the hours of 11:00 a.m. and sunset, the operator of such watercraft shall display on the watercraft a red or orange flag measuring not less than twelve inches by twelve inches. The provisions of this subsection shall not apply to watercraft that is moored or anchored. The flag required by this subsection shall be visible for three hundred sixty degrees around the horizon when displayed and shall be displayed only when an occupant of the watercraft has left the confines of the watercraft and entered the water. The flag required by this subsection shall not be displayed when the watercraft is engaged in towing any person, but shall be displayed when such person has ceased being towed and has reentered the water.

3. No operator shall knowingly operate any watercraft within fifty yards of a flag required by subsection 2 of this section at a speed in excess of a slow-no wake speed."; and

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

Representative Merideth (80) raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Conway (104), **HCS HB 1300** was adopted.

On motion of Representative Conway (104), **HCS HB 1300** was ordered perfected and printed.

HCS HB 1572, relating to driver's licenses for persons who are deaf or hard of hearing, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), the title of **HCS HB 1572** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1572, Page 2, Section 302.174, Line 28, by inserting after all of said section and line the following:

"302.355. Prior to January 1, 2019, the department of revenue's Missouri Driver Guide shall contain educational material concerning vehicular stops and subsequent searches made by law enforcement, which shall include, but not be limited to, the following information advising drivers of their personal rights if stopped by law enforcement:

- (1) You have the right to remain silent; if you wish to exercise that right, say it out loud;**
- (2) You have the right to refuse to consent to a search of yourself or your car;**
- (3) If you are not under arrest, you have a right to calmly leave;**
- (4) You have the right to an attorney if you are arrested and should ask for one immediately;**
- (5) Regardless of your immigration status, you have constitutional rights;**

(6) You have the right to remain silent and do not have to discuss your immigration status or citizenship status with law enforcement officers, immigration agents, or any other government officials. You do not have to answer questions about where you were born, whether you are a United States citizen, or how you entered the United States. Separate rules, however, apply at international borders and airports, and for individuals on certain nonimmigrant visas, including tourists and business travelers;

(7) If you are not a United States citizen and an immigration agent requests your immigration papers, you are required to show the papers if you have them with you. If you are eighteen years of age or older, carry your immigration documents with you at all times; if you do not have immigration papers, you should state that you want to remain silent;

(8) Police misconduct cannot be challenged on the street; do not physically resist officers or threaten to file a complaint;

(9) Write down everything you remember, including law enforcement officer badge and patrol car numbers, the agency the officers were from, and any other pertinent details. Obtain contact information for witnesses. If you are injured, take photographs of your injuries, but seek medical attention first;

(10) File a written complaint with the law enforcement agency's internal affairs division or civilian complaint board; in many cases, such complaint may be filed anonymously."; and

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

Representative Ellington moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Ellington:

AYES: 059

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Beck	Black
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Curtis
Dogan	Ellebracht	Ellington	Franks Jr	Gray
Green	Haefner	Harris	Hurst	Kendrick
Kidd	Korman	Lavender	Love	May
McCann Beatty	McCreery	McGee	Meredith 71	Mitten
Moon	Morgan	Mosley	Neely	Newman
Pierson Jr	Pietzman	Quade	Razer	Roberts
Ross	Rowland 29	Runions	Shumake	Smith 85
Stevens 46	Tate	Walker 74	Washington	

NOES: 079

Anderson	Andrews	Austin	Basye	Beard
Bernskoetter	Berry	Bondon	Brown 57	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Lant
Lauer	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	Messenger	Miller	Morris 140	Muntzel
Pfautsch	Pike	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roerber	Rone
Rowland 155	Ruth	Shaul 113	Smith 163	Sommer
Spencer	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Brown 94	Cookson	Cross	Fitzwater
Grier	Higdon	McDaniel	Merideth 80	Morse 151
Nichols	Peters	Phillips	Plocher	Reisch
Roden	Schroer	Shull 16	Stacy	Unsicker

VACANCIES: 005

On motion of Representative Rowland (155), **HCS HB 1572** was adopted.

On motion of Representative Rowland (155), **HCS HB 1572** was ordered perfected and printed.

HB 1887, relating to restrictive covenants, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HB 1887** was agreed to.

On motion of Representative Bahr, **HB 1887** was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 050

Alferman	Andrews	Bangert	Barnes 60	Basye
Black	Bondon	Brattin	Brown 27	Burns
Butler	Christofanelli	Cookson	Cross	Curtman
DeGroot	Evans	Francis	Gannon	Hannegan
Higdon	Hurst	Justus	Kelley 127	Kelly 141
Lant	Lichtenegger	Love	Marshall	May
Morgan	Morse 151	Nichols	Phillips	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rowland 29	Smith 163	Stephens 128	Taylor
Trent	Unsicker	Walsh	White	Wiemann

NOES: 001

Curtis

PRESENT: 058

Anders	Anderson	Austin	Bahr	Baringer
Barnes 28	Beard	Berry	Brown 57	Burnett
Chipman	Conway 10	Conway 104	Corlew	Davis
Dogan	Dohrman	Franklin	Gregory	Haahr
Harris	Helms	Houx	Johnson	Kendrick
Kidd	Kolkmeyer	Lynch	Matthiesen	McCann Beatty
Meredith 71	Messenger	Miller	Mitten	Moon
Muntzel	Neely	Pfausch	Pierson Jr	Pietzman
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Sommer
Spencer	Tate	Vescovo	Walker 3	Walker 74
Wessels	Wilson	Mr. Speaker		

ABSENT WITH LEAVE: 049

Adams	Arthur	Beck	Bernskoetter	Brown 94
Carpenter	Cornejo	Eggleston	Ellebracht	Ellington
Engler	Fitzpatrick	Fitzwater	Fraker	Franks Jr
Frederick	Gray	Green	Grier	Haefner
Hansen	Henderson	Hill	Houghton	Korman
Lauer	Lavender	Mathews	McCreery	McDaniel
McGee	Merideth 80	Morris 140	Mosley	Newman
Peters	Quade	Razer	Rehder	Rhoads
Roeber	Shull 16	Shumake	Smith 85	Stacy
Stevens 46	Swan	Washington	Wood	

VACANCIES: 005

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 1246** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 1246** was delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE BILLS

HCS HB 1366, relating to transportation of school children, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCS HB 1366** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1366, Page 4, Section 304.060, Lines 19 through 24, by deleting all of said lines and inserting in lieu thereof the following:

"school children. Municipalities entering into any such contract"; and

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

Representative Rowland (29) offered **House Amendment No. 1 to House Amendment No. 1**.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1366, Page 1, Line 5, by inserting immediately after all of said line the following:

"Further amend said bill, page and section, Line 36, by inserting immediately after all of said line the following:

"5. Notwithstanding any provision of law to the contrary, no school district shall utilize autonomous or self-driving school buses in the transportation of students."; and"; and

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

Representative Barnes (60) raised a point of order that **House Amendment No. 1 to House Amendment No. 1** is not germane to the underlying amendment.

The Chair ruled the point of order not well taken.

Representative Spencer raised a point of order that a member was in violation of Rule 85.

The Chair advised the members to keep their comments confined to **House Amendment No. 1 to House Amendment No. 1**.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Anderson	Andrews	Austin	Basye	Beard
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	Dogan
Eggleston	Engler	Evans	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Kelley 127
Kelly 141	Kidd	Kolkmeyer	Korman	Lant
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	Messenger	Miller	Mitten	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfausch
Pike	Pogue	Rehder	Reiboldt	Reisch

Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

Mr. Speaker

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Conway 10	Curtis	Ellebracht	Ellington	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Pierson Jr	Quade	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Washington

Wessels

PRESENT: 000

ABSENT WITH LEAVE: 031

Alferman	Arthur	Bahr	Barnes 60	Bernskoetter
Brown 94	Carpenter	DeGroot	Dohrman	Fitzpatrick
Fitzwater	Fraker	Franks Jr	Gray	Grier
Higdon	Justus	Lauer	Mathews	McDaniel
Nichols	Peters	Phillips	Pietzman	Plocher
Razer	Redmon	Roeber	Shull 16	Stacy

Walker 74

VACANCIES: 005

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

House Amendment No. 1 was withdrawn.

Representative Chipman assumed the Chair.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Davis	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue

Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson		

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Quade
Razer	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 025

Alferman	Beard	Brown 94	Conway 104	Cookson
Curtman	DeGroot	Engler	Fitzwater	Franks Jr
Gray	Higdon	Houghton	Kidd	Lauer
McDaniel	McGee	Nichols	Peters	Pierson Jr
Shull 16	Stacy	White	Wood	Mr. Speaker

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was adopted by the following vote, the ayes and noes having been demanded by Representative Basye:

AYES: 103

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Mr. Speaker		

770 *Journal of the House*

NOES: 039

Adams	Arthur	Baringer	Barnes 28	Beck
Berry	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Green	Harris	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Pogue
Quade	Roberts	Rowland 29	Runions	Smith 85
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 94	Cookson	Corlew	DeGroot	Fitzwater
Franks Jr	Gray	Higdon	Lauer	McDaniel
Nichols	Peters	Pierson Jr	Shull 16	White
Wood				

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Basye:

AYES: 099

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Mr. Speaker	

NOES: 043

Adams	Arthur	Baringer	Barnes 28	Beck
Berry	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Green	Harris	Hurst	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Pierson Jr	Pogue	Quade
Roberts	Runions	Smith 85	Unsicker	Walker 74
Washington	Wessels	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 94	Cookson	DeGroot	Franks Jr	Gray
Higdon	Lauer	McDaniel	Nichols	Peters
Redmon	Rowland 29	Shull 16	Spencer	White
Wood				

VACANCIES: 005

Speaker Pro Tem Haahr resumed the Chair.

HB 1998, relating to the comprehensive state energy plan, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HB 1998** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 1998, Page 2, Section 620.3150, Line 28, by deleting the second instance of the word "**and**"; and

Further amend said bill, page and section, Line 30, by deleting the word "**state.**" and inserting in lieu thereof the following:

"**state; and**

(6) Protect against adversarial threats to cybersecurity, grid security, and the physical integrity of energy infrastructure."; and

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

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

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

House Amendment No. 2

AMEND House Bill No. 1998, Page 2, Section 620.3150, Line 30, by inserting immediately after all of said line the following:

"5. A report shall be issued, along with the review required under this section, that shall detail any special rates approved under section 393.355 and any resulting economic impacts including, but not limited to, retained and new workforce data, changes in state tax revenue, and any effects to an applicable electrical corporation's ratepayers."; and

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

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

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

House Amendment No. 3

AMEND House Bill No. 1998, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"620.1949. 1. There is hereby created in the state treasury the "Economic Development Grant Program Fund", which shall consist of moneys appropriated annually by the general assembly from general revenue and any gifts, bequests, or donations. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. There is hereby established an "Economic Development Grant Program". The department of economic development shall administer the economic development grant program and approve disbursements from the economic development grant program fund.

3. The moneys deposited into the economic development grant program fund shall be used and distributed to allow companies to reopen a manufacturing facility that has been closed. The amount granted to such company shall not exceed the amount of moneys necessary for such company to reopen such manufacturing facility. The department of economic development shall develop a procedure for those eligible under this section to apply for grants under this section.

4. In the event that the balance in the fund and any appropriations for this grant program are insufficient to fund all grants approved by the department of economic development for a given fiscal year, all such grants shall be reduced pro rata as necessary.

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

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

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

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

Representative Plocher raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

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

House Amendment No. 4

AMEND House Bill No. 1998, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

- (1) "Commission", the public service commission;
- (2) "Department", the department of natural resources;
- (3) "Electric utility", any electrical corporation as defined by section 386.020;
- (4) **"Processed solid biomass engineered fiber fuel", any fuel derived from raw biomass feedstock produced in this state that is changed from its original form by pyrolysis or other thermal or thermochemical conversion in a manufacturing process resulting in a solid fuel product with a heat value of at least eight thousand four hundred British Thermal Units per pound on an as-received basis;**

(5) "Renewable energy credit" or "REC", a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; ~~and]~~

~~[(5)]~~ (6) "Renewable energy resources", electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel**, methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility's sales:

- (1) No less than two percent for calendar years 2011 through 2013;
- (2) No less than five percent for calendar years 2014 through 2017;
- (3) No less than ten percent for calendar years 2018 through 2020; and
- (4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

(1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate

increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, 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, 2013, shall be invalid and void.

393.1130. 1. This section shall be known and may be cited as “The Nuclear Energy Standard”.

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

(1) “Commission”, the public service commission;

(2) “Small modular nuclear reactor”, a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state and produces less than three hundred megawatts of clean electrical energy;

(3) “Utility”, any electrical corporation, as defined under section 386.020, but this term shall not include any electrical corporation as described under subsection 2 of section 393.110.

3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility’s total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission shall notify the revisor of statutes when a facility has been built and becomes operational.

5. Notwithstanding subsection 3 of this section to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits, as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility.

620.3080. 1. As used in this section, the following terms shall mean:

(1) “Job creation, worker training, and infrastructure development programs”, the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) "Small modular nuclear reactor production facility" or "SMR production facility", a facility, approved under federal and state laws and regulations to be constructed, that produces nuclear reactors based on fission that each produce less than three hundred megawatts of clean electrical energy.

2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for an SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs."; and

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

Representative McCreery raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Bondon, **HB 1998, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HB 1558** was agreed to.

Speaker Richardson resumed the Chair.

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

House Amendment No. 1

AMEND House Bill No. 1558, Page 1, Section 573.110, Line 1, by inserting immediately after the word "**section**", the words "**and section 573.112**"; and

Further amend said bill and section, Page 2, Line 37, by inserting immediately after the word "**commits**" the words "**the offense of**"; and

Further amend said bill and section, Page 3, Lines 57-58, by deleting all of said lines and inserting in lieu thereof the following:

"is engaged in a sexual act or whose intimate parts are exposed if the image involves voluntary exposure in a public or commercial setting; or"; and

Further amend said bill, page and section, Line 64, by inserting immediately after the word "**U.S.C.**" the word "**Section**"; and

Further amend said bill, page and section, Line 69, by deleting the word "**Nonconsensual**" and inserting in lieu thereof the words "**The offense of nonconsensual**"; and

Further amend said bill, page and section, Line 69, by inserting immediately after all of said line the following:

"573.112. 1. A person commits the offense of threatening the nonconsensual dissemination of private sexual images if he or she gains or attempts to gain anything of value, or coerces or attempts to coerce another person to act or refrain from acting, by threatening to disseminate an image of another person, which was obtained under circumstances in which a reasonable person would know or understand that the image was to remain private, against the will of such person:

(1) Who is at least eighteen years of age;

(2) Who is identifiable from the image itself or information displayed in connection with the image;

and

(3) Who is engaged in a sexual act or whose intimate parts are exposed, in whole or in part.

2. The offense of threatening the nonconsensual dissemination of private sexual images is a class E felony."; and

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

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

Representative Barnes (60) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1558, Page 3, Section 573.110, Line 64, by inserting after the number "**230 (f)(2)**" the following:

", except where such a service had actual notice that its service was being used in violation of this section and failed to take corrective action to remove the offending material from its service within five business days of receipt of such notice"; and

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

On motion of Representative Barnes (60), **House Amendment No. 2** was adopted.

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

House Amendment No. 3

AMEND House Bill No. 1558, Page 3, Section 573.110, Line 69, by inserting immediately after said line the following:

"7. In addition to the criminal penalties listed in subsection 6 of this section, the person in violation of the provisions of this section shall also be subject to a private cause of action from the depicted person. Any successful private cause of action brought under this subsection shall result in an award equal to ten thousand dollars or actual damages, whichever is greater, and in addition shall include attorney's fees. Humiliation or embarrassment shall be an adequate show that the plaintiff has incurred damages; however, no physical manifestation of either humiliation or embarrassment is necessary for damages to be shown."; and

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

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

On motion of Representative Neely, **HB 1558, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1517**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (28): Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Lavender, Lichtenegger, May, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (7): Alferman, Butler, Kelly (141), Korman, McGee, Ross and Rowland (155)

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2171**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (29): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Lavender, Lichtenegger, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): May

Absent (5): Butler, Kelly (141), Korman, McGee and Ross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Baringer, Curtman, Frederick, Kidd and Matthiesen

Noes (3): Carpenter, Pogue and Quade

Absent (3): Johnson, Rhoads and Sommer

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Peters, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HCR 66**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1442**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (12): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1469**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1968**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2187**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Kelly (141), Love, Pfautsch, Pike, Razer, Trent and Washington

Noes (4): McCreery, Muntzel, Schroer and Stevens (46)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2196**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Kelly (141)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1250**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1611**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1645**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1729, 1621 & 1436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1797**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1907**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1945**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2079**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2104**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2119**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 20, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Health and Mental Health Policy has been authorized to introduce upon report a House Committee Bill relating to Opioids.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE APPOINTMENTS

February 20, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Stacey Newman as the Minority Caucus Ranking Member to the House Committee on Children and Families.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 21, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Thursday, February 22, 2018, 8:30 AM, House Hearing Room 3.
Executive session will be held: HB 1311, HB 1722, HB 1410
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2257, HB 2306
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2336, HB 1591
Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483, HCR 60, HB 1739
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, February 22, 2018, upon adjournment, South Gallery.
Executive session will be held: HB 1577
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 21, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1857, HB 1347, HB 2144, HR 4891, HB 1424

Executive session may be held on any matter referred to the committee.
Removed HB 1423 and added HB 1424.

AMENDED

FISCAL REVIEW

Thursday, February 22, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1260, HCB 15

Executive session may be held on any matter referred to the committee.
Will hear public testimony on HCB 15 relating to opioids.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Thursday, February 22, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Executive session on the reinsurance draft language.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

LOCAL GOVERNMENT

Wednesday, February 21, 2018, 12:00 PM or 15 minutes upon conclusion of morning session
(whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1929, HB 1978, HB 2030, HB 2111, HB 2186
Executive session will be held: HB 1893, HB 2243
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 21, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2398, HB 2117
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, February 21, 2018, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 1252, HB 1344, HB 1516, HB 1625, HCS HBs 1656 & 2075,
HB 1679, HB 1892, HB 2026, HB 2110, HCS HB 2062
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, February 21, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1432

Executive session will be held: HB 1888, HB 2157, HB 2279

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

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.

Public hearing will be held: HB 2315, HB 2316

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

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 2381, HB 2393

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

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

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

The Missouri Division of Tourism will present their annual report.

**SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF
YOUNG PEOPLE**

Monday, February 26, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1441, HB 1440, HB 2040, HCB 11

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

Continued discussion for HCB 11.

**SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT**

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 6.

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

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 3.

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

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.

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

Appropriation Subcommittee Markup.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.

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

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, February 21, 2018, 5:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.

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

The hearing will be for organizational purposes only.

TRANSPORTATION

Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2318, HB 2330, HB 2347, HB 2368, HJR 75, HB 2268

Executive session will be held: HB 2274, HB 1983, HB 2277, HB 2153, HB 2080, HB 2286

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

We will go into executive session first; all members please try to be there. We will adjourn at
9:30 AM. HB 2180 will not be heard this week.

AMENDED

UTILITIES

Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1999

Executive session will be held: HB 2265

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

AMENDED

HOUSE CALENDAR

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 21, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 88

HOUSE BILLS FOR SECOND READING

HB 2500 through HB 2517

HOUSE BILLS FOR PERFECTION

HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)
HB 1607 - Korman

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1600 - Higdon
HB 1512 - Corlew
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker

HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

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