

# JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

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THIRTY-SECOND DAY, WEDNESDAY, FEBRUARY 28, 2018

The House met pursuant to adjournment.

Representative Kelly (141) in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Alferman	Anders	Basye	Bernskoetter	Black
Bondon	Brattin	Brown 27	Cookson	Cross
Curtman	DeGroot	Dinkins	Fraker	Grier
Hannegan	Houghton	Hurst	Justus	Korman
Love	Matthiesen	McGaugh	Morris 140	Morse 151
Phillips	Pogue	Rehder	Reisch	Remole
Revis	Shull 16	Taylor	Walsh	White

NOES: 000

PRESENT: 058

Anderson	Austin	Bahr	Baringer	Barnes 28
Beard	Berry	Brown 57	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Davis	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Gray
Haahr	Haefner	Helms	Higdon	Houx
Johnson	Kelly 141	Knight	Kolkmeyer	Lant
Lynch	Marshall	Mathews	Meredith 71	Messenger
Miller	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pietzman	Pike	Razer
Ross	Ruth	Shaul 113	Shumake	Smith 163
Sommer	Swan	Unsicker	Vescovo	Walker 3
Walker 74	Wessels	Wiemann		

ABSENT WITH LEAVE: 069

Adams	Andrews	Arthur	Bangert	Barnes 60
Beck	Brown 94	Burnett	Burns	Butler
Carpenter	Chipman	Curtis	Ellebracht	Ellington
Engler	Fitzpatrick	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Hansen
Harris	Henderson	Hill	Kelley 127	Kendrick
Kidd	Lauer	Lavender	Lichtenegger	May
McCann Beatty	McCreery	McDaniel	McGee	Merideth 80
Muntzel	Neely	Peters	Pfautsch	Pierson Jr
Plocher	Quade	Redmon	Reiboldt	Rhoads

Roberts	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Schroer	Smith 85	Spencer
Stacy	Stephens 128	Stevens 46	Tate	Trent
Washington	Wilson	Wood	Mr. Speaker	

VACANCIES: 001

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

*God is not far from each one of us: for in Him we live, and move, and have our being. (Acts 17:27-28)*

O God, we bow before You reverently and humbly as we begin the work of another day. You are with us every moment of every day. Help us, we pray to You, to be aware of Your presence as we strive to lead our people in right and good paths.

We thank You for brave words and courageous deeds which have made our State great. In this moment we pray for those who are working and serving to keep our State great in this day - our leaders in the House and Senate, the men and women in the Armed Forces, those who labor for peace and freedom.

Give truth to our minds, love to our hearts, courage to our spirits, and strength to our hands that we may make patriotism shine with loyalty, love, and life.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Speaker Pro Tem Haahr assumed the Chair.

The Journal of the thirty-first day was approved as printed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franks Jr
Gannon	Gray	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer

Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 015

Bondon	Brown 94	Carpenter	Curtis	Ellebracht
Fitzpatrick	Franklin	Frederick	Green	Gregory
May	McDaniel	Peters	Roden	Rowland 29

VACANCIES: 001

Speaker Richardson assumed the Chair.

### INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

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

**HCR 98**, introduced by Representative Kidd, relating to Shingles Awareness and Prevention Month in Missouri.

**HCR 99**, introduced by Representative Miller, relating to the Missouri Wind Energy Task Force.

**HCR 100**, introduced by Representative Beck, relating to national banking policies.

**HCR 101**, introduced by Representative Walsh, relating to the School Violence Task Force.

**HCR 102**, introduced by Representative Rehder, relating to a ballot measure regarding legislation passed in 2017.

### INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

**HJR 96**, introduced by Representative Reiboldt, relating to a motor fuel tax, with a delayed effective date.

## INTRODUCTION OF HOUSE BILLS

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

**HB 2610**, introduced by Representative Lavender, relating to the extreme risk protection order act, with penalty provisions.

**HB 2611**, introduced by Representative Smith (163), relating to inspections by the department of mental health.

**HB 2612**, introduced by Representative Davis, relating to accessibility of insurance carrier provider directories.

**HB 2613**, introduced by Representative Helms, relating to tax credits for contributions to certain benevolent organizations.

**HB 2614**, introduced by Representative Bangert, relating to instruction in cursive writing.

**HB 2615**, introduced by Representative Bangert, relating to firearms in motor vehicles.

**HB 2616**, introduced by Representative Rhoads, relating to video service providers.

**HB 2617**, introduced by Representative Trent, relating to broadband communications services provided by rural electric cooperatives.

**HB 2618**, introduced by Representative DeGroot, relating to the regulation of utilities.

**HB 2619**, introduced by Representative Brattin, relating to school employee retirement systems.

**HB 2620**, introduced by Representative Curtman, relating to the department of taxation and revenue.

**HB 2621**, introduced by Representative Curtman, relating to the state agency efficiency fund.

**HB 2622**, introduced by Representative Evans, relating to prescriptions for controlled substances, with penalty provisions.

**HB 2623**, introduced by Representative Brattin, relating to federal holidays, with penalty provisions.

**HB 2624**, introduced by Representative Roden, relating to unpaid leave for firefighters.

**HB 2625**, introduced by Representative Rowland (155), relating to educational services for neglected or delinquent children.

**HB 2626**, introduced by Representative Burnett, relating to higher education tuition.

**HB 2627**, introduced by Representative Burnett, relating to a child's right to counsel.

**HB 2628**, introduced by Representative Cookson, relating to the governor.

**HB 2629**, introduced by Representative Cookson, relating to security measures for public schools.

**HB 2630**, introduced by Representative Cookson, relating to state aid for schools, with a contingent effective date.

**HB 2631**, introduced by Representative Dinkins, relating to the use of a hand-held wireless communications device while in a school zone, with penalty provisions.

**HB 2632**, introduced by Representative Dinkins, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

**HB 2633**, introduced by Representative Dinkins, relating to school employee retirement, with an emergency clause.

**HB 2634**, introduced by Representative Berry, relating to wind energy.

**HB 2635**, introduced by Representative Reiboldt, relating to the silica claims priorities act.

**HB 2636**, introduced by Representative Reiboldt, relating to criminal proceedings involving persons with mental illnesses.

**HB 2637**, introduced by Representative Houghton, relating to captive cervids.

**HB 2638**, introduced by Representative Smith (163), relating to taxable income of corporations.

**HB 2639**, introduced by Representative Green, relating to assistance for minority business enterprises.

**HB 2640**, introduced by Representative Smith (163), relating to sexual offenders, with penalty provisions.

**HB 2641**, introduced by Representative Hurst, relating to taxation, with a delayed effective date.

**HB 2642**, introduced by Representative Basye, relating to termination of lease agreements involving land used for agricultural purposes.

**HB 2643**, introduced by Representative Miller, relating to lead testing in certain elementary school buildings.

**HB 2644**, introduced by Representative Rowland (29), relating to sheltered workshops, with an emergency clause.

**HB 2645**, introduced by Representative Trent, relating to valuation of bids for state contracts.

**HB 2646**, introduced by Representative Davis, relating to training for school protection officers.

**HB 2647**, introduced by Representative Quade, relating to sexual assault policies of institutions of higher education.

**HB 2648**, introduced by Representative Cookson, relating to driver's licenses and nondriver's identification.

**HB 2649**, introduced by Representative Rowland (155), relating to tuition at public higher education institutions.

**HB 2650**, introduced by Representative McCreery, relating to fees in connection with sewer lines.

**HB 2651**, introduced by Representative Roden, relating to law enforcement tactical zones, with penalty provisions.

**HB 2652**, introduced by Representative Stacy, relating to condominium property.

**HB 2653**, introduced by Representative Pietzman, relating to electronic monitoring of certain sexual offenders while relocating.

**HB 2654**, introduced by Representative Bangert, relating to a tax credit for providing child care.

**HB 2655**, introduced by Representative Wilson, relating to county commissions.

#### **SECOND READING OF HOUSE CONCURRENT RESOLUTIONS**

The following House Concurrent Resolutions were read the second time:

**HCR 96**, relating to Move Over or Slow Down Awareness Month.

**HCR 97**, relating to the St. Louis region.

#### **SECOND READING OF HOUSE BILLS**

The following House Bills were read the second time:

**HB 2570**, relating to civil forfeitures.

**HB 2571**, relating to the first-time business owner savings account act.

**HB 2572**, relating to the Missouri Juneteenth heritage and jazz festival and memorial.

**HB 2573**, relating to pesticides.

**HB 2574**, relating to boards of adjustment.

**HB 2575**, relating to the office of broadband advocate.

**HB 2576**, relating to corporate income taxation.

**HB 2577**, relating to transient guest taxes.

**HB 2578**, relating to property tax relief for senior citizens.

**HB 2579**, relating to landlord tenant actions.

**HB 2580**, relating to certificate of need requirements.

**HB 2581**, relating to bail bond agents, with a penalty provision.

**HB 2582**, relating to campaign finance.

**HB 2583**, relating to mandatory driver's education and training, with a contingent effective date.

**HB 2584**, relating to expungement of records relating to the offense of unlawful use of a weapon.

**HB 2585**, relating to certain department of revenue registration requirements.

**HB 2586**, relating to workers' compensation premiums.

**HB 2587**, relating to driver's license issuance.

**HB 2588**, relating to campaign finance, with penalty provisions.

**HB 2589**, relating to exercising constitutional rights in public.

**HB 2590**, relating to notaries public, with penalty provisions and a delayed effective date.

**HB 2591**, relating to child custody arrangements.

**HB 2592**, relating to consent for a minor to obtain an abortion.

**HB 2593**, relating to safety belts.

**HB 2594**, relating to concession agreements.

**HB 2595**, relating to labor organizations.

**HB 2596**, relating to development of electric vehicle charging stations.

**HB 2597**, relating to nursing assistant training programs.

**HB 2598**, relating to emergency services.

**HB 2599**, relating to unfunded policy changes.

**HB 2600**, relating to a miles per gallon based vehicle registration fee.

**HB 2601**, relating to state funding for rest areas.

**HB 2602**, relating to driver's license fees.

**HB 2603**, relating to state lottery winners.

**HB 2604**, relating to bail bond agents.

**HB 2605**, relating to the removal from the sex offender registry.

**HB 2606**, relating to unlawful discriminatory practices.

**HB 2607**, relating to meat.

**HB 2608**, relating to the sexual offender registry.

**HB 2609**, relating to the supervision of certain persons.

### **THIRD READING OF HOUSE BILLS**

**HCS HB 1873**, relating to poaching, was taken up by Representative Taylor.

On motion of Representative Taylor, **HCS HB 1873** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	Dinkins	Dogan	Dohrman
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Justus	Kelley 127
Kendrick	Knight	Kolkmeier	Lant	Lauer



Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfausch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 019

Bahr	Brown 57	Curtman	Eggleston	Houghton
Hurst	Johnson	Kelly 141	Kidd	Korman
Marshall	Moon	Neely	Pietzman	Pogue
Rehder	Ross	Spencer	Tate	

PRESENT: 000

ABSENT WITH LEAVE: 013

Black	Brown 94	Curtis	DeGroot	Ellebracht
Green	Haefner	McDaniel	Peters	Rone
Rowland 29	Smith 85	Washington		

VACANCIES: 001

Speaker Richardson declared the bill passed.

**HB 1428**, relating to vacancies in county elected offices, was taken up by Representative Muntzel.

On motion of Representative Muntzel, **HB 1428** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick

Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Moon Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 94	Curtis	Ellebracht	Ellington	Green
Haefner	McDaniel	Neely	Peters	Rowland 29
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

### **PERFECTION OF HOUSE BILLS**

**HCS HB 2104**, relating to the authority to engage in certain investigative practices, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2104** was agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 2104, Page 6, Section 542.405, Line 83, by deleting the word "**obtain**" and inserting in lieu thereof the word "**procure**"; and

Further amend said bill, Page 10, Section 542.418, Line 6, by deleting the word "**obtained**" and inserting in lieu thereof the word "**procured**"; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 2104, Page 1, Section A, Line 4, by inserting the following after all of said line:

**"1.500. 1. This section shall be known and may be cited as the "Fourth Amendment Rights Protection Act".**

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

**(1) "Electronic data", information related to an electronic communication or the use of an electronic communication service including, but not limited to, the contents, sender, recipients, or format of an electronic communication; the precise or proximate location of the sender or recipients of an electronic communication at any time during the communication; the time or date the communication was created, sent, or received; and the identity of an individual or device involved in the communication including, but not limited to, an internet protocol address. The term "electronic data" shall not include subscriber information;**

**(2) "Metadata", information generally not visible when an electronic document is printed describing the history, tracking, or management of an electronic document, including information about data in the electronic document that describes how, when, and by whom the data were collected, created, accessed, or modified and how the data are formed. The term "metadata" shall not include a spreadsheet formula, a database field, an externally or internally linked file, or a reference to an external file or hyperlink.**

**3. This state and its agencies, political subdivisions, special districts, or employees shall not assist, participate with, or provide material support or resources to a federal agency to enable it to collect or facilitate in the collection or use of a person's electronic data or metadata unless one or more of the following circumstances apply:**

**(1) The person has given informed consent;**

**(2) The action is pursuant to a warrant that is based upon probable cause and particularly describes the person, place, or thing to be searched or seized; or**

**(3) The action is in accordance with a legally recognized exception to the warrant requirement.**

**4. The attorney general shall enforce the provisions of this section in accordance with the Constitution of the United States and the Constitution of Missouri."; and**

Further amend said bill, Page 10, Section 542.420, Line 7, by inserting the following after all of said line:

"Section B. Because immediate action is necessary to protect the privacy of the citizens of this state, section 1.500 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 1.500 of section A of this act shall be in full force and effect upon its passage and approval."; and

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

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

On motion of Representative Frederick, **HCS HB 2104, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2104, as amended**, was ordered perfected and printed.

**HB 1797**, relating to the nuclear power plant security guard act, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HB 1797** was agreed to.

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

AMEND House Bill No. 1797, 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.”; and**

Further amend said bill, Page 3, Section 578.534, Line 34, by inserting immediately after all of said section and line the following:

**"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.

**House Amendment No. 1** was withdrawn.

On motion of Representative Fitzwater, **HB 1797** was ordered perfected and printed.

**HCS HB 1907**, relating to working animals, was taken up by Representative Spencer.

On motion of Representative Spencer, the title of **HCS HB 1907** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1907, Page 1, Section 262.760, Lines 2-5, by deleting all of said lines and inserting in lieu thereof the following:

"regulation prohibiting the use of a working animal unless such use poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each political subdivision may adopt reasonable rules and regulations governing such animals so long as such rules and regulations are not intended to ban the use of such working animals for entertainment, transportation, or educational exhibits.

2. No political subdivision shall impose any order, ordinance, policy, or regulation prohibiting working animals on public streets unless such street, or time of day for a particular street, poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each political subdivision may adopt orders, ordinances, policies, and regulations that further the public health, safety, and welfare.

3. The provisions of subsection 2 of this section shall not apply to:

- (1) Mounted peace officers;
- (2) Parades and public celebrations;
- (3) Horses or ponies measuring less than forty inches as measured from the last hairs of the mane, which are at the withers.

4. For the purposes of this section, "working animal" shall mean the use of any animal"; and

Further amend said bill, page and section, Lines 6-7, by deleting the words "**business, commerce, or service, including but not limited to, animals in entertainment**" and inserting in lieu thereof the words "**entertainment, transportation, or educational exhibits**"; and

Further amend said bill and page, Section B, Lines 1-6, by deleting all of said section and lines from the bill; and

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

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

On motion of Representative Spencer, **HCS HB 1907, as amended**, was adopted.

On motion of Representative Spencer, **HCS HB 1907, as amended**, was ordered perfected and printed.

**HCS HB 1525**, relating to unclaimed property, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HCS HB 1525** was agreed to.

On motion of Representative Pfautsch, **HCS HB 1525** was adopted.

On motion of Representative Pfautsch, **HCS HB 1525** was ordered perfected and printed.

**HB 1250**, relating to fiduciary access to digital assets, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1250**, relating to trust and estates, was agreed to.

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

*House Amendment No. 1*

AMEND House Bill No. 1250, Page 1, Section A, Line 4, by inserting immediately after all of said section and line the following:

**"456.006. 1. Where a trust or custodial account constitutes a health savings account, as defined in the Internal Revenue Code of 1986, as amended, a trust may be created by any of the following:**

- (1) A transfer of moneys to the trustee or custodian holding such trust or custodial account;**
- (2) The documentation of the creation of such trust or custodial account in the records of the trustee or custodian holding such trust or custodial account; or**
- (3) The execution of a trust or custodial agreement with respect to such trust or custodial account.**

**2. In any case, a trust or custodial account shall be deemed to have been established on the first day on which the individual who is the beneficiary of such trust or custodial account is an eligible individual, as defined in the Internal Revenue Code of 1986, as amended, in that calendar year in which such trust or custodial account is created in accordance with this section.**

456.4-414. 1. After notice to the qualified beneficiaries, the trustee of a trust consisting of trust property having a total value less than [~~one hundred thousand~~] **two hundred fifty thousand** dollars may terminate the trust if the trustee concludes that the value of the trust property is insufficient to justify the cost of administration.

2. The court may modify or terminate a trust or remove the trustee and appoint a different trustee if it determines that the value of the trust property is insufficient to justify the cost of administration.

3. Upon termination of a trust under this section, the trustee shall distribute the trust property in a manner consistent with the purposes of the trust.

4. This section does not apply to an easement for conservation or preservation.

456.4-420. 1. If a trust instrument containing a no-contest clause is or has become irrevocable, an interested person may file a petition to the court for an interlocutory determination whether a particular motion, petition, or other claim for relief by the interested person would trigger application of the no-contest clause or would otherwise trigger a forfeiture that is enforceable under applicable law and public policy.



2. The petition described in subsection 1 of this section shall be verified under oath. The petition may be filed by an interested person either as a separate judicial proceeding, or brought with other claims for relief in a single judicial proceeding, all in the manner prescribed generally for such proceedings under this chapter. If a petition is joined with other claims for relief, the court shall enter its order or judgment on the petition before proceeding any further with any other claim for relief joined therein. In ruling on such a petition, the court shall consider the text of the clause, the context to the terms of the trust instrument as a whole, and in the context of the verified factual allegations in the petition. No evidence beyond the pleadings and the trust instrument shall be taken except as required to resolve an ambiguity in the no-contest clause.

3. An order or judgment determining a petition described in subsection 1 of this section shall have the effect set forth in subsections 4 and 5 of this section, and shall be subject to appeal as with other final judgments. If the order disposes of fewer than all claims for relief in a judicial proceeding, that order is subject to interlocutory appeal in accordance with the applicable rules for taking such an appeal. If an interlocutory appeal is taken, the court may stay the pending judicial proceeding until final disposition of said appeal on such terms and conditions as the court deems reasonable and proper under the circumstances. A final ruling on the applicability of a no-contest clause shall not preclude any later filing and adjudication of other claims related to the trust.

4. An order or judgment, in whole or in part, on a petition described in subsection 1 of this section shall result in the no-contest clause being enforceable to the extent of the court's ruling, and shall govern application of the no-contest clause to the extent that the interested person then proceeds forward with the claims described therein. In the event such an interlocutory order or judgment is vacated, reversed, or otherwise modified on appeal, no interested person shall be prejudiced by any reliance, through action, inaction, or otherwise, on the order or judgment prior to final disposition of the appeal.

5. An order or judgment shall have effect only as to the specific trust terms and factual basis recited in the petition. If claims are later filed that are materially different than those upon which the order or judgment is based, then to the extent such new claims are raised, the party in whose favor the order or judgment was entered shall have no protection from enforcement of the no-contest clause otherwise afforded by the order and judgment entered under this section.

6. For purposes of this section, a "no-contest clause" shall mean a provision in a trust instrument purporting to rescind a donative transfer to, or a fiduciary appointment of, any person, or that otherwise effects a forfeiture of some or all of an interested person's beneficial interest in a trust estate as a result of some action taken by the beneficiary. This definition shall not be construed in any way as determining whether a no-contest clause is enforceable under applicable law and public policy in a particular factual situation. As used in this section, the term "no-contest clause" shall also mean an "in terrorem clause".

7. A no-contest clause is not enforceable against an interested person in, but not limited to, the following circumstances:

(1) Filing a motion, petition, or other claim for relief objecting to the jurisdiction or venue of the court over a proceeding concerning a trust, or over any person joined, or attempted to be joined, in such a proceeding;

(2) Filing a motion, petition, or other claim for relief concerning an accounting, report, or notice that has or should have been made by a trustee, provided the interested person otherwise has standing to do so under applicable law, including, but not limited to, section 456.6-603;

(3) Filing a motion, petition, or other claim for relief under chapter 475 concerning the appointment of a guardian or conservator for the settlor;

(4) Filing a motion, petition, or other claim for relief under chapter 404 concerning the settlor;

(5) Disclosure to any person of information concerning a trust instrument or that is relevant to a proceeding before the court concerning the trust instrument or property of the trust estate, unless such disclosure is otherwise prohibited by law;

(6) Filing a motion, pleading, or other claim for relief seeking approval of a nonjudicial settlement agreement concerning a trust instrument, as set forth in section 456.1-111;

(7) **Filing a motion, pleading, or other claim for relief concerning a breach of trust by a trustee including, but not limited to, a claim under section 456.10-1001. For purposes of this subdivision, "breach of trust" means a trustee's violation of the terms of a trust instrument, a violation of the trustee's general fiduciary obligations, or a trustee's violation of a duty that equity imposes on a trustee;**

(8) **Filing a motion, pleading, or other claim for relief concerning removal of a trustee including, but not limited to, a claim for removal under section 456.7-706; and**

(9) To the extent a petition under subsection 1 of this section is limited to the procedure and purpose described therein.

8. In any proceeding brought under this section, the court may award costs, expenses, and attorneys' fees to any party, as provided in section 456.10-1004."; and

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

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

On motion of Representative Plocher, **HB 1250, as amended**, was ordered perfected and printed.

**HCS HB 1358**, relating to password protection, was taken up by Representative Davis.

On motion of Representative Davis, the title of **HCS HB 1358** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1358, Page 1, Section 407.1700, Line 1, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 17, by inserting after the phrase "**by a**" the phrase "**password, pin number, or other**"; and

Further amend said bill, page and section, Page 2, Line 21, by deleting the phrase "**employer; or**" and inserting in lieu thereof the phrase "**employer;**"; and

Further amend said bill, page and section, Line 24, by deleting the word "**institution;**" the following:

**"institution; or**

**(c) Accessed at an educational institution using the educational institution's resources;**"; and

Further amend said bill and page, Section 407.1710, Line 2, by deleting the phrase "**, request,**"; and

Further amend said bill, page and section, Line 11, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, Page 3, Section 407.1720, Line 2, by deleting the phrase "**, request,**"; and

Further amend said bill, page and section, Line 13, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, Page 4, Section 407.1730, Line 11, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, page and section, Line 26, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and page, Section 407.1740, Line 1, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and section, Page 5, Line 7, by deleting the phrase "**requesting or**"; and

Further amend said bill, page and section, Line 11, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 18, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 24, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 31, by deleting the phrase "**requesting or**"; and

Further amend said bill, page and section, Line 35, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 42, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, Page 6, Section 407.1750, Lines 8-11, by deleting all of said lines and inserting in lieu thereof the following:

- "(1) Is not liable for obtaining, possessing, or otherwise having the information;**
- (2) Shall not use the information to access the personal online account of the employee, applicant, student, prospective student, tenant, or prospective tenant without the individual's express written consent;**
- (3) Shall not share the information with any other person or entity, unless such disclosure is required by law; and"; and**

Further amend said bill and page, Section 407.1760, Line 2, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 4, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 6, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and section, Page 7, Line 10, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 12 by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and page, Section 407.1770, Lines 1-4, by deleting all of said lines and removing said section from the bill; 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 Davis, **House Amendment No. 1** was adopted.

On motion of Representative Davis, **HCS HB 1358, as amended**, was adopted.

On motion of Representative Davis, **HCS HB 1358, as amended**, was ordered perfected and printed.

**HCS HB 2116**, relating to boat passengers, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS HB 2116** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 2116, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

- "306.100. 1. For the purpose of this section, vessels shall be divided into four classes as follows:
- (1) Class A, less than sixteen feet in length;
  - (2) Class 1, at least sixteen and less than twenty-six feet in length;
  - (3) Class 2, at least twenty-six and less than forty feet in length;
  - (4) Class 3, forty feet and over.
2. All vessels shall display from sunset to sunrise the following lights when under way, and during such time no other lights, continuous spotlights or docking lights, or other nonprescribed lights shall be exhibited:
- (1) Vessels of classes A and 1:
    - (a) A bright white light aft to show all around the horizon;
    - (b) A combined light in the forepart of the vessel and lower than the white light aft, showing green to starboard and red to port, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on their respective sides;
  - (2) Vessels of classes 2 and 3:
    - (a) A bright white light in the forepart of the vessel as near the stem as practicable, so constructed as to show the unbroken light over an arc of the horizon of twenty points (225 degrees) of the compass, so fixed as to throw the light ten points (112 1/2 degrees) on each side of the vessel; namely, from right ahead to two points (22 1/2 degrees) abaft the beam on either side;
    - (b) A bright white light aft to show all around the horizon and higher than the white light forward;
    - (c) On the starboard side a green light so constructed as to show an unbroken light over an arc of the horizon of ten points (112 1/2 degrees) of the compass, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on the starboard side; on the port side a red light so constructed as to show an unbroken light over an arc of the horizon of ten points (112 1/2 degrees) of the compass, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on the portside. The side lights shall be fitted with inboard screens so set as to prevent these lights from being seen across the bow;
  - (3) Vessels of classes A and 1 when propelled by sail alone shall exhibit the combined light prescribed by this section and a twelve point (135 degree) white light aft. Vessels of classes 2 and 3, when so propelled, shall exhibit the colored side lights, suitably screened, prescribed by this section and a twelve point (135 degree) white light aft;
  - (4) All vessels between the hours of sunset and sunrise that are not under way, moored at permanent dockage or attached to an immovable object on shore so that they do not extend more than fifty feet from the shore shall display one three-hundred-sixty-degree white light visible three hundred sixty degrees around the horizon;
  - (5) Every white light prescribed by this section shall be of such character as to be visible at a distance of at least two miles. Every colored light prescribed by this section shall be of such character as to be visible at a distance of at least one mile. The word "visible" in this subsection, when applied to lights, shall mean visible on a dark night with clear atmosphere;
  - (6) When propelled by sail and machinery every vessel shall carry the lights required by this section for a motorboat propelled by machinery only.
3. Any watercraft not defined as a vessel shall, from sunset to sunrise, carry, ready at hand, a lantern or flashlight showing a white light which shall be exhibited in sufficient time to avert collision.
4. Any vessel may carry and exhibit the lights required by the federal regulations for preventing collisions at sea, in lieu of the lights required by subsection 2 of this section.
5. All other watercraft over sixty-five feet in length and those propelled solely by wind effect on the sail shall display lights prescribed by federal regulations.

6. Any watercraft used by a person engaged in the act of sport fishing is not required to display any lights required by this section if no other vessel is within the immediate vicinity of the first vessel, the vessel is using an electric trolling motor and the vessel is within fifty feet of the shore.

7. Every vessel, except those in class A, shall have on board at least one wearable personal flotation device of type I, II or III for each person on board and each person being towed who is not wearing one. Every such vessel shall also have on board at least one type IV throwable personal flotation device.

8. All class A motorboats and all watercraft traveling on the waters of this state shall have on board at least one type I, II, III or IV personal flotation device for each person on board and each person being towed who is not wearing one.

9. All lifesaving devices required by subsections 7 and 8 of this section shall be United States Coast Guard approved, in serviceable condition and so placed as to be readily accessible. **The operator of any watercraft in violation of this subsection or subsections 7 or 8 of this section is guilty of an infraction and shall be fined not more than twenty-five dollars.**

10. Every vessel which is carrying or using flammable or toxic fluid in any enclosure for any purpose, and which is not an entirely open vessel, shall have an efficient natural or mechanical ventilation system which must be capable of removing resulting gases prior to and during the time the vessel is occupied by any person.

11. Motorboats shall carry on board at least the following United States Coast Guard approved fire extinguishers:

(1) Every class A and every class 1 motorboat carrying or using gasoline or any other flammable or toxic fluid, one B1 type fire extinguisher;

(2) Every class 2 motorboat:

(a) Two B1 type fire extinguishers; or

(b) One B2 type fire extinguisher; or

(c) A fixed fire extinguishing system and one B1 type fire extinguisher; and

(3) Every class 3 motorboat:

(a) Three B1 type fire extinguishers; or

(b) One B2 type and one B1 type fire extinguisher; or

(c) A fixed fire extinguishing system and one B2 type fire extinguisher; or

(d) A fixed fire extinguishing system and two B1 type fire extinguishers.

12. All class 1 and 2 motorboats and vessels shall have a sounding device. All class 3 motorboats and vessels shall have at least a sounding device and one bell.

13. No person shall operate any watercraft which is not equipped as required by this section.

14. A water patrol division officer may direct the operator of any watercraft being operated without sufficient personal flotation devices, fire-fighting devices or in an overloaded or other unsafe condition or manner to take whatever immediate and reasonable steps are necessary for the safety of those aboard when, in the judgment of the officer, such operation creates a hazardous condition. The officer may direct the operator to return the watercraft to the nearest safe mooring and to remain there until the situation creating the hazardous condition is corrected.

15. A water patrol division officer may remove any unmanned or unattended watercraft from the water when, in the judgment of the officer, the watercraft creates a hazardous condition.

16. Nothing in this section shall prohibit the use of additional specialized lighting used in the act of sport fishing.

306.125. 1. Every person shall operate a motorboat, vessel or watercraft in a careful and prudent manner and at a rate of speed so as not to endanger the property of another or the life or limb of any person and shall exercise the highest degree of care.

2. No person shall operate a motorboat, vessel or watercraft at any time from a half-hour after sunset until an hour before sunrise the following day at a speed exceeding thirty miles per hour.

3. Vessels shall not be operated within one hundred feet of any dock, pier, occupied anchored boat or buoyed restricted area on any lake at a speed in excess of slow-no wake speed. **The operator of any watercraft in violation of this subsection is guilty of an infraction and shall be fined not more than twenty-five dollars; however, if the operator cannot be identified, the owner of the watercraft shall be subject to such penalty.**

4. **The department of public safety shall promulgate all necessary rules and regulations for the implementation and administration of a no wake cove for class 3 vessels in a cove with its main juncture less than 800 feet, measured from shore to shore, at the main channel. 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.

5. Subsection 1 of this section shall not apply to a motorboat or other boat race authorized under section 306.130."; and

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

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

On motion of Representative Ross, **HCS HB 2116, as amended**, was adopted.

On motion of Representative Ross, **HCS HB 2116, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 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: 051

Alferman	Anders	Austin	Barnes 60	Basye
Beard	Beck	Bondon	Brown 27	Burns
Cookson	Cross	Curtman	DeGroot	Dinkins
Engler	Fraker	Francis	Franks Jr	Gannon
Gray	Green	Hannegan	Hansen	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Korman
Lant	Lauer	Lichtenegger	McGaugh	Morris 140
Morse 151	Muntzel	Neely	Phillips	Pogue
Quade	Redmon	Reiboldt	Remole	Revis
Rhoads	Roerber	Rowland 29	Taylor	Walsh
White				

NOES: 001

Curtis

PRESENT: 076

Anderson	Andrews	Bahr	Baringer	Barnes 28
Berry	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Davis
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Fitzwater	Gregory	Haahr	Haefner	Harris
Helms	Higdon	Hill	Houghton	Houx
Johnson	Knight	Kolkmeier	Lavender	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery

McDaniel	Meredith 71	Messenger	Miller	Moon
Morgan	Mosley	Nichols	Pfautsch	Pietzman
Pike	Plocher	Rehder	Reisch	Roberts
Rone	Ross	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Stacy
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 034

Adams	Arthur	Bangert	Bernskoetter	Black
Brattin	Brown 94	Butler	Cornejo	Dogan
Ellington	Franklin	Frederick	Grier	Kendrick
Kidd	Marshall	May	McGee	Merideth 80
Mitten	Newman	Peters	Pierson Jr	Razer
Roden	Rowland 155	Smith 85	Smith 163	Spencer
Stephens 128	Stevens 46	Washington	Wessels	

VACANCIES: 001

Reverend Monsignor Robert A. Kurwicki, Chaplain, offered a prayer in memory of former Representative Keith English.

*God, lover of souls, You hold dear what You have made and spare all things, for they are Yours. Look gently on Your servant and by the blood of the cross forgive the sins and failings of this life.*

*The souls of the just are in the hand of God, and no torment shall touch them. They seemed, in the view of the foolish, to be dead; and their passing away was thought an affliction and their going forth from us, utter destruction. But they are in peace.*

*Lord, as we mourn the sudden death of our friend and colleague, Keith, show us the immense power of Your goodness and strengthen our belief that he has entered into Your presence.*

And the House says, "Amen!"

### PERFECTION OF HOUSE BILLS

**HCS HB 1457**, relating to computer science education, was placed on the Informal Calendar.

**HCS HB 1623**, relating to elementary and secondary education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS HB 1623** was agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1623, Pages 1 to 2, Section 170.018, Lines 5-20, by deleting all of said lines and inserting in lieu thereof the following:

"(2) The department of elementary and secondary education shall, before July 1, 2020, develop a high school graduation policy that allows a student to fulfill one unit of academic credit with a district-approved computer science course offered in any school year after the 2019-20 school year for any math, science, or practical arts unit required for high school graduation. The policy shall require that all students have either taken all courses that require end of course exams or are on track to take all courses that require end of course exams under the Missouri School Improvement Program.

(3) A school district shall communicate to students electing to use a computer science course for a mathematics unit that some institutions of higher education may require four units of academic credit in mathematics for college admission. The parent, guardian, or legal custodian of each student who chooses to take a computer science course to fulfill a fourth unit of academic credit in mathematics shall sign and submit to the school district a document containing a statement acknowledging that taking a computer science course to fulfill a fourth unit of academic credit in mathematics may have an adverse effect on college admission decisions."; and

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

Speaker Pro Tem Haahr resumed the Chair.

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

The point of order was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	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	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wilson	Wood

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick



Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Nichols
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 022

Brown 94	Butler	DeGroot	Dogan	Fraker
Franklin	Houx	Kidd	Korman	Lauer
Lichtenegger	McDaniel	Mitten	Newman	Peters
Pierson Jr	Shaul 113	Smith 85	Spencer	Wessels
Wiemann	Mr. Speaker			

VACANCIES: 001

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Knight	Kolkmeier
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Moon
Morris 140	Morse 151	Muntzel	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Kendrick	Lavender
McCann Beatty	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 029

Brown 94	Butler	Cornejo	Cross	DeGroot
Franklin	Harris	Higdon	Justus	Kidd
Lauer	Lichtenegger	May	McCreery	McDaniel
Miller	Mitten	Neely	Newman	Nichols
Peters	Pierson Jr	Reisch	Roden	Shaul 113
Smith 85	Spencer	Swan	Wessels	

VACANCIES: 001

On motion of Representative Fitzwater, **HCS HB 1623, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 1623, as amended**, was ordered perfected and printed.

**HB 2102**, relating to property classification, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HB 2102** was agreed to.

On motion of Representative Rhoads, **HB 2102** was ordered perfected and printed.

**HB 1646**, relating to brush control on county roads, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 1646** was agreed to.

On motion of Representative Eggleston, **HB 1646** was ordered perfected and printed.

**HB 2238**, relating to a social innovation grant program, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HB 2238** was agreed to.

Representative Ross assumed the Chair.

On motion of Representative Mathews, **HB 2238** was ordered perfected and printed.

**HCS HB 1895**, relating to death investigations, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS HB 1895** was agreed to.

On motion of Representative Neely, **HCS HB 1895** was adopted.

On motion of Representative Neely, **HCS HB 1895** was ordered perfected and printed.

**HB 1613**, relating to driver's licenses, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HB 1613** was agreed to.

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

*House Amendment No. 1*

AMEND House Bill No. 1613, Page 1, Section 302.205, Line 12, by inserting immediately 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 Roberts 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 Bill No. 1613, Page 1, Line 10, by deleting said line; and

Further amend said amendment and page, Line 11, by deleting the number "(4)" and inserting in lieu thereof the number "(5)"; and

Further amend said amendment and page, Line 12, by deleting the number "(5)" and inserting in lieu thereof the number "(6)"; and

Further amend said amendment and page, Line 13, by deleting the number "(6)" and inserting in lieu thereof the number "(7)"; and

Further amend said amendment and page, Line 19, by deleting the number "(7)" and inserting in lieu thereof the number "(8)"; and

Further amend said amendment and page, Lines 23-29, by deleting said lines and inserting in lieu thereof the following:

**"(9) If you feel that your rights have been violated, you have the right to file a complaint with the law enforcement agency's internal affairs division or";** and

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

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

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

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

AYES: 050

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Black	Brattin	Brown 27	Burnett
Burns	Conway 10	Cross	Curtis	Dogan
Ellebracht	Ellington	Franks Jr	Gray	Harris
Helms	Kelley 127	Kendrick	Korman	Lavender
Love	Matthiesen	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Ross	Rowland 29	Runions	Shull 16
Stevens 46	Taylor	Unsicker	Washington	White

NOES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Lynch	Marshall	Mathews
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Rowland 155	Ruth	Schroer	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 023

Baringer	Barnes 60	Brown 94	Butler	Carpenter
Cookson	Corlew	Franklin	Gannon	Green
Higdon	Kidd	McDaniel	Mitten	Newman
Peters	Plocher	Rhoads	Shaul 113	Smith 85
Walker 74	Wessels	Wood		

VACANCIES: 001

On motion of Representative Kelley (127), **HB 1613** was ordered perfected and printed.

**HCS HB 1947**, relating to the sale of utilities in fourth class cities, was placed on the Informal Calendar.

**HCS HB 1456**, relating to emergency communication services, was taken up by Representative Lauer.

On motion of Representative Lauer, the title of **HCS HB 1456** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1456, Page 2, Section 70.210, Lines 4-5, by deleting the words "**governmental entities**"; and

Further amend said bill, Pages 2-4, Section 70.220, Lines 1-45, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 7, Section 190.327, Line 39, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, page and section, Lines 53, 58, 60, 62, and 65, by deleting all instances of the word "**who**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 9, Section 190.334, Line 4, by inserting immediately after the number "**190.470**" a comma ","; and

Further amend said bill, Page 14, Section 190.420, Line 17, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Pages 15 and 16, Section 190.455, Lines 12, 16, 26, 27, and 48, by inserting immediately after each instance of the word "**provider**" the words "**or communications service provider**"; and

Further amend said bill and section, Page 16, Line 49, by inserting immediately after the word "**collection**" a comma ","; and

Further amend said bill, page and section, Line 69, by deleting the word "**persons**," and inserting in lieu thereof the word "**persons**"; and

Further amend said bill, page and section, Line 73, by deleting the word "**that**" and inserting in lieu thereof the word "**who**"; and

Further amend said bill and section, Page 18, Line 123, by inserting immediately after the number "190.335" the words "**and 190.339**"; and

Further amend said bill, page and section, Lines 131 and 134, by deleting the words "**as defined in section 190.300**" and inserting in lieu thereof the words "**, as defined in section 190.300,**"; and

Further amend said bill and section, Page 19, Lines 168-169, by deleting the words "**as defined in section 190.300**" and inserting in lieu thereof the words "**, as defined in section 190.300,**"; and

Further amend said bill, page, and section, Line 177, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 20, Section 190.460, Line 9, by deleting the words "**which service**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 27, Section 650.330, Line 63, by deleting the word "and" and inserting in lieu thereof the word "[~~and~~]"; and

Further amend said bill and section, Pages 27-28, Lines 67-101, by deleting all of said lines and inserting in lieu thereof the following:

"messages containing text, images, video, or data;

**(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:**

**(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;**

**(b) Promotion of consolidation where appropriate;**

**(c) Mapping and addressing all county locations;**

**(d) Ensuring primary access and texting abilities to 911 services for disabled residents; and**

**(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019;**

**(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;**

**(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;**

**(19) Approve a proposal of a county or city to impose a fee of more than one dollar under section 190.455;**

**(20) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation; and**

**(21) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee."; and**

Further amend said bill, Page 29, Section 650.335, Line 27, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 1456, Page 1, Section A, Line 6, by inserting immediately after said section and line the following:

"43.225. 1. A record of the disposition in any court proceeding involving any criminal offense that resulted in a felony conviction shall be forwarded to the department of revenue within seven days by the clerk of the court in which the proceeding was held. The records shall be forwarded by the department of revenue, within fifteen days of receipt, to the Missouri state highway patrol and shall be entered by the highway patrol in the Missouri uniform law enforcement system records. Dispositions that shall be reported are guilty pleas, findings of guilt, suspended execution of sentence, conditional sentences, sentences of confinement, and any other such felony dispositions that may be required under state or federal regulations. The record forwarded by the clerk shall clearly state the name of the court, the court case number, the name and address of the person who is the subject of the proceeding, the code or number identifying the particular arrest, and any court action or requirements pertaining thereto.

2. All records received by the Missouri state highway patrol or the department of revenue under the provisions of this section shall be entered in the Missouri uniform law enforcement system records and maintained by the Missouri state highway patrol. Records placed in the Missouri uniform law enforcement system under the provisions of this section shall be made available to any law enforcement officer in this state, any prosecuting or circuit attorney in this state, or to any judge of a municipal or state court upon request.

3. A person commits the offense of refusal to furnish records of disposition if he or she is required to furnish records to the Missouri state highway patrol or department of revenue under this section and purposely refuses to furnish such records. The offense of refusal to furnish records of disposition is a class D misdemeanor."; and

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

**House Amendment No. 2** was withdrawn.

On motion of Representative Lauer, **HCS HB 1456, as amended**, was adopted.

On motion of Representative Lauer, **HCS HB 1456, as amended**, was ordered perfected and printed.

**HB 1600**, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was placed on the Informal Calendar.

**HB 2110**, relating to rewards by county commissions, was taken up by Representative Rone.

On motion of Representative Rone, the title of **HB 2110** was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Rone, **HB 2110** was ordered perfected and printed.

## PERFECTION OF HOUSE BILLS - INFORMAL

**HCS HB 1947**, relating to the sale of utilities in fourth class cities, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HCS HB 1947** was agreed to.

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

### *House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1947, Page 2, Section 88.770, Line 36, by inserting at the end of said line the following:

**"In the event the board of aldermen determines the proposed sale of a water or wastewater system shall be placed before voters, a public informational meeting shall be held at least thirty days prior to any vote on the matter. The municipality in question shall notify its customers of the informational meeting via radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting.";** and

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

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

On motion of Representative Alferman, **HCS HB 1947, as amended**, was adopted.

On motion of Representative Alferman, **HCS HB 1947, as amended**, was ordered perfected and printed.

## REFERRAL OF HOUSE REVISION BILLS

The following House Revision Bill was referred to the Committee indicated:

**HRB 2** - Special Committee on Government Oversight

## REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

**HB 1237** - Ways and Means  
**HB 1238** - Ways and Means  
**HB 1362** - Ways and Means  
**HB 1479** - Ways and Means  
**HB 1505** - Ways and Means  
**HB 1601** - Ways and Means  
**HB 1661** - Ways and Means  
**HB 1666** - Ways and Means  
**HB 1730** - Ways and Means  
**HB 1758** - Ways and Means



**HB 1775** - Ways and Means  
**HB 1793** - Special Committee on Litigation Reform  
**HB 1824** - Ways and Means  
**HB 1836** - Ways and Means  
**HB 1855** - Ways and Means  
**HB 1964** - Ways and Means  
**HB 2162** - Ways and Means  
**HB 2168** - Ways and Means  
**HB 2169** - Ways and Means  
**HB 2269** - Ways and Means  
**HB 2314** - Ways and Means  
**HB 2340** - Ways and Means  
**HB 2350** - Judiciary  
**HB 2377** - Ways and Means  
**HB 2390** - Ways and Means  
**HB 2412** - Higher Education  
**HB 2453** - Local Government  
**HB 2540** - Ways and Means  
**HB 2562** - Judiciary  
**HB 2564** - Special Committee on Tourism  
**HB 2576** - Ways and Means

## COMMITTEE REPORTS

### **Committee on Children and Families**, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2234**, 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 (9): Cookson, Franklin, Gannon, Justus, Neely, Newman, Ruth, Unsicker and Walker (74)

Noes (2): Moon and Stacy

Absent (0)

### **Committee on Conservation and Natural Resources**, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2306**, 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 (10): Anderson, Beard, Engler, Harris, Houx, Love, Phillips, Remole, Revis and Taylor

Noes (1): Meredith (71)

Absent (1): Pierson Jr.

**Committee on Crime Prevention and Public Safety**, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1739**, 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 (7): Baringer, Hannegan, Hill, Lauer, Newman, Phillips and Rhoads

Noes (0)

Absent (4): Barnes (60), Dogan, Franks Jr. and McDaniel

**Committee on General Laws**, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1256**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Cross and Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1326**, 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 (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Evans and Mathews

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1865**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Cross, Mathews, Roeber and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Evans and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Cross, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (1): Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1937**, 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 (7): Anderson, Basye, Cornejo, Cross, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Evans and Mathews

**Committee on Government Efficiency**, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1486**, 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): Curtman, Frederick, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Kidd, Quade and Revis

Absent (3): Johnson, Peters and Pogue

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1565**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Curtman, Frederick, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Kidd, Quade and Revis

Absent (3): Johnson, Peters and Pogue

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1919**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Kidd, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (0)

Absent (3): Johnson, Peters and Pogue

**Committee on Transportation**, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2274**, 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): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

**Committee on Ways and Means**, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2188**, 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 (7): Christofanelli, Cross, Curtman, Eggleston, Kelley (127), Schroer and Shull (16)

Noes (2): Brown (27) and Mosley

Absent (4): Ellington, Gray, Rhoads and Roden

**Committee on Rules - Administrative Oversight**, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1973**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 1973** by the following vote:

Ayes (8): Arthur, Barnes (60), Carpenter, Corlew, Evans, Mathews, Roeber and Runions

Noes (1): Unsicker

Present (1): Wiemann

Absent (4): Austin, Berry, Engler and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2041**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 2041** by the following vote:

Ayes (8): Arthur, Barnes (60), Carpenter, Corlew, Evans, Runions, Unsicker and Wiemann

Noes (1): Mathews

Absent (5): Austin, Berry, Engler, Roeber and Sommer

**ADVANCEMENT OF HOUSE BILLS - CONSENT**

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1469, HB 1968, HB 2187, and HB 2196.**

**HOUSE COMMITTEE BILL AUTHORIZATIONS**

February 28, 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 Economic Development has been authorized to introduce upon report a House Committee Bill relating to Tax Credits.

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

Sincerely,

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

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February 28, 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 Insurance Policy has been authorized to introduce upon report a House Committee Bill relating to Insurance Proceedings.

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

Sincerely,

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

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February 28, 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 Corrections and Public Institutions has been authorized to introduce upon report a House Committee Bill relating to Corrections.

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

Sincerely,

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

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February 28, 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 Judiciary has been authorized to introduce upon report a House Committee Bill relating to Conservatorships.

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

Sincerely,

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

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February 28, 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 Judiciary has been authorized to introduce upon report a House Committee Bill relating to Guardianships.

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

Sincerely,

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

## ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Thursday, March 1, 2018.

## COMMITTEE HEARINGS

### BUDGET

Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.  
Public hearing will be held: HB 2396  
Executive session will be held: HB 1311, HB 1722  
Executive session may be held on any matter referred to the committee.

### CHILDREN AND FAMILIES

Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later),  
House Hearing Room 7.  
Public hearing will be held: HCB 12  
Executive session may be held on any matter referred to the committee.  
The committee will have a working session on HCB 12.

### CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.  
Public hearing will be held: HB 2198  
Executive session may be held on any matter referred to the committee.  
CANCELLED

### CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 5.  
Public hearing will be held: HB 2070, HB 1254, HB 1642, HB 2454  
Executive session will be held: HB 2336, HB 1591  
Executive session may be held on any matter referred to the committee.  
Removed HB 1393 and added HB 2454.  
AMENDED

### ECONOMIC DEVELOPMENT

Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 7.  
Public hearing will be held: HCR 77, HB 2201  
Executive session will be held: HB 1609, HB 2334  
Executive session may be held on any matter referred to the committee.

### ETHICS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 4.  
Executive session may be held on any matter referred to the committee.  
Pursuant to the authority under Article III, Section 18 of the Missouri Constitution, House Resolution 74, Rule 5E and 610.021(3), RSMo, portions of this meeting may be closed.

**FISCAL REVIEW**

Thursday, March 1, 2018, 9:00 AM, House Hearing Room 6.  
Executive session may be held on any matter referred to the committee.  
CANCELLED

**GOVERNMENT EFFICIENCY**

Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),  
House Hearing Room 6.  
Public hearing will be held: HB 1717, HB 2263, HB 2416  
Executive session will be held: HB 1631, HB 2211, HJR 80, HB 1644  
Executive session may be held on any matter referred to the committee.

**JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT**

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

**JUDICIARY**

Thursday, March 1, 2018, 12:30 PM or upon adjournment (whichever is later), House Hearing  
Room 5.  
Executive session will be held: HB 1255, HB 1491, HB 1689, HB 1987, HB 2185, HB 1509,  
HB 1590, HB 2101  
Executive session may be held on any matter referred to the committee.  
Members, please let the Chair know if you are unable to attend.

**SPECIAL COMMITTEE ON LITIGATION REFORM**

Monday, March 5, 2018, 1:00 PM, House Hearing Room 6.  
Public hearing will be held: HB 2089, HB 2108, HB 2434  
Executive session may be held on any matter referred to the committee.

**HOUSE CALENDAR**

THIRTY-THIRD DAY, THURSDAY, MARCH 1, 2018

**HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING**

HCR 98 through HCR 102

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 96

**HOUSE BILLS FOR SECOND READING**

HB 2610 through HB 2655



**HOUSE BILLS FOR PERFECTION**

HCS HB 2062 - White  
HCS HB 1868 - Kelley (127)  
HB 1625 - Morris (140)  
HB 1442 - Alferman  
HB 1679 - Chipman  
HCS HBs 1729, 1621 & 1436 - Justus  
HCS HB 1645 - DeGroot  
HB 1892 - Wilson  
HB 1953 - Neely  
HCS HB 2140 - Haefner  
HB 2122 - Engler  
HB 1344 - Hill  
HB 1800 - Miller  
HB 1874 - Taylor  
HCS HB 1364 - Kidd  
HCS HB 1713 - Phillips  
HCS HB 1714 - Phillips  
HB 2026 - Wilson  
HB 2043 - Tate  
HCS HB 2042 - Bahr  
HCS HB 1991 - Rhoads  
HCS HB 1614 - Reiboldt  
HCS HB 1461 - Anderson  
HCS HB 1802 - Miller  
HCS HB 1872 - Johnson  
HB 1485 - Brown (57)

**HOUSE BILLS FOR PERFECTION - INFORMAL**

HB 1578 - Kolkmeyer  
HCS HB 1457 - Lauer  
HB 1600 - Higdon

**HOUSE BILLS FOR PERFECTION - CONSENT**

(02/28/2018)

HB 1517 - McCann Beatty  
HB 1573 - Rowland (155)  
HB 1893 - Baringer  
HB 2243 - Houghton  
HB 2318 - Marshall  
HB 2330 - Beck  
HB 2347 - Davis

**HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING**

HCR 53 - Dohrman  
HCS HCR 57 - Burnett  
HCS HCR 66 - Carpenter

**HOUSE BILLS FOR THIRD READING**

HB 1896 - Swan  
HB 1607 - Korman  
HCS HB 1618, E.C. - Barnes (60)  
HCS HB 1928 - Ross  
HB 1945 - Anderson  
HCS HB 2079 - Houx  
HB 1265 - Schroer

**HOUSE BILLS FOR THIRD READING - INFORMAL**

HB 1429, (Fiscal Review 2/8/18) - Muntzel

**HOUSE BILLS FOR THIRD READING - CONSENT**

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

**HOUSE RESOLUTIONS**

HR 4907 - Shumake  
HR 5565 - Barnes (60)

**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