

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-EIGHTH DAY, MONDAY, MARCH 12, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Becky Ruth.

Dear Heavenly Father:

We come to You today not just as individuals with our own wants and needs, but as one body, together in prayer, to ask for Your guidance and to grant us discernment, fortitude and wisdom. In James 3:17 we are told, *But the wisdom from above is first pure, then peaceable, gentle, open to reason, full of mercy and good fruits, impartial and sincere*. Let us remember this as we continue our work not only today but each and every day. Remind us to be humble and gracious in all that we do. Help us to always find our servant's heart, and we ask that You continue to bless those here today and our loved ones at home.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Kaleb Stacy.

The Journal of the thirty-seventh day was approved as corrected by the following vote:

AYES: 119

Adams	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Frederick	Gray	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Nichols	Pfausch
Phillips	Pierson Jr	Pike	Plocher	Pogue
Quade	Razer	Redmon	Reiboldt	Reisch

Revis	Rhoads	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

Ellington

PRESENT: 002

Franks Jr Rowland 29

ABSENT WITH LEAVE: 040

Alferman	Andrews	Barnes 60	Bernskoetter	Brattin
Brown 57	Brown 94	Cookson	Curtis	Curtman
Davis	DeGroot	Fitzpatrick	Franklin	Gannon
Green	Haefner	Hill	Kidd	May
McCann Beatty	McDaniel	Messenger	Morse 151	Mosley
Muntzel	Neely	Newman	Peters	Pietzman
Rehder	Remole	Roeber	Rone	Shaul 113
Smith 85	Spencer	Tate	Walker 74	Wilson

VACANCIES: 001

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 592, relating to elections, with existing penalty provisions and effective dates for certain sections.

SS SCS SB 600, relating to professional employer organizations, with penalty provisions.

SS SCS SBs 627 & 925, relating to agriculture.

SCS SBs 632 & 675, relating to tax credits for contributions to certain benevolent organizations.

SB 683, relating to transportation of cranes.

SB 793, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

SS SB 881, relating to special license plates.

SS SB 882, relating to the Missouri higher education savings program.

SS SCS SBs 894 & 921, relating to education curriculum involving science and technology.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1991**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (1): Morgan

Absent (1): Fraker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2042**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Haefner

PERFECTION OF HOUSE BILLS

HB 1578, relating to civil procedure in tort claims, was taken up by Representative Kolkmeier.

On motion of Representative Kolkmeier, the title of **HB 1578** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by deleting the word "**independently**" and inserting in lieu thereof the word "**independent**"; and

Further amend said bill, page and section, Lines 22 to 32, by deleting all of said lines and inserting in lieu thereof the following:

"(2) Each plaintiff can establish proper venue against each defendant, independent of the claims against any other defendant. Except that, if the court finds that one or more defendants are indispensable and if there is no venue in which the plaintiff can establish proper venue against each defendant independent of the claims against the other defendants, then venue shall lie in the county where the plaintiff was first injured.

3. All parties for which proper personal jurisdiction or venue cannot be independently established shall be deemed misjoined. Misjoined parties may be joined only where all parties to the action, including parties later added to the action, waive objection to the misjoinder. Proceedings against any misjoined parties shall otherwise be governed by the provisions of section 507.050. The requirements under this section are procedural.

4. Notwithstanding any other provision of law to the contrary, if two or more plaintiffs were first injured in a state of the United States, other than the state of Missouri, as a result of a single occurrence in which injuries occurred simultaneously, the plaintiffs may be joined in one action in Cole County, in addition to any other proper venue as established by this section."; and

Further amend said bill and page, Section 507.050, Line 7, by deleting said line and inserting in lieu thereof the following:

"in which venue exists upon the motion of any party. For any claim that has already been filed but for which the court has not issued a final judgment as of the effective date of this act, all pretrial rulings made by the transferring court may only be reconsidered for good cause. If there is no county in Missouri in"; and

Further amend said bill, Pages 2 to 3, Section 508.010, Lines 1 to 4, by deleting said lines and inserting in lieu thereof the following:

"508.010. 1. There shall be only one principal place of residence for each party to an action. As used in this section, "principal place of residence" shall [mean the county which is the main place where an individual resides in the state of Missouri. There shall be a rebuttable presumption that the county of voter registration at the time of injury is the principal place of residence. There shall be only one principal place of residence.] be determined as follows:"; and

Further amend said bill and section, Page 3, Lines 6, 11 and 13, by deleting each occurrence of the word **"residence."** and inserting in lieu thereof the word **"residence;"**; and

Further amend said bill, page and section, Lines 7 to 9, by deleting said lines and inserting in lieu thereof the following:

"(2) Notwithstanding subdivision (1) of this subsection, for an individual whose conduct at issue was alleged in at least one count to be in the course and scope of his or her employment with a corporation, the individual's principal place of residence for venue purposes shall be deemed to be the applicable corporation's principal place of residence;"; and

Further amend said bill and section, Pages 3 to 4, Lines 28 to 51, by deleting said lines and inserting in lieu thereof the following:

"county in this state.

3. The term "tort" shall include claims based upon improper health care, under the provisions of chapter 538.

4. Notwithstanding any other provision of ~~law~~ **this section to the contrary**, in all actions in which there is any count alleging a tort **or a claim for uninsured or underinsured motorist benefits**, and in which the plaintiff was first injured in the state of Missouri, venue shall be in the county where the plaintiff was first injured by the ~~wrongful~~ acts or ~~negligent~~ conduct alleged in the action. **In all actions in which there is any count against an insurer, whether in tort or contract, regarding the rights, benefits, or duties under an insurance contract or any action arising from an insurance contract, other than claims for uninsured or underinsured motorist coverage, venue shall be determined as described in subsection 6 of this section.**

5. Notwithstanding any other provision of law, in all actions in which there is any count alleging a tort **or a claim for uninsured or underinsured motorist benefits** and in which the plaintiff was first injured outside the state of Missouri, venue **as to that individual plaintiff** shall be determined as follows:

(1) If the defendant is a corporation, then venue shall be in ~~any~~ **the** county where ~~a~~ **the** defendant ~~corporation's registered agent is located~~ **has its principal place of residence** or, if the plaintiff's principal place of residence was in the state of Missouri on the date the plaintiff was first injured, then venue may be in the county of the plaintiff's principal place of residence on the date the plaintiff was first injured;

(2) If the defendant is an individual, then venue shall be in ~~any~~ **the** county ~~of~~ **where** the ~~individual defendant's~~ **defendant has his or her** principal place of residence in the state of Missouri, **which for venue purposes shall be deemed to be that of his or her employer corporation if any count alleges conduct in the course and scope of his or her employment with that corporation**, or, if the plaintiff's principal place of residence was in the state of Missouri on the date"; and

Further amend said bill and section, Page 4, Line 67, by deleting all of said line and inserting in lieu thereof the following:

"6. Notwithstanding any other provision of this section to the contrary, in all actions in which there is any count against an insurer, whether in tort or contract, regarding the rights, benefits, or duties under an insurance contract or any action arising from an insurance contract, including but not limited to claims of bad faith, refusal to settle, claims under section 375.296, or claims under section 375.420, venue shall be in the county either of the insurer's principal place of residence or if the insured was a resident of Missouri at the time the insurance contract was issued, the insured's principal place of residence at the time the insurance contract was issued, or the county where the injury occurred that resulted in the underlying claim against the insured. Venue shall be determined by this subsection even if the insured's rights or claims under the policy have been assigned or otherwise transferred to another party. However, intervention by an insurer in an action pursuant to section 537.065 shall not affect the venue of the action. The provisions of this subsection shall not apply to any action against an insurer relating to uninsured motorist coverage or underinsured motorist coverage, including any action to enforce such coverage.

7. Any action, in which any county shall be a plaintiff, may be commenced and"; and

Further amend said bill and section, Page 5, Lines 103 to 109, by deleting all of said lines and inserting in lieu thereof the following:

"19. For the purposes of this section, a domestic insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. A foreign insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. If a foreign insurance company does not maintain a registered office in any county in Missouri, the foreign insurance company shall be deemed to reside in, and be a resident of, Cole County."; and

Further amend said bill and section, Pages 4 to 5, by renumbering all of said section accordingly; and

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

Speaker Pro Tem Haahr assumed the Chair.

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

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

House Amendment No. 2

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by inserting after the word "**plaintiff**" the following:

"; except that, if two or more plaintiffs in a civil action in which there is a count alleging a tort could otherwise establish venue in adjoining counties, and if each such county has fewer than one hundred fifty thousand inhabitants, then the plaintiffs may be joined in a single action in one of the adjoining counties"; and

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

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 6, by inserting immediately after the phrase "**adjoining counties**" on said line the following:

". In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less"; and

Further amend said amendment and page, Line 14, by inserting immediately after the phrase "**counties**" on said line the following:

". In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less"; and

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

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Gregory offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 7, by inserting immediately after the word "**counties**" on said line the following:

". In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less"; and

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

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

Speaker Richardson resumed the Chair.

Representative Ross offered **House Amendment No. 3 to House Amendment No. 2.**

House Amendment No. 3
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 7, by inserting after all of said line the following:

"Further amend said bill, Page 6, Section 537.762, Line 26, by inserting after all of said section and line the following:

"Section 1. The provisions of this bill shall not apply to any civil action pending on or before May 18, 2018."; and"; and

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

On motion of Representative Ross, **House Amendment No. 3 to House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded by pursuant to Article III, Section 26 of the Constitution:

AYES: 083

Adams	Anders	Anderson	Andrews	Arthur
Bangert	Baringer	Barnes 60	Barnes 28	Beard
Beck	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Conway 104
Cookson	Cornejo	Cross	Curtis	Dinkins
Dogan	Eggleston	Ellebracht	Ellington	Evans
Fitzwater	Franks Jr	Gray	Green	Grier
Harris	Helms	Hurst	Kelly 141	Kendrick
Kidd	Korman	Lavender	Lichtenegger	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Nichols
Pierson Jr	Pietzman	Plocher	Quade	Razer
Rehder	Remole	Revis	Roberts	Roden
Rone	Ross	Rowland 29	Runions	Schroer
Spencer	Stevens 46	Unsicker	Walker 3	Walker 74
Washington	Wessels	Wood		

NOES: 063

Austin	Basye	Bernskoetter	Black	Brown 57
Chipman	Christofanelli	Corlew	Curtman	DeGroot
Dohrman	Engler	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Knight
Kolkmeyer	Lant	Love	Lynch	McGaugh
Miller	Muntzel	Neely	Pfautsch	Pike
Pogue	Redmon	Reiboldt	Reisch	Roeber
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walsh
White	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 016

Alferman	Bahr	Berry	Brown 94	Davis
Haefner	Kelley 127	Lauer	McDaniel	Messenger
Newman	Peters	Phillips	Rhoads	Smith 85
Wilson				

VACANCIES: 001

Representative Roberts offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by inserting after the word "**plaintiff**" the following:

"; except that, if two or more plaintiffs in a civil action in which there is a count alleging a tort could otherwise establish venue in adjoining counties, and if each such county has fewer than one million inhabitants, then the plaintiffs may be joined in a single action in one of the adjoining counties"; and

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

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

On motion of Representative White, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Kolkmeier, **HB 1578, as amended**, was ordered perfected and printed.

HCS HB 1443, relating to temporary assistance for needy families benefits, with penalty provisions, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HCS HB 1443** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1443, Page 2, Section 208.024, Line 54, by deleting all of said line and inserting in lieu thereof the following:

"subsection if the department determines that a waiver is necessary for such implementation."; and

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

Representative Plocher assumed the Chair.

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

Representative Kelly (141) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1443, Page 1, Section 208.024, Lines 11 and 12, by deleting said lines and inserting in lieu thereof the following:

"For any offense under this subsection, a TANF recipient shall lose his or her TANF benefits as follows:

- (1) For the first occurrence of noncompliance, the individual shall be disqualified for three months;**
- (2) For the second occurrence of noncompliance, the individual shall be disqualified for six months;**

and

(3) For any third or subsequent occurrence of noncompliance, the individual shall be disqualified for a period of five years.

An individual may resume participation in the program at the end of a disqualification period if the individual applies again."; and

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

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

Representative Plocher requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement and asked members to confine their remarks to the question under debate.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lauer	Lichtenegger	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Morris 140	Morse 151
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71

1144 *Journal of the House*

Merideth 80	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Basye	Beard	Brown 94
Chipman	Ellebracht	Houx	Kidd	Korman
Lant	Love	McDaniel	Messenger	Miller
Mitten	Moon	Muntzel	Newman	Peters
Reisch	Roden	Schroer	Smith 85	Sommer
Stevens 46	Wilson			

VACANCIES: 001

On motion of Representative Kelly (141), **House Amendment No. 2** was adopted.

Speaker Pro Tem Haahr resumed the Chair.

Representative Ellington moved that **HCS HB 1443, as amended**, be recommitted to the committee of origin.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Rowland 155	Ruth	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 038

Adams	Anders	Baringer	Barnes 28	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green

Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Bangert	Barnes 60	Basye	Brown 94
Burns	Conway 10	Cookson	Corlew	Curtman
Justus	Korman	McDaniel	Messenger	Mitten
Moon	Newman	Peters	Ross	Schroer
Shumake	Smith 85	Stevens 46	Wilson	

VACANCIES: 001

Representative Ellington again moved that **HCS HB 1443, as amended**, be recommitted to the committee of origin.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 038

Adams	Anders	Bangert	Baringer	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

NOES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roerber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy

1146 *Journal of the House*

Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 018

Arthur	Barnes 28	Basye	Brown 94	Burns
Conway 10	Cookson	Corlew	Korman	McDaniel
Messenger	Mosley	Newman	Peters	Smith 85
Stephens 128	Stevens 46	Wilson		

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Basye	Brown 94	Burns	Conway 10
Cookson	Gray	Korman	May	McDaniel
Messenger	Mitten	Newman	Peters	Smith 85
Stevens 46	Walker 74	Wilson		

VACANCIES: 001

On motion of Representative Eggleston, **HCS HB 1443, as amended**, was adopted.

On motion of Representative Eggleston, **HCS HB 1443, as amended**, was ordered perfected and printed.

HCS HB 1486, relating to the supplemental nutrition assistance program, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS HB 1486** was agreed to.

Representative Kelly (141) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1486, Page 1, Section 208.246, Lines 14 and 15, by deleting said lines and inserting in lieu thereof the following:

"(3) For the third or subsequent occurrence of noncompliance, the individual shall be disqualified for a period of five years."; and

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

Representative Dogan offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by deleting the words "**five years**" and inserting in lieu thereof the words "**one year**"; and

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

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

The Chair asked members to confine their remarks to the question under debate.

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

Representative Dogan offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by deleting the words "**five years**" and inserting in lieu thereof the words "**two year**"; and

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

On motion of Representative Dogan, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Curtis offered **House Amendment No. 3 to House Amendment No. 1**.

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill No. 1486, Page 1, Section 208.246, Lines 10-11, by deleting the phrase "**be disqualified for three months**" and inserting in lieu thereof the phrase "**receive a verbal warning**"; and

Further amend said bill, page and section, Line 13, by deleting said line and inserting in lieu thereof the following:

"for three months;"; and

Further amend said bill, page and section, Lines 14"; and

Further amend said amendment and page, Line 5, by deleting said line and inserting in lieu thereof the following:

"disqualified for a period of six months; and

(4) For the fourth occurrence of noncompliance, the individual shall be disqualified for a period of one year."; and

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

Representative Wood raised a point of order that **House Amendment No. 3 to House Amendment No. 1** amends previously amended material.

The Chair ruled the point of order well taken.

Representative Pogue offered **House Amendment No. 4 to House Amendment No. 1**.

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by inserting the following after all of said line:

"Further amend said bill and section, Page 2, Line 22, by inserting the following after all of said line:

"5. Implementation of the provisions of this section shall be accomplished using existing resources."; and"; and

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

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

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Black	Bondon	Brattin
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 033

Adams	Anders	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Curtis
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 034

Arthur	Bangert	Baringer	Barnes 60	Basye
Berry	Brown 57	Brown 94	Conway 10	Cookson
Curtman	Davis	Ellebracht	Ellington	Engler

1150 *Journal of the House*

Gray	Hansen	Higdon	Kelley 127	Korman
Messenger	Mitten	Neely	Newman	Nichols
Peters	Pierson Jr	Rehder	Roden	Smith 85
Smith 163	Stevens 46	Tate	Wilson	

VACANCIES: 001

On motion of Representative Pogue, **House Amendment No. 4 to House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 105

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Barnes 28	Beard
Berry	Black	Brattin	Brown 27	Burns
Butler	Carpenter	Chipman	Christofanelli	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Green
Gregory	Grier	Haahr	Hannegan	Harris
Henderson	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Miller	Moon
Morris 140	Morse 151	Mosley	Muntzel	Pfausch
Pietzman	Pike	Plocher	Pogue	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Mr. Speaker

NOES: 035

Bahr	Baringer	Beck	Bernskoetter	Bondon
Burnett	Conway 104	Corlew	Cross	Eggleston
Engler	Fraker	Gannon	Haefner	Helms
Hill	Houx	Lavender	Lichtenegger	May
Meredith 71	Merideth 80	Morgan	Nichols	Phillips
Quade	Razer	Redmon	Rowland 155	Shull 16
Stephens 128	Swan	Unsicker	Washington	Wood

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Basye	Brown 57	Brown 94	Conway 10
Cookson	Ellebracht	Ellington	Gray	Hansen
Higdon	Korman	Messenger	Mitten	Neely
Newman	Peters	Pierson Jr	Rehder	Smith 85
Stevens 46	Wilson			

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Helms	Henderson	Hill	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfausch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellebracht	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Basye	Berry	Black	Brown 57
Brown 94	Conway 10	Cookson	Curtman	Ellington
Gray	Hansen	Higdon	Houghton	Kelley 127
Korman	Messenger	Mitten	Morgan	Neely
Newman	Nichols	Peters	Pierson Jr	Rehder
Smith 85	Smith 163	Stevens 46	Wilson	

VACANCIES: 001

On motion of Representative Kelly (141), **House Amendment No. 1, as amended**, was adopted.

Representative Ross assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Beard
Bernskoetter	Black	Bondon	Christofanelli	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Mr. Speaker		

NOES: 038

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

PRESENT: 000

ABSENT WITH LEAVE: 036

Bahr	Barnes 60	Basye	Berry	Brattin
Brown 57	Brown 94	Chipman	Conway 10	Conway 104
Cookson	Cross	Evans	Fraker	Gray
Haahr	Haefner	Higdon	Justus	Kelley 127
Kidd	Korman	Messenger	Miller	Mitten
Newman	Nichols	Peters	Phillips	Pierson Jr
Rehder	Smith 85	Stevens 46	Wiemann	Wilson
Wood				

VACANCIES: 001

On motion of Representative Kelly (141), **HCS HB 1486, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS HB 1486, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 091

Alferman	Anderson	Andrews	Austin	Beard
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Mr. Speaker				

NOES: 050

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Beck	Bernskoetter
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Corlew	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Helms	Kendrick
Kidd	Lavender	Matthiesen	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Remole	Revis	Roberts	Rowland 29	Runions
Unsicker	Walker 74	Washington	Wessels	Wood

PRESENT: 000

ABSENT WITH LEAVE: 021

Basye	Brown 57	Brown 94	Cookson	Cross
Fraker	Gray	Haahr	Higdon	Korman
Messenger	Miller	Mitten	Newman	Peters
Phillips	Rehder	Smith 85	Stevens 46	Wiemann
Wilson				

VACANCIES: 001

HCS HB 1388, relating to certain sports contests, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS HB 1388** was agreed to.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

1154 *Journal of the House*

AYES: 093

Anderson	Andrews	Austin	Bahr	Barnes 60
Beard	Bernskoetter	Black	Bondon	Brattin
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeier	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Matthiesen	McDaniel
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 033

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Curtis	Franks Jr	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Basye	Berry	Brown 57	Brown 94
Cookson	Cross	Ellebracht	Ellington	Fraker
Franklin	Gray	Green	Higdon	Kelley 127
Kidd	Korman	Mathews	McGaugh	Meredith 71
Messenger	Mitten	Muntzel	Newman	Nichols
Peters	Phillips	Pietzman	Rehder	Smith 85
Spencer	Stacy	Stevens 46	Walker 74	Wessels
Wilson				

VACANCIES: 001

On motion of Representative Gregory, **HCS HB 1388** was adopted.

On motion of Representative Gregory, **HCS HB 1388** was ordered perfected and printed.

Speaker Richardson resumed the Chair.

HB 1719, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HB 1719** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 1719, Pages 1-2, Section 302.272, Lines 1-32, by removing all of said section and lines; and

Further amend said bill, Pages 2-3, Section 302.705, Lines 1-18, by removing all of said section and lines; and

Further amend said bill, Pages 3-9, Section 319.306, Lines 1-245, by removing all of said section and lines; and

Further amend said bill, Page 10, Section 324.013, Line 7, by inserting immediately after the word "**to**" the following:

"operate a school bus owned by or under contract with a public school or the state board of education, transport hazardous material, use explosives, or"; and

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

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

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

House Amendment No. 2

AMEND House Bill No. 1719, Page 22, Section 374.784, Line 25, by inserting after all of said line the following:

"632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse**, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) **"Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;**

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) **"Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry or is currently in a postgraduate physician assistant residency or fellowship in psychiatry;**

[48] (21) "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

[49] (22) "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(20)]~~ (23) "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

~~[(21)]~~ (24) "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(22)]~~ (25) "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

~~[(23)]~~ (26) "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions."; and

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

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

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

House Amendment No. 3

AMEND House Bill No. 1719, Page 1, Section A, Line 6, by inserting after all of said section and line the following:

"285.700. 1. Sections 285.700 to 285.750 shall be known and may be cited as the "Professional Employer Organization Act".

2. The secretary of state or any person designated by the secretary of state may enforce the provisions of sections 285.700 to 285.750.

285.705. As used in sections 285.700 to 285.750, the following terms mean:

(1) "Client", any person who enters into a professional employer agreement with a PEO;

(2) "Coemployer", either a PEO or a client;

(3) "Coemployment relationship", a relationship that is intended to be an ongoing relationship rather than a temporary or project-specific relationship, wherein the rights, duties, and obligations of an employer that arise out of an employment relationship have been allocated between coemployers pursuant to a professional employer agreement and sections 285.700 to 285.750. In such a coemployment relationship:

(a) The PEO is entitled to enforce only such employer rights and is subject to only those obligations specifically allocated to the PEO by the professional employer agreement or sections 285.700 to 285.750;

(b) The client is entitled to enforce those rights and obligated to provide and perform those employer obligations allocated to such client by the professional employer agreement and sections 285.700 to 285.750; and

(c) The client is entitled to enforce any right and obligated to perform any obligation of an employer not specifically allocated to the PEO by the professional employer agreement or sections 285.700 to 285.750;

(4) "Covered employee", an individual having a coemployment relationship with a PEO and a client who meets the following criteria:

(a) The individual has received written notice of coemployment with the PEO; and

(b) The individual's coemployment relationship is pursuant to a professional employer agreement subject to sections 285.700 to 285.750.

Individuals who are officers, directors, shareholders, partners, and managers of the client will be covered employees, except to the extent the PEO and the client have expressly agreed in the professional employer agreement that such individuals would not be covered employees, provided such individuals meet the criteria of this subdivision and act as operational managers or perform day-to-day operational services for the client;

(5) "PEO group", any two or more PEOs that are majority owned or commonly controlled by the same entity, parent, or controlling person;

(6) "Person", any individual, partnership, corporation, limited liability company, association, or any other form of legally recognized entity;

(7) "Professional employer agreement", a written contract by and between a client and a PEO that provides:

- (a) For the coemployment of covered employees;
- (b) For the allocation of employer rights and obligations between the client and the PEO with respect to the covered employees; and
- (c) That the PEO and the client assume the responsibilities required under sections 285.700 to 285.750;

(8) "Professional employer organization" or "PEO", any person engaged in the business of providing professional employer services. A person engaged in the business of providing professional employer services shall be subject to registration and regulation under sections 285.700 to 285.750 regardless of its use of the term or conducting business as a professional employer organization, staff leasing company, registered staff leasing company, employee leasing company, administrative employer, or any other name. The following shall not be deemed to be professional employer organizations or the providing of professional employment services for the purposes of sections 285.700 to 285.750:

- (a) Arrangements wherein a person, whose principal business activity is not entering into professional employer arrangements and does not hold itself out as a PEO, shares employees with a commonly owned company within the meaning of Section 414(b) and (c) of the Internal Revenue Code of 1986, as amended;
 - (b) Independent contractor arrangements by which a person assumes responsibility for the product produced or service performed by such person or his or her agents and retains and exercises primary direction and control over the work performed by the individuals whose services are supplied under such arrangements; and
 - (c) Providing temporary help services;
- (9) "Professional employer services", the service of entering into coemployment relationships under sections 285.700 to 285.750 in which all or a majority of the employees providing services to a client or to a division or work unit of a client are covered employees;
- (10) "Registrant", a PEO registered under sections 285.700 to 285.750;
- (11) "Temporary help services", services consisting of a person:
- (a) Recruiting and hiring its own employees;
 - (b) Finding other organizations that need the services of those employees;
 - (c) Assigning those employees to perform work at or services for the other organizations to support or supplement the other organizations' workforces, or to provide assistance in special work situations including, but not limited to, employee absences, skill shortages, seasonal workloads, or to perform special assignments or projects; and
 - (d) Customarily attempting to reassign the employees to other organizations when they finish each assignment.

285.710. 1. Nothing contained in sections 285.700 to 285.750 or in any professional employer agreement shall affect, modify, or amend any collective bargaining agreement or the rights or obligations of any client, PEO, or covered employee under the federal National Labor Relations Act, the federal Railway Labor Act, or sections 105.500 to 105.530.

2. Nothing in sections 285.700 to 285.750 or in any professional employer agreement shall:

- (1) Diminish, abolish, or remove rights of covered employees to a client or obligations of such client to a covered employee existing prior to the effective date of a professional employer agreement;
- (2) Affect, modify, or amend any contractual relationship or restrictive covenant between a covered employee and any client in effect at the time a professional employer agreement becomes effective. A professional employer agreement shall also not prohibit or amend any contractual relationship or restrictive covenant that is entered into subsequently between a client or a covered employee. A PEO shall have no responsibility or liability in connection with, or arising out of, any such existing or new contractual relationship or restrictive covenant unless the PEO has specifically agreed otherwise in writing; or
- (3) Create any new or additional enforceable right of a covered employee against a PEO that is not specifically provided by the professional employer agreement or sections 285.700 to 285.750.

3. Nothing contained in sections 285.700 to 285.750 or any professional employer agreement shall affect, modify, or amend any state, local, or federal licensing, registration, or certification requirement applicable to any client or covered employee.

4. A covered employee who shall be licensed, registered, or certified according to law or regulation is deemed solely an employee of the client for purposes of any such license, registration, or certification requirement.

5. A PEO shall not be deemed to engage in any occupation, trade, profession, or other activity that is subject to licensing, registration, or certification requirements, or is otherwise regulated by a governmental entity solely by entering into and maintaining a coemployment relationship with a covered employee who is subject to such requirements or regulation.

6. A client shall have the sole right of direction and control of the professional or licensed activities of covered employees and of the client's business. Such covered employees and clients shall remain subject to regulation by the regulatory or governmental entity responsible for licensing, registration, or certification of such covered employees or clients.

7. For purposes of the determination of tax credits, economic incentives, or other benefits provided by this state or any other government entity and based on employment, covered employees shall be deemed employees solely of the client. A client shall be entitled to the benefit of any tax credit, economic incentive, or other benefit arising as the result of the employment of covered employees of such client. Notwithstanding that the PEO is the W-2 reporting employer, the client shall continue to qualify for such benefit, incentive, or credit. If the grant or amount of any such benefit, incentive, or credit is based on the number of employees, then each client shall be treated as employing only those covered employees coemployed by the client. Covered employees working for other clients of the PEO shall not be counted. Each PEO shall provide, upon request by a client or an agency or department of this state, employment information reasonably required by any agency or department of this state responsible for administration of any such tax credit, economic incentive, or other benefit that is necessary to support any request, claim, application, or other action by a client seeking any such tax credit, economic incentive, or other benefit.

8. With respect to a bid, contract, purchase order, or agreement entered into with the state or a political subdivision of the state, a client company's status or certification as a minority business enterprise or a women's business enterprise, as those terms are defined in section 37.020, shall not be affected because the client company has entered into an agreement with a PEO or uses the services of a PEO.

285.715. 1. Except as otherwise provided in sections 285.700 to 285.750, no person shall provide, advertise, or otherwise hold itself out as providing professional employer services in this state, unless such person is registered under sections 285.700 to 285.750.

2. Each applicant for registration under sections 285.700 to 285.750 shall provide the secretary of state with the following information:

- (1) The name or names under which the PEO conducts business;
- (2) The address of the principal place of business of the PEO and the address of each office it maintains in this state;
- (3) The PEO's taxpayer or employer identification number;
- (4) A list by jurisdiction of each name under which the PEO has operated in the preceding five years, including any alternative names, names of predecessors, and, if known, successor business entities;
- (5) A statement of ownership, which shall include the name and evidence of the business experience of any person that, individually or acting in concert with one or more other persons, owns or controls, directly or indirectly, twenty-five percent or more of the equity interests of the PEO;
- (6) A statement of management, which shall include the name and evidence of the business experience of any person who serves as president, chief executive officer, or otherwise has the authority to act as senior executive officer of the PEO; and

(7) A financial statement setting forth the financial condition of the PEO or PEO group. At the time of application for a new license, the applicant shall submit the most recent audit of the applicant, which shall not be older than thirteen months. Thereafter, a PEO or PEO group shall file on an annual basis, within one hundred eighty days after the end of the PEO's or PEO group's fiscal year, a succeeding audit. An applicant may apply for an extension with the secretary of state, but any such request shall be accompanied by a letter from the auditors stating the reasons for the delay and the anticipated audit completion date. The financial statement shall be prepared in accordance with generally accepted accounting principles and audited by an independent certified public accountant licensed to practice in the jurisdiction in which such accountant is located and shall be without qualification as to the going concern status of the PEO. A PEO or PEO group

may submit combined or consolidated audited financial statements to meet the requirements of this section. A PEO that has not had sufficient operating history to have audited financials based upon at least twelve months of operating history shall meet the financial capacity requirements of sections 285.700 to 285.750 and present financial statements reviewed by a certified public accountant.

3. (1) Each PEO operating within this state as of the effective date of sections 285.700 to 285.750 shall complete its initial registration not later than one hundred eighty days after the effective date of sections 285.700 to 285.750. Such initial registration shall be valid until one hundred eighty days from the end of the PEO's first fiscal year that is more than one year after the effective date of sections 285.700 to 285.750.

(2) Each PEO not operating within this state as of the effective date of sections 285.700 to 285.750 shall complete its initial registration prior to initiating operations within this state. In the event a PEO not registered in this state becomes aware that an existing client not based in this state has employees and operations in this state, the PEO shall either decline to provide PEO services for those employees or notify the secretary of state within five business days of its knowledge of this fact and file a limited registration application under subsection 6 of this section or a full business registration if there are more than fifty covered employees. The secretary of state may issue an interim operating permit for the period the registration applications are pending if the PEO is currently registered or licensed by another state and the secretary of state determines it to be in the best interest of the potential covered employees.

4. Within one hundred eighty days after the end of a registration's fiscal year, such registrant shall renew its registration by notifying the secretary of state of any changes in the information provided in such registration's most recent registration or renewal. A registrant's existing registration shall remain in effect during the pendency of a renewal application.

5. PEOs in a PEO group may satisfy the reporting and financial requirements of sections 285.700 to 285.750 on a combined or consolidated basis, provided that each member of the PEO group guarantees the financial capacity obligations under sections 285.700 to 285.750 of each other member of the PEO group. In the case of a PEO or PEO group that submits a combined or consolidated audited financial statement including entities that are not PEOs or that are not in the PEO group, the controlling entity of the PEO group under the consolidated or combined statement shall guarantee the obligations of the PEOs in the PEO group.

6. (1) A PEO is eligible for a limited registration under sections 285.700 to 285.750 if such PEO:

(a) Submits a properly executed request for limited registration on a form provided by the secretary of state;

(b) Is domiciled outside this state and is licensed or registered as a professional employer organization in another state;

(c) Does not maintain an office in this state or directly solicit clients located or domiciled within this state; and

(d) Does not have more than fifty covered employees employed or domiciled in this state on any given day.

(2) A limited registration is valid for one year, and may be renewed.

(3) A PEO seeking limited registration under this section shall provide the secretary of state with information and documentation necessary to show that the PEO qualifies for a limited registration.

(4) The provisions of section 285.725 shall not apply to applicants for limited registration.

7. The secretary of state shall maintain a list of professional employer organizations registered under sections 285.700 to 285.750 that is readily available to the public by electronic or other means.

8. The secretary of state may produce forms necessary to promote the efficient administration of this section.

9. The secretary of state shall, to the extent practical, permit the acceptance of electronic filings in conformance with sections 432.200 to 432.295, including applications, documents, reports, and other filings required by sections 285.700 to 285.750. The secretary of state may provide for the acceptance of electronic filings and other assurance by an independent and qualified assurance organization approved by the secretary of state that provides satisfactory assurance of compliance acceptable to the secretary of state consistent with or in lieu of the requirements of sections 285.715 and 285.725 and other requirements of sections 285.700 to 285.750. The secretary of state shall permit a PEO to authorize such an approved assurance organization to act on the PEO's behalf in complying with the registration requirements of sections 285.700 to 285.750, including electronic filings of information and payment of registration fees. Use of such an approved assurance organization shall be optional and not mandatory for a registrant. Nothing in this subsection shall limit or change the secretary of state's authority to register or terminate registration of a professional employer organization or to investigate or enforce any provision of sections 285.700 to 285.750.

10. All records, reports, and other information obtained from a PEO under sections 285.700 to 285.750, except to the extent necessary for the proper administration of sections 285.700 to 285.750 by the secretary of state, shall be confidential and shall not be considered a "public record" as that term is defined in section 610.010.

285.720. 1. Upon filing an initial registration statement under sections 285.700 to 285.750, a PEO shall pay an initial registration fee not to exceed five hundred dollars.

2. Upon each annual renewal of a registration statement filed under sections 285.700 to 285.750, a PEO shall pay a renewal fee not to exceed two hundred fifty dollars.

3. The secretary of state shall determine any fee to be charged for a group registration.

4. Each PEO seeking limited registration shall pay a fee in the amount not to exceed two hundred fifty dollars upon initial application for limited registration and upon each renewal of such limited registration.

5. No fee charged under sections 285.700 to 285.750 shall exceed the amount reasonably necessary for the administration of sections 285.700 to 285.750.

285.725. Except as provided by 285.715, each PEO or collectively each PEO group shall maintain either:

(1) Positive working capital as defined by generally accepted accounting principles at registration as reflected in the financial statements submitted to the secretary of state with the initial registration and each annual renewal; or

(2) A PEO or PEO group that does not have positive working capital may provide a bond, irrevocable letter of credit, or securities with a minimum market value equaling the deficiency plus one hundred thousand dollars to the secretary of state. Such bond is to be held by a depository designated by the secretary of state securing payment by the PEO of all taxes, wages, benefits, or other entitlement due to or with respect to covered employees if the PEO does not make such payments when due.

285.730. 1. Except as specifically provided in sections 285.700 to 285.750 or in the professional employer agreement, in each coemployment relationship:

(1) The client shall be entitled to exercise all rights, and shall be obligated to perform all duties and responsibilities otherwise applicable to an employer in an employment relationship;

(2) The PEO shall be entitled to exercise only those rights and obligated to perform only those duties and responsibilities specifically required under sections 285.700 to 285.750 or set forth in the professional employer agreement. The rights, duties, and obligations of the PEO as coemployer with respect to any covered employee shall be limited to those arising pursuant to the professional employer agreement and sections 285.700 to 285.750 during the term of coemployment by the PEO of such covered employee; and

(3) Unless otherwise expressly agreed by the PEO and the client in a professional employer agreement, the client retains the exclusive right to direct and control the covered employees as is necessary to conduct the client's business, to discharge any of the client's fiduciary responsibilities, or to comply with any licensure requirements applicable to the client or to the covered employees.

2. Except as specifically provided under sections 285.700 to 285.750, the coemployment relationship between the client and the PEO and between each coemployer and each covered employee shall be governed by the professional employer agreement. Each professional employer agreement shall include the following:

(1) The allocation of rights, duties, and obligations as described in subsection 1 of this section;

(2) A requirement that the PEO shall have responsibility to:

(a) Pay wages to covered employees;

(b) Withhold, collect, report, and remit payroll-related and unemployment taxes; and

(c) To the extent the PEO has assumed responsibility in the professional employer agreement, to make payments for employee benefits for covered employees.

As used in this section, the term "wages" does not include any obligation between a client and a covered employee for payments beyond or in addition to the covered employee's salary, draw, or regular rate of pay, such as bonuses, commissions, severance pay, deferred compensation, profit sharing, vacation, sick, or other paid-time off pay, unless the PEO has expressly agreed to assume liability for such payments in the professional employer agreement; and

(3) A requirement that the PEO shall have a right to hire, discipline, and terminate a covered employee as may be necessary to fulfill the PEO's responsibilities under sections 285.700 to 285.750 and the professional employer agreement. The client shall have a right to hire, discipline, and terminate a covered employee.

3. With respect to each professional employer agreement entered into by a PEO, such PEO shall provide written notice to each covered employee affected by such agreement of the general nature of the coemployment relationship between and among the PEO, the client, and such covered employee.

4. Except to the extent otherwise expressly provided by the applicable professional employer agreement:

(1) A client shall be solely responsible for the quality, adequacy, or safety of the goods or services produced or sold in the client's business;

(2) A client shall be solely responsible for directing, supervising, training, and controlling the work of the covered employees with respect to the business activities of the client and solely responsible for the acts, errors, or omissions of the covered employees with regard to such activities;

(3) A client shall not be liable for the acts, errors, or omissions of a PEO or of any covered employee of the client and a PEO if such covered employee is acting under the express direction and control of the PEO;

(4) A PEO shall not be liable for the acts, errors, or omissions of a client or of any covered employee of the client if such covered employee is acting under the express direction and control of the client;

(5) Nothing in this subsection shall serve to limit any contractual liability or obligation specifically provided in the written professional employer agreement; and

(6) A covered employee is not, solely as the result of being a covered employee of a PEO, an employee of the PEO for purposes of general liability insurance, fidelity bonds, surety bonds, employer's liability that is not covered by workers' compensation, or liquor liability insurance carried by the PEO unless the covered employees are included by specific reference in the professional employer agreement and applicable prearranged employment contract, insurance contract, or bond.

5. A PEO under sections 285.700 to 285.750 is not engaged in the sale of insurance or in acting as a third party administrator by offering, marketing, selling, administering, or providing professional employer services that include services and employee benefit plans for covered employees. The provisions of this section shall not supercede or preempt any requirements under section 375.014.

6. For purposes of this state or any county, municipality, or other political subdivision thereof:

(1) Any tax or assessment imposed upon professional employer services or any business license or other fee that is based upon "gross receipts" shall allow a deduction from the gross income or receipts of the business derived from performing professional employer services that is equal to that portion of the fee charged to a client that represents the actual cost of wages and salaries, benefits, payroll taxes, withholding, or other assessments paid to or on behalf of a covered employee by the professional employer organization under a professional employer agreement;

(2) Any tax assessed or assessment or mandated expenditure on a per capita or per employee basis shall be assessed against the client for covered employees and against the professional employer organization for its employees who are not covered employees coemployed with a client. Benefits or monetary consideration that meet the requirements of mandates imposed on a client and that are received by covered employees through the PEO either through payroll or through benefit plans sponsored by the PEO shall be credited against the client's obligation to fulfill such mandates; and

(3) In the case of a tax or an assessment imposed or calculated upon the basis of total payroll, the professional employer organization shall be eligible to apply any small business allowance or exemption available to the client for the covered employees for purposes of computing the tax.

285.740. 1. The responsibility to obtain workers' compensation coverage for covered employees in compliance with all applicable laws shall be specifically allocated in the professional employer agreement to either the client or the PEO.

2. (1) Coverage for both the directly employed workers of a client and the covered employees of that client shall be all in the residual or all in the voluntary market with the same carrier.

(2) Workers' compensation coverage for covered employees in the voluntary market may be obtained by either:

(a) The client through a standard workers' compensation policy or through duly authorized self-insurance under section 287.280; or

(b) The PEO through duly authorized self insurance under section 287.280, through the type of policy referenced under the provisions of 20 CSR 500-6.800(5)(c)2 issued to the PEO by a carrier authorized to do business in this state, or through a multiple coordinated workers' compensation policy issued by a carrier authorized to do business in this state in the name of the PEO or the client.

A PEO authorized to self-insure under section 287.280 shall report to the insurer or the appropriate state and rating authorities such client-based information as is necessary to maintain the client's experience rating.

(3) Workers' compensation for covered employees in the residual market may be obtained by the client through a residual market policy or by the PEO through a multiple coordinated policy in either the name of the PEO or the client that provides to the appropriate state and rating authorities the client-based information satisfactory to maintain the client's experience rating.

3. A PEO that applies for coverage or is covered through the voluntary market shall also maintain and furnish to the insurer sufficient information to permit the calculation of an experience modification factor for each client upon termination of the coemployment relationship. Information reported during the term of the coemployment relationship which is used to calculate an experience modification factor for a client prior to and upon termination of the professional employer agreement shall continue to be used in the future experience ratings of the PEO. Such information shall include:

(1) The client's corporate name;

(2) The client's taxpayer or employer identification number;

(3) Payroll summaries and class codes applicable to each client, and, if requested by the insurer, a listing of all covered employees associated with a given client; and

(4) Claims information grouped by client, and any other information maintained by or readily available to the PEO that is necessary for the calculation of an experience modification factor for each client.

4. In addition to any other provision of chapter 287, any material violations of this section by a PEO is grounds for cancellation or nonrenewal of the PEO's insurance policy by the insurer. If a PEO has received notice that its workers' compensation insurance policy will be canceled or nonrenewed, the PEO shall notify by certified mail, within ten days after the receipt of the notice, all of the clients for which there is a coemployment relationship covered under the policy to be canceled, provided that notice shall not be required if the PEO has obtained another insurance policy from a carrier authorized to do business in this state, with an effective date that is the same as the date of cancellation or nonrenewal.

5. If the coemployment relationship with a client is terminated, the client shall utilize an experience modification factor which reflects its individual experience, including, if applicable, experience incurred for covered employees under the professional employer agreement. The PEO shall provide to the client the client's information that is maintained under subsection 3 of this section within five business days of receiving notice from the client or within five business days of providing notice to the client that the coemployment relationship will terminate. The PEO shall also provide such information to any future client insurer, if requested by such client. The PEO shall notify the insurer of its intent to terminate any client relationship prior to termination when feasible. When prior notice is not feasible, the PEO shall notify its insurer within five business days following actual termination.

6. Both the client and the PEO shall be considered the employer for purposes of coverage under chapter 287. The protection of the exclusive remedy provision under section 287.120 shall apply to the PEO, the client, and to all covered employees and other employees of the client irrespective of which coemployer obtains such workers' compensation coverage. Nothing in this section shall be construed to exempt either the client or the PEO from compliance with the provisions of chapter 287.

7. A client may request the information maintained under subsection 3 of this section at any time and every PEO shall provide that information to such client within five business days of receiving such a request.

8. In the case of a request for information by a third party requesting verification of a client's experience modification factor for a client in the type of policy referenced under the provisions of 20 CSR 500-6.800(5)(c)2, the PEO shall, within five business days of receipt of receiving the client's consent, provide such third party with only the information maintained by the PEO under subsection 3 of this section. If a client refuses to grant consent to a request for information under this subsection, the PEO shall notify the requesting third party that the client has refused to consent to the disclosure of the information maintained by the PEO under subsection 3 of this section.

9. A client shall provide any prospective insurer with the information maintained by the PEO under subsection 3 of this section upon receiving such information from the PEO. Failure to provide a future insurer with such information shall be considered a violation of subsection 6 of section 287.128.

10. (1) A client shall notify any prospective insurer of the client's previous or current relationship with a PEO. Failure to provide a future insurer with such information shall be considered a violation of subsection 6 of section 287.128.

(2) This subsection shall not apply if the PEO did not provide workers' compensation coverage to a client during the coemployment relationship.

11. For purposes of chapter 288, a PEO registered under sections 285.700 to 285.750 shall be treated as a "lesser employing unit" under section 288.032.

285.750. 1. A person shall not knowingly:

(1) Offer or provide professional employer services or use the names PEO, professional employer organization, staff leasing, employee leasing, administrative employer, or other title representing professional employer services without first becoming registered under sections 285.700 to 285.750; or

(2) Provide false or fraudulent information to the secretary of state in conjunction with any registration, renewal, or in any report required under sections 285.700 to 285.750.

2. Disciplinary action shall be taken by the secretary of state for violation of this section for:

(1) The conviction of a professional employer organization or a controlling person of a PEO of a crime that relates to the operation of a PEO or the ability of the licensee or a controlling person of a licensee to operate a PEO;

(2) Knowingly making a material misrepresentation to the secretary of state or other governmental agency; or

(3) A willful violation of sections 285.700 to 285.750 or any order issued by the secretary of state under sections 285.700 to 285.750.

3. Upon finding, after notice and opportunity for hearing, that a PEO, a controlling person of a PEO, or a person offering PEO services has violated one or more provisions of this section and subject to appeal, the secretary of state may:

(1) Deny an application for a license;

(2) Revoke, restrict, or refuse to renew a license;

(3) Impose an administrative penalty in an amount not to exceed one thousand dollars for each material violation;

(4) Place the licensee on probation for the period and subject to conditions that the secretary of state specifies; or

(5) Issue a cease and desist order."; and

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

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

On motion of Representative Grier, **HB 1719, as amended**, was ordered perfected and printed.

HCS HBs 2277 & 1983, relating to license plates and windshield placards for permanently disabled persons, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **HCS HBs 2277 & 1983** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 2277 & 1983, Page 3, Section 301.142, Line 79, by inserting after all of said line the following:

"If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use."; and

Further amend said bill, Page 4, Section 301.142, Line 104, by inserting immediately after the phrase "disabled person" on said line the following:

", and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person."; and

Further amend said bill and section, Page 5, Line 149, to Page 6, Line 179, by removing all of said lines from the bill and inserting in lieu thereof the following:

"17. Every new applicant for a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every ~~fourth~~ **eightth** year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of a ~~four-year~~ **eight-year** period.

18. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the ~~four-year~~ **eight-year** certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.";

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

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

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983, as amended**, was adopted.

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983, as amended**, was ordered perfected and printed.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was placed on the Informal Calendar.

HCS HB 1828, relating to animals, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCS HB 1828** was agreed to.

On motion of Representative Houghton, **HCS HB 1828** was adopted.

On motion of Representative Houghton, **HCS HB 1828** was ordered perfected and printed.

HCS HB 2127, relating to assistant physicians, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2127** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2127, Page 1, Section 334.036, Line 11, by inserting after the phrase "Step 2" the phrase "**or Step 3**"; 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 Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2127, Page 8, Section 334.037, Line 159, by inserting immediately after said section and line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services.

3. The written collaborative practice arrangement shall contain at least the following provisions:

- (1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;
- (2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;
- (3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;
- (4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;
- (5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:
 - (a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;
 - (b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and
 - (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
- (6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
- (7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;
- (8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;
- (9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
- (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital

employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent advanced practice registered nurses, **full-time equivalent licensed physician assistants, or full-time equivalent licensed assistant physicians, or any combination thereof.** This limitation shall not apply to collaborative arrangements **or supervision agreements** of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice

registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

- (1) "Applicant", any individual who seeks to become licensed as a physician assistant;
- (2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;
- (3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;
- (4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;
- (5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;
- (6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;
- (7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;
- (8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services.

(2) For a physician-physician assistant team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

- (1) Taking patient histories;
- (2) Performing physical examinations of a patient;
- (3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;
- (4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than ~~three~~ **six** full-time equivalent licensed physician **assistants, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to physician assistant agreements **or collaborative practice arrangements** of hospital employees providing inpatient care service in hospitals as defined in chapter 197."; and

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

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

On motion of Representative Frederick, **HCS HB 2127, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2127, as amended**, was ordered perfected and printed.

HB 1831, relating to a sales tax holiday, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HB 1831** was agreed to.

On motion of Representative Ruth, **HB 1831** was ordered perfected and printed.

HB 2208, relating to elections, was taken up by Representative Curtman.

On motion of Representative Curtman, the title of **HB 2208** was agreed to.

Representative Franks Jr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2208, Page 4, Section 115.237, Line 43, by inserting after all of said line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications **from such voters** for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address~~[-except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities].~~ Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot."; and

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

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

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

House Amendment No. 2

AMEND House Bill No. 2208, Page 1, Section A, Line 2, by inserting after all of said line the following:

"115.125. 1. Not later than 5:00 p.m. on the ~~[tenth]~~ **sixth** Tuesday prior to any election, except a special election to decide an election contest, tie vote or an election to elect seven members to serve on a school board of a district pursuant to section 162.241, or a delay in notification pursuant to subsection 2 of this section, or pursuant to the provisions of section 115.399, the officer or agency calling the election shall notify the election authorities responsible for conducting the election. The notice shall be in writing, shall specify the name of the officer or agency calling the election and shall include a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127. The notice and any other information required by this section may, with the prior notification to the election authority receiving the notice, be accepted by facsimile transmission prior to 5:00 p.m. on the ~~[tenth]~~ **sixth** Tuesday prior to the election, provided that the original copy of the notice and a certified copy of the legal notice to be published shall be received in the office of the election authority within three business days from the date of the facsimile transmission. In lieu of a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127, each notice of a special election to fill a vacancy shall include the name of the office to be filled, the date of the election and the date by which candidates must be selected or filed for the office. Not later than the fourth Tuesday prior to any special election to fill a vacancy called by a political subdivision or special district, the officer or agency calling the election shall certify a sample ballot to the election authorities responsible for conducting the election.

2. ~~[Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the political subdivision or special district calling for the election agrees to pay any printing or reprinting costs, a political subdivision or special district may, at any time after certification required in subsection 1 of this section, but no later than 5:00 p.m. on the sixth Tuesday before the election, be permitted to make late notification to the election authority pursuant to court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the political subdivision or special district to the circuit court of the area of such subdivision or district.]~~ **The six-week filing deadline established under subsection 1 of this section is mandatory for all political subdivisions and special districts that are not specifically exempt from such deadline by law or charter, and no court shall order any candidate name or issue placed on a regular election day ballot for such political subdivisions or special districts if the deadline is violated. When such deadline is violated, a special election may be held at the request of a political subdivision or district; however, when a special election of any type is called that could have been submitted at a regular election day but for a violation of the six-week notice requirement of subsection 1 of this section, all costs of such special election called by a political subdivision or special district shall be paid in full by such political subdivision or special district.** No court shall have the authority to order an individual or issue be placed on the ballot less than six weeks before the date of the election, except as provided in sections 115.361 and 115.379."; and

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

Representative Dogan moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Anderson	Andrews	Austin	Barnes 60	Bernskoetter
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Francis	Frederick	Gannon
Gregory	Haefner	Hannegan	Hansen	Helms

1174 *Journal of the House*

Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeier
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Morris 140	Morse 151
Neely	Pfautsch	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Roerber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Curtis	Ellington	Franks Jr	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Unsicker
Walker 74	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 045

Alferman	Arthur	Bahr	Basye	Beard
Berry	Brown 57	Brown 94	Burns	Conway 10
Cookson	Cornejo	DeGroot	Ellebracht	Fitzpatrick
Fraker	Franklin	Gray	Grier	Haahr
Higdon	Kelley 127	Kendrick	Kidd	Korman
Lauer	Marshall	Meredith 71	Messenger	Miller
Mitten	Moon	Muntzel	Newman	Nichols
Peters	Phillips	Pietzman	Rehder	Runions
Schroer	Smith 85	Stevens 46	Wessels	Wilson

VACANCIES: 001

On motion of Representative Curtman, **HB 2208, as amended**, was ordered perfected and printed.

HCS HB 1635, relating to sexual assault reporting in long-term care facilities, was placed on the Informal Calendar.

HB 2194, relating to criminal history reporting laws, was taken up by Representative Conway (104).

On motion of Representative Conway (104), the title of **HB 2194** was agreed to.

Representative Conway (104) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2194, Page 1, Section 43.500, Line 7, by deleting said line and inserting in lieu thereof the following:

"searches, photographs, ~~and~~ other unique biometric identification, **and the process of employing law enforcement personnel**"; and

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

On motion of Representative Conway (104), **House Amendment No. 1** was adopted.

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

House Amendment No. 2

AMEND House Bill No. 2194, Page 1, Section A, Line 5, 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.

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

On motion of Representative Conway (104), **HB 2194, as amended**, was ordered perfected and printed.

HCS HB 2171, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HCS HB 2171** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 2171, Page 4, Section 209.040, Line 57, by inserting after all of said line the following:

"7. In any year the department fails to distribute at least seventy-five percent of the funds received under 209.130 for blind pensions, such difference shall be an increase to the amount budgeted for blind pensions for the following fiscal year."; and

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

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

Which motion was defeated.

On motion of Representative Wood, **HCS HB 2171** was adopted.

On motion of Representative Wood, **HCS HB 2171** was ordered perfected and printed.

Representative Rhoads assumed the Chair.

HCS HB 2216, relating to the regulation of water resources, was taken up by Representative Brattin.

On motion of Representative Brattin, the title of **HCS HB 2216** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2216, Page 1, Section 640.648, Line 1, by inserting after the number "6400.648" the number "**1**"; and

Further amend said bill, page and section, Line 3, by deleting the words "**and rainwater collection**"; and

Further amend said bill, page and section, Line 4, by deleting the phrase "~~[-unless prohibited by city ordinance,]~~" and inserting in lieu thereof the phrase ", unless prohibited by city ordinance,"; and

Further amend said bill, page and section, Line 7, by inserting after all of said line the following:

"2. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own systems for rainwater collection anytime and anywhere on their own property, including land within city limits."; and

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

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

On motion of Representative Brattin, **HCS HB 2216, as amended**, was adopted.

On motion of Representative Brattin, **HCS HB 2216, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

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

HJR 96 - Transportation
HJR 97 - Transportation

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 1802 - Fiscal Review

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2014**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Korman

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2457**, 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, Evans, Mathews, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (1): Cross

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 2324**, 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 (9): Anderson, Andrews, Cross, Green, Gregory, Harris, Henderson, Kelley (127) and Wilson

Noes (1): Burnett

Absent (3): McGee, Pietzman and Stephens (128)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2393**, 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): Bangert, Barnes (28), Brown (27), Cookson, Gannon, Justus, Matthiesen, Miller and Tate

Noes (1): Spencer

Absent (3): Franklin, Hannegan and Nichols

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

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Corlew and Runions

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1248**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1454**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1491**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1591**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1901**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1919**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2155**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2336**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 631** entitled:

An act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for contributions to certain benevolent organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 768** entitled:

An act to repeal sections 138.445 and 153.030, RSMo, and to enact in lieu thereof two new sections relating to property taxation of telephone companies.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 819** entitled:

An act to repeal sections 210.112 and 210.487, RSMo, and to enact in lieu thereof two new sections relating to foster care.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 946 & 947** entitled:

An act to repeal sections 456.985, 456.1035, 456.1080, and 474.150, RSMo, and to enact in lieu thereof four new sections relating to estate planning.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

March 12, 2018

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

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Children and Families and appoint Representative Doug Beck. I also appoint Representative Sarah Unsicker as the Minority Caucus Ranking Member to the House Committee on Children and Families.

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

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

March 12, 2018

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

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Crime Prevention and Public Safety and appoint Representative Fred Wessels.

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

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Tuesday, March 13, 2018.

CORRECTION TO THE HOUSE JOURNAL

Amend House Journal, Thirty-seventh Day, Thursday, March 8, 2018, Page 1122, Lines 16 to 18, by deleting said lines and inserting in lieu thereof the following:

“Ayes (8): Bangert, Brown (27), Cookson, Gannon, Justus, Matthiesen, Miller and Spencer

Noes (0)

Absent (5): Barnes (28), Franklin, Hannegan, Nichols and Tate”

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2573, HB 2452, HB 2607, HCB 17

Executive session will be held: HB 1425, HCB 16

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

BUDGET

Tuesday, March 13, 2018, 8:30 AM, House Hearing Room 3.

Public hearing will be held: HB 1299, HB 1301, HB 2326, HB 2671, HB 2716

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

Removed HB 1804.

AMENDED

BUDGET

Wednesday, March 14, 2018, 9:00 AM, House Hearing Room 3.

Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

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

Markup - House Bills 2001-2013.

CHILDREN AND FAMILIES

Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session will be held: HB 1361, HB 1856

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

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SB 659, HB 2538, HB 2480

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

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 2632, HCB 20

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

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HCR 96, HB 2456, HB 2172

Executive session will be held: HB 2070, HB 1254, HB 1642

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

HCR 68 removed.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1438, HB 2161, HB 2206, SS SCS SB 549, SCS SB 629

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

FINANCIAL INSTITUTIONS

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: HB 2351, SB 569, SCS SB 623

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

GENERAL LAWS

Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1382, HB 2073, HB 2232, HB 2284, HB 2580

Executive session will be held: HB 2258, HB 2276, HB 2364, HB 2409

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

GOVERNMENT EFFICIENCY

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2415, HB 2590, HB 2621

Executive session will be held: HB 1717, HB 2263, HB 2415, HB 2590, HB 2621

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

HB 2621 added.

AMENDED

HIGHER EDUCATION

Wednesday, March 14, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SBs 807 & 577

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

Removed HB 2412.

AMENDED

INSURANCE POLICY

Tuesday, March 13, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2539

Executive session will be held: SS SCS SB 593, SB 594, SB 708

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

JUDICIARY

Tuesday, March 13, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2223, HB 2562, HB 2410, HB 2366

Executive session will be held: HB 1356, HB 1553, HB 1725, HB 1843, HB 1844, HB 1845, HB 2121, HB 2350

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

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1236, HB 2712, HCB 23

Executive session will be held: HB 1398, HB 1431, HB 2038, HB 2111, HB 2356, HB 2453

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

HCB 23 working session.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2507, HB 2548

Executive session will be held: HRB 2, HCR 85

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

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2669

Executive session will be held: HB 2506

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

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 2552, HB 2563

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

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 14, 2018, 5:00 PM or upon conclusion of afternoon session
(whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2403, HB 2564

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

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on
Tourism (whichever is earlier), House Hearing Room 4.

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

The Bi-State Development and the St. Louis City Police Department will be testifying.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, March 13, 2018, upon adjournment of the Financial Institutions Committee,
House Hearing Room 5.

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

Presentation of the Subcommittee's report to the Financial Institutions Committee.

TRANSPORTATION

Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2432, HB 2545, HB 2594, HB 2656, HB 2689, HB 2091,
HB 2092, HB 2148

Executive session will be held: HB 1444, HB 1692, HB 2153, HB 2180, HB 2268

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

HBs 2091, 2092 and 2148 have been added for public hearing.

AMENDED

UTILITIES

Wednesday, March 14, 2018, 2:00 PM, House Hearing Room 7.

Public hearing will be held: SS#5 SB 564, HCR 87

Executive session will be held: SS#5 SB 564, HB 1878

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

The hearing time has been moved to 2:00 P.M. in Hearing Room 7.

CORRECTED

VETERANS

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2681

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

WORKFORCE DEVELOPMENT

Thursday, March 15, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2673, HB 2666, HB 2644

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

HOUSE CALENDAR

THIRTY-NINTH DAY, TUESDAY, MARCH 13, 2018

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Fitzpatrick

HOUSE BILLS FOR PERFECTION

HCS HB 2274 - Haefner

HCS#2 HB 1503 - Dohrman

HB 2322 - Walker (3)

HCS HB 2249 - Wood

HCS HBs 1656 & 2075 - Cornejo

HCS HB 2265 - Berry

HCS HBs 2280, 2120, 1468 & 1616 - Haefner

HCS HB 2031 - Sommer

HB 1369 - Sommer

HB 1266 - Lichtenegger

HCS HB 2339 - Lynch

HB 1795 - Bernskoetter

HB 1633 - Corlew

HCS#2 HB 1973 - Wiemann

HCS HBs 2337 & 2272 - Stephens (128)

HCS HB 1574 - Rowland (155)

HB 1832 - Cornejo

HCS HB 1667 - Swan

HCS HB 1368 - Basye

HB 2183 - Bondon

HB 2039 - Fraker

HB 1516 - Wiemann

HB 1257 - Schroer

HCS HB 2105 - Frederick

HCS HB 2157 - Bahr

HB 1296 - Kelley (127)

HCS HB 2255 - Korman

HB 1499 - Dogan

HB 2231 - Ross

HB 1419 - Haefner

HB 1275 - Kendrick

HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson
HCS HB 1635 - Bernskoetter

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter
HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HB 1953 - Neely
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HB 2026 - Wilson
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2043 - Tate
HCS HB 1991 - Rhoads
HCS HB 2042 - Bahr

HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802, (Fiscal Review 3/12/18) - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1907 - Spencer
HB 1600 - Higdon
HCS HBs 1729, 1621 & 1436 - Justus

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate
HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

SENATE BILLS FOR SECOND READING

SB 631
SB 768
SB 819
SCS SBs 946 & 947

HOUSE RESOLUTIONS

HR 4907 - Shumake

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

(This page intentionally left blank)