

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-SECOND DAY, TUESDAY, APRIL 10, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

Restore unto me the joy of Thy salvation: and uphold me with Thy free spirit. (Psalm 51:12)

Almighty God, to whom all hearts are open, all desires are known, and from whom no secrets are hidden, make Your power known to us throughout the hours of this day. Fill our minds with wisdom, our hearts with love, and our spirits with the desire to walk humbly in the way of Your commandments.

We are glad that we are citizen-legislators living in this blessed state of Missouri. Let no violence, prejudice or discord dim our vision of people living together harmoniously and working for peace plus justice.

Bless our Speaker, our Members of this House of Representatives, and all who work under the dome of this Capitol. Bless every individual citizen that the sacred rights of freedom may be ours forever.

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: Alaina McAlister.

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

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Bernskoetter	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franks Jr
Gannon	Gray	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	McCreery	McDaniel	McGaugh	McGee

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Meredith 71	Merideth 80	Messenger	Moon	Morris 140
Morse 151	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson				

NOES: 000

PRESENT: 002

Frederick Morgan

ABSENT WITH LEAVE: 038

Barnes 60	Basye	Berry	Brattin	Butler
Carpenter	Cornejo	Curtis	DeGroot	Ellington
Evans	Franklin	Grier	Kolkmeier	Mathews
Mathiesen	May	McCann Beatty	Miller	Mitten
Mosley	Neely	Newman	Peters	Pietzman
Plocher	Roden	Roerber	Rone	Rowland 29
Shumake	Smith 85	Spencer	Tate	Walker 74
Washington	Wood	Mr. Speaker		

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 31, relating to rules and procedures adopted by the Assembly of State Legislatures on June 17, 2016.

SCR 36, relating to Shingles Awareness and Prevention Month in Missouri.

SCR 40, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

SCR 42, relating to the early consideration and passage of SB 120.

SCR 43, relating to the Missouri Public Service Commission.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 25, relating to bingo.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#2 SB 552, relating to official misconduct, with penalty provisions.

SB 697, relating to bingo, with a contingent effective date and existing penalty provisions.

SB 706, relating to the fee collected at the time of sale for lead-acid batteries.

SB 722, relating to a prescription drug importation study.

SB 786, relating to freedom to disclose information about public employers.

SB 808, relating to the transfer of intoxicating liquor.

SS SCS SB 890, relating to child abuse and neglect, with penalty provisions.

SB 954, relating to the offense of unlawful use of a weapon.

SS SCS SB 966, relating to administration of the criminal justice system, with existing penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2105**, 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), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Rowland (29) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2540**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 3** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Rowland (29)

House Committee Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.760, Line 12, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill and section, Page 129, Line 52, by deleting the number "2018" and inserting in lieu thereof the number "2019"; and

Further amend said bill, Page 131, Section 143.021, Line 6, by deleting the number "2020" and inserting in lieu thereof the number "2021"; and

Further amend said bill, page, and section, Line 8, by deleting the number "2018" and inserting in lieu thereof the number "2019"; and

Further amend said bill, Page 132, Section 143.071, Line 5, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill and section, Page 133, Line 7, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill and page, Section 143.116, Line 11, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill, page, and section, Line 21, by deleting the number "2018" and inserting in lieu thereof the number "2019"; and

Further amend said bill, Page 134, Section 143.171, Lines 10 and 12, by deleting each instance of the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill and section, Page 135, Lines 30 and 31, by deleting each instance of the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill, Page 137, Section 143.451, Line 3, by deleting the number "2018" and inserting in lieu thereof the number "2019"; and

Further amend said bill, Page 145, Section 143.456, Line 32, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill, Page 197, Section 144.079, Line 15, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill, Page 232, Section 208.1050, Line 17, by deleting the number "2018" and inserting in lieu thereof the number "2019"; and

Further amend said bill, Page 427, Section 313.935, Line 42, by deleting the number "2018" and inserting in lieu thereof the number "2019"; and

Further amend said bill, Page 441, Section B, Line 2, by inserting immediately after the number "135.313," the number "137.010,"; and

Further amend said bill, page, and section, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"143.021, 143.071, 143.171, 143.225, 143.451, 143.461, 144.070, 144.140, 144.710, 148.030, 148.140,"; and

Further amend said bill, page, and section, Lines 20-23, by deleting all of said lines and inserting in lieu thereof the following:

"306.015, 306.016, 306.030, 306.031, 306.060, 306.127, 306.435, 306.535, 306.550, 313.826, 313.905, 313.935, and 320.093 of this act; the enactment of sections 32.005, 32.006, 135.760, 143.116, 143.456, 144.079, 208.1070, and 226.228 of this act; and the repeal of sections 143.261, 254.150, 254.160, 254.170, and 254.180 of this act shall become effective on January 1, 2020."; and

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

PERFECTION OF HOUSE BILLS

HCS HB 2247, HB 2179, HB 2384 and HB 1662 were placed on the Informal Calendar.

HCS HB 2129, relating to public awareness of organ donation, was taken up by Representative Cookson.

On motion of Representative Cookson, the title of **HCS HB 2129** was agreed to.

Representative Alferman assumed the Chair.

On motion of Representative Cookson, **HCS HB 2129** was adopted.

On motion of Representative Cookson, **HCS HB 2129** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Cookson:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfausch	Phillips
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reisch	Remole	Revis
Rhoads	Roberts	Roerber	Ross	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128

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Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 005

Hurst	Marshall	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 020

Basye	Curtis	DeGroot	Ellington	Franks Jr
Kelley 127	Korman	Lauer	McCann Beatty	Miller
Newman	Peters	Pierson Jr	Reiboldt	Roden
Rone	Rowland 29	Schroer	Smith 85	Mr. Speaker

VACANCIES: 002

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 69, HCR 73, HCR 70, HCR 55, HCR 58, HCR 63 and HCR 64 were placed on the Informal Calendar.

HCR 59, relating to Minority Organ Donor Awareness Month, was taken up by Representative May.

On motion of Representative May, **HCR 59** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Houghton	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch

Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood		

NOES: 003

Hurst	McDaniel	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Basye	Bernskoetter	DeGroot	Haahr
Mitten	Morgan	Newman	Peters	Roden
Rowland 29	Smith 85	Stephens 128	Wilson	Mr. Speaker

VACANCIES: 002

Representative Alferman declared the bill passed.

THIRD READING OF SENATE BILLS

SB 649, relating to the per ton fee for using explosives, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SB 649** was agreed to.

SB 649 was placed on the Informal Calendar.

SS SCS SB 592, relating to elections, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SS SCS SB 592** was agreed to.

Representative Ross assumed the Chair.

Representative Shaul (113) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 5, Section 88.770, Line 47, by inserting after the word "**vote**." the following:

"The municipality in question shall notify its customers of the informational meeting through radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting."; and

Further amend said bill, Pages 37 and 38, Section 115.299, by removing all of said section from the bill and inserting in lieu thereof the following:

*"115.299. 1. To count absentee votes on election day, the election authority shall appoint a sufficient number of teams of election judges comprised of an equal number of judges from each major political party.

2. The teams so appointed shall meet on election day after the time fixed by law for the opening of the polls at a central location designated by the election authority. The election authority shall deliver the absentee ballots to the teams, and shall maintain a record of the delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box, tally sheets and statements of returns as are provided to a polling place.

3. Each team shall count votes on all absentee ballots designated by the election authority.

4. To process absentee ballots in envelopes, one member of each team, closely observed by another member of the team from a different political party, shall open each envelope and call the voter's name in a clear voice. Without unfolding the ballot, two team members, one from each major political party, shall initial the ballot, and an election judge shall place the ballot, still folded, in a ballot box. No ballot box shall be opened until all of the ballots a team is counting have been placed in the box. The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the votes on all ballots assigned to a team have been counted, the ballots and ballot envelopes shall be ~~placed on a string and~~ enclosed in sealed containers marked "voted absentee ballots and ballot envelopes from the election held ____, 20 ____". All rejected absentee ballots and envelopes shall be enclosed and sealed in a separate container marked "rejected absentee ballots and envelopes from the election held ____, 20 ____". On the outside of each voted ballot and rejected ballot container, each member of the team shall write his **or her** name, and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the absentee vote along with the votes certified from each polling place in its jurisdiction."; and

Further amend said bill, Page 55, Section 115.637, Line 79, by deleting the phrase "~~[twenty-five] one hundred~~" and inserting in lieu thereof the phrase "twenty-five"; and

Further amend said bill, Page 58, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following:

"The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose."; and

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

On motion of Representative Shaul (113), **House Amendment No. 1** was adopted.

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

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 4, Section 65.620, Line 31, by inserting the following after all of said line:

"67.4600. 1. As used in this section, the following terms mean:

- (1) "Commission", the governing body of the district;**
- (2) "District", the education and job training television broadcasting district created under this section;**
- (3) "Eligible city", any city not located within a county;**
- (4) "Eligible county", any constitutional charter county adjoining any eligible city;**
- (5) "Fund", the education and job training television broadcast fund created under subsection 3 of this section;**
- (6) "Member of the district", any eligible city or eligible county that authorizes both the participation in the district and the imposition of a property tax under the provisions of this section.**

2. (1) The governing bodies of an eligible city and eligible county, upon approval of a majority of the qualified voters of such city and county voting thereon, shall establish a district to be known as the "Education and Job Training Television Broadcasting District", which shall be a political subdivision of this state and shall levy and collect a tax not to exceed eight cents per one hundred dollars of assessed valuation upon all taxable property within the district for the general purpose of education and job training television broadcasting. The property tax so levied shall be collected along with all other city or county taxes in the manner provided by law and shall be in addition to all other property taxes imposed by law.

(2) The question of whether the district shall be formed and the tax authorized under this section shall be imposed shall be submitted to the voters in substantially the following form:

Shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) levy a tax of _____ (insert rate) cents per each one hundred dollars of assessed valuation for the purpose of education and job training television broadcasting, and shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) create the Education and Job Training Television Broadcasting District, which will manage the revenues created by the tax?

YES NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

The governing bodies of the eligible city and eligible county may place the ballot question before qualified voters through ordinance, resolution, or other appropriate means, and such governing bodies may place additional language on the ballot to describe the use or allocation of the revenues generated by the tax. The ballot question may also be placed before the voters through petition to the election authorities of such eligible city and eligible county by providing, no later than ninety days prior to the proposed election date, a petition signed by the registered voters of such eligible city and eligible county, of not less than one percent of the number of votes cast in each jurisdiction at the most recent general election for governor. The eligible city and eligible county election officials shall give legal notice at least sixty days prior to such election in at least two newspapers that such proposition shall be submitted at the next general or primary election or special election held for the submission of the proposition. The resolution or proposition shall be printed on the ballot and in the notice of election.

3. (1) If a majority of the votes cast on the proposal by the qualified voters in the eligible city and a majority of the votes cast on the proposal by the qualified voters in the eligible county voting thereon are in favor of the proposal, the district shall be deemed established and the tax rate for such district shall be in effect. The revenue received from the tax authorized under this section shall be deposited in a special fund to be known as the "Education and Job Training Television Broadcast Fund", which shall be established in the eligible city or eligible county treasury. The district shall not be established and the tax shall not be effective unless and until a proposition in substantially the form required under this section is adopted by the voters of both an eligible city and an eligible county. If the proposal fails to receive a majority of the votes in favor of the proposal in either an eligible city or an eligible county, such proposition shall not be resubmitted at any election held within one year of the date of the election in which the proposition was rejected within such city or county. Any such resubmission of such proposal shall comply with the provisions of this section. If a majority of votes are in favor of the proposal in only the eligible city or the eligible county, the proposal need not be resubmitted in such eligible city or eligible county for ten years after the vote in favor of the proposal.

(2) The results of the question submitted to voters under this section shall be certified by the election officials of such eligible city or eligible county to the governing body of such city or county no later than thirty days after the day of the election. Upon certification of the results, the governing body of such city or county may proceed with the performance of all actions necessary and incidental to the participation in the district.

(3) The commission appointed under subsection 4 of this section shall have exclusive administrative control and management of the fund and all programs to be funded therefrom. The commission shall be subject to an annual audit by a certified public accountant and shall require a similar annual audit of any recipient of funds from the commission. Such audits shall be submitted annually to the chief elected officer of each member of the district. The commission shall use the fund to provide programs solely within the district which shall promote:

- (a) Early childhood education programming;
- (b) Elementary and secondary education programming;
- (c) Adult education programming;
- (d) Job training programming, which shall include programming related or job training programs provided by federal, state, or local governments or nonprofit agencies; and
- (e) Activities related to preparing citizens for furthering their education and more fully participating in the economy of the region of such eligible city and eligible county. Such activities shall not be limited to traditional television broadcasting services but may include other forms of media including, but not limited to, seminars, professional training, research and development promoting collaboration among public and nonprofit education, job training and education providers, and similar or related activities that foster or enhance job training or education at all levels.

No funds shall be used directly or indirectly for any political purpose.

(4) In providing services under subdivision (3) of this subsection, the commission shall contract only with a nonprofit entity that is a noncommercial television broadcast station licensed to serve the metropolitan area of an eligible city and eligible county and that:

- (a) Under the rules and regulations of the Federal Communications Commission in effect on March 29, 1990, is licensed by the Federal Communications Commission as an NCE television broadcast station;
- (b) Is owned and operated by an organization exempt from taxation under 26 U.S.C. Section 501(c)(3) and headquartered within the eligible city or eligible county; and
- (c) Is eligible to receive a community service grant, or any successor grant, from the Corporation for Public Broadcasting, or any successor organization, on the basis of the formula set forth in 47 U.S.C. Section 396(k)(6)(B).

4. (1) The district shall be governed by a commission, which shall be a body corporate and a political subdivision of the state and shall be composed of five members appointed as follows:

- (a) Two persons appointed by the mayor of an eligible city;
- (b) Two persons appointed by the chief elected official of an eligible county; and
- (c) One person appointed by the governor, without the advice and consent of the senate, who shall serve as the chairperson of the commission.

(2) Upon the organization of the commission, the terms of the initial appointees shall be staggered such that:

- (a) Of the appointees under paragraph (a) of subdivision (1) of this subsection, one shall serve one year and one shall serve three years;
- (b) Of the appointees under paragraph (b) of subdivision (1) of this subsection, one shall serve two years and one shall serve four years; and
- (c) The appointee under paragraph (c) of subdivision (1) of this subsection shall serve four years.

Thereafter, the terms of the commissioners shall be four years. Commissioners may be reappointed. Vacancies shall be filled in the same manner as the original appointment was made.

(3) In addition to the chairperson of the commission, the commission shall select annually from its membership a vice chairperson and a treasurer. The treasurer shall be bonded in such amounts as the commission may require.

(4) The commission may appoint such officers, agents, and employees as it may require for the performance of its duties and shall determine the qualifications and duties and fix the compensation of such officers, agents, and employees, provided that in no event shall the commission expend more than two percent of the funds it receives in any given year on operating expenses, exclusive of the cost of the annual audit required under subsection 3 of this section.

(5) The commission shall fix the time and place at which its meetings shall be held. Meetings shall be held within the district and shall be open to the public and shall comply with the provisions of chapter 610.

(6) A majority of the commissioners shall constitute a quorum for the transaction of business. No action of the commission shall be binding unless taken at a meeting at which a quorum is present and a majority of the commissioners present at such meeting vote in favor thereof.

(7) Commissioners shall be subject to all provisions applicable to conflicts of interest in any business transaction of the district or commission. A commissioner shall disclose any conflict of interest in writing to the other commissioners and shall abstain from voting on any matter relating to such activity or such business transaction.

(8) Commissioners shall have official immunity under the common law for any action at law or equity, or other legal proceeding, against any commissioner relating to any act or omission of the commissioner arising out of his or her performance of duties as a commissioner. If any action at law or equity, or other legal proceeding, shall be brought against any commissioner for any act or omission arising out of the performance of duties as a commissioner, the commissioner shall be indemnified in whole and held harmless by the commission for any judgment or decree entered against the commissioner and shall be defended at the expense of the commission in any such proceeding.

5. The governing bodies of a member of the district that adopts the sales tax authorized under this section shall submit the question of whether to continue the tax to the voters ten years from the date of the implementation of the tax and every ten years thereafter on a date available for elections for the city. The ballot language shall be in substantially the following form:

Shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) continue collecting a tax of _____ (insert rate) cents per each one hundred dollars of assessed valuation for the purpose of education and job training television broadcasting?

YES NO

If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to continuation, the repeal of the tax shall become effective on December thirty-first of the calendar year in which such continuation failed to be approved. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of continuation, the tax shall remain effective until the question is resubmitted under this subsection to the qualified voters and continuation fails to be approved by a majority of the qualified voters voting on the question."; and

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

Representative Grier 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 Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 1, Line 17 by deleting the phrase "**eight cents**" on said line and inserting in lieu thereof the phrase "**four cents**"; and

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

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

House Amendment No. 2, as amended, was withdrawn, rendering **House Amendment No. 1 to House Amendment No. 2** moot.

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

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 37, Section 115.287, Line 25, by inserting immediately before the word "Wednesday" the word "**second**"; and

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

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

On motion of Representative Shaul (113), **SS SCS SB 592, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	McGee	Meredith 71	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 006

Ellington	Hurst	Marshall	McCreery	Moon
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 016

Basye	Berry	Cookson	Cross	DeGroot
Green	McDaniel	Merideth 80	Newman	Peters
Rehder	Rowland 29	Smith 85	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Ross declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1264, relating to the admissibility of the use of a safety belt as evidence in certain civil actions, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS HB 1264**, relating to certain civil actions, was agreed to.

HCS HB 1264 was laid over.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

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

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Baringer	Berry	Black
Bondon	Brown 27	Burns	DeGroot	Engler
Fraker	Hansen	Hurst	Justus	Kelly 141
Lichtenegger	Lynch	McGaugh	Morse 151	Muntzel
Neely	Phillips	Pogue	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roeber
Shull 16	Taylor	Walsh	White	

NOES: 000

PRESENT: 066

Anderson	Austin	Bahr	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzwater	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Higdon	Hill
Houghton	Houx	Johnson	Kendrick	Knight
Lant	Lauer	Lavender	Love	Mathews
Matthiesen	McCreery	McDaniel	Meredith 71	Miller
Moon	Morgan	Mosley	Nichols	Pike
Quade	Razer	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Stephens 128	Tate
Trent	Vescovo	Walker 3	Wessels	Wiemann
Wilson				

ABSENT WITH LEAVE: 061

Adams	Andrews	Arthur	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Brattin	Brown 57	Burnett	Butler	Carpenter
Conway 10	Cookson	Curtis	Curtman	Ellebracht
Ellington	Fitzpatrick	Francis	Franklin	Franks Jr
Gannon	Gray	Green	Harris	Henderson
Kelley 127	Kidd	Kolkmeier	Korman	Marshall
May	McCann Beatty	McGee	Merideth 80	Messenger
Mitten	Morris 140	Newman	Peters	Pfautsch
Pierson Jr	Pietzman	Plocher	Rehder	Rone
Rowland 29	Smith 85	Spencer	Stacy	Stevens 46
Swan	Unsicker	Walker 74	Washington	Wood
Mr. Speaker				

VACANCIES: 002

SPECIAL RECOGNITION

Speaker Pro Tem Haahr introduced Jerry Chang, Director General of the Taipei Economic and Cultural Office in Denver.

Director General Chang addressed the House.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1264, relating to certain civil actions, was again taken up by Representative Schroer.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1264, Page 3, Section 307.178, Line 56, by inserting after all of said line the following:

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

(1) "Child booster seat", a seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, that is designed to elevate a child to properly sit in a federally approved safety belt system;

(2) "Child passenger restraint system", a seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, and which is either permanently affixed to a motor vehicle or is affixed to such vehicle by a safety belt or a universal attachment system;

(3) "Driver", a person who is in actual physical control of a motor vehicle.

2. Every driver transporting a child under the age of sixteen years shall be responsible, when transporting such child in a motor vehicle operated by that driver on the streets or highways of this state, for providing for the protection of such child as follows:

(1) **Children less than two years of age shall be secured in a child passenger restraint system appropriate for that child and shall be rear-facing in such system until the child reaches two years of age or until the child reaches the weight or height limit of the rear-facing child passenger restraint system as allowed by the manufacturer of the child passenger restraint system;**

(2) Children less than four years of age, regardless of weight, shall be secured in a child passenger restraint system appropriate for that child;

~~[(2)]~~ (3) Children weighing less than forty pounds, regardless of age, shall be secured in a child passenger restraint system appropriate for that child;

~~[(3)]~~ (4) Children at least four years of age but less than eight years of age, who also weigh at least forty pounds but less than eighty pounds, and who are also less than four feet, nine inches tall, shall be secured in a child passenger restraint system or booster seat appropriate for that child;

~~[(4)]~~ (5) Children at least eighty pounds or children more than four feet, nine inches in height shall be secured by a vehicle safety belt or booster seat appropriate for that child;

~~[(5)]~~ (6) A child who otherwise would be required to be secured in a booster seat may be transported in the back seat of a motor vehicle while wearing only a lap belt if the back seat of the motor vehicle is not equipped with a combination lap and shoulder belt for booster seat installation;

~~[(6)]~~ (7) When transporting children in the immediate family when there are more children than there are seating positions in the enclosed area of a motor vehicle, the children who are not able to be restrained by a child safety restraint device appropriate for the child shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front seat area. The driver transporting children referred to in this subsection is not in violation of this section.

This subsection shall only apply to the use of a child passenger restraint system or vehicle safety belt for children less than sixteen years of age being transported in a motor vehicle.

3. Any driver who violates subdivision (1), (2), ~~[(3)]~~ (3), or 4 of subsection 2 of this section is guilty of an infraction and, upon conviction, may be punished by a fine of not more than fifty dollars and court costs. Any driver who violates subdivision ~~[(4)]~~ (5) of subsection 2 of this section shall be subject to the penalty in subsection 5 of section 307.178. If a driver receives a citation for violating subdivision (1), (2), ~~[(3)]~~ (3), or (4) of subsection 2 of this section, the charges shall be dismissed or withdrawn if the driver prior to or at his or her hearing provides evidence of acquisition of a child passenger restraint system or child booster seat which is satisfactory to the court or the party responsible for prosecuting the driver's citation.

4. The provisions of this section shall not apply to any public carrier for hire. The provisions of this section shall not apply to students four years of age or older who are passengers on a school bus designed for carrying eleven passengers or more and which is manufactured or equipped pursuant to Missouri Minimum Standards for School Buses as school buses are defined in section 301.010.

5. The highways and transportation commission shall initiate and develop a program of public information to develop understanding of, and ensure compliance with, the provisions of this section."; and

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

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Schroer, **HCS HB 1264** was adopted.

On motion of Representative Schroer, **HCS HB 1264** was ordered perfected and printed.

HB 1249, relating to certain violations in municipal court, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1249**, relating to municipal courts, was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 1249, Page 2, Section 479.020, Line 41, by inserting immediately after all of said section and line the following:

"479.190. 1. Any judge hearing violations of municipal ordinances may, when in his judgment it may seem advisable, grant a parole or probation to any person who shall plead guilty or who shall be convicted after a trial before such judge. When a person is placed on probation he shall be given a certificate explicitly stating the conditions on which he is being released.

2. In addition to such other authority as exists to order conditions of probation, the court may order conditions which the court believes will serve to compensate the victim of the crime, any dependent of the victim, or society in general. Such conditions may include, but need not be limited to:

(1) Restitution to the victim or any dependent of the victim, in an amount to be determined by the judge; and

(2) The performance of a designated amount of free work for a public or charitable purpose, or purposes, as determined by the judge.

3. A person may refuse probation conditioned on the performance of free work. If he does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. Any county, city, person, organization, or agency, or employee of a county, city, organization or agency charged with the supervision of such free work or who benefits from its performance shall be immune from any suit by the person placed on parole or probation or any person deriving a cause of action from him if such cause of action arises from such supervision of performance, except for intentional torts or gross negligence. The services performed by the probationer or parolee shall not be deemed employment within the meaning of the provisions of chapter 288.

4. The court may modify or enlarge the conditions of probation at any time prior to the expiration or termination of the probation term.

5. No municipal judge, municipal court personnel, or any prosecutor designated by the municipality or personnel assigned thereto shall supervise or have authority to hire, fire, or discipline any probation officer or probation personnel assigned by the municipality to perform the duties of probation or parole."; and

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

Speaker Richardson assumed the Chair.

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

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

House Amendment No. 2

AMEND House Bill No. 1249, Page 3, Section 479.354, Line 4, by inserting immediately after said section and line the following:

"Section 1. In any county with a population greater than two hundred fifty thousand inhabitants, no individual in a political subdivision shall concurrently serve as prosecuting attorney and city attorney."; and

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

Representative Chipman assumed the Chair.

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

On motion of Representative Plocher, **HB 1249, as amended**, was ordered perfected and printed.

HCS HB 1611, relating to statutes of limitations, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS HB 1611** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1611, Page 1, Section 516.099, Line 5, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill and section, Page 2, Line 26, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

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

Further amend said bill, page, and section, Lines 32 through 37, by deleting all of said lines and inserting in lieu thereof the following:

"(6) To any action regarding a defective or unsafe condition of a product if the product is subject to a government mandated product recall related to consumer safety, provided that the action shall be limited to the extent that the subject of the action and the underlying reason for the recall are the same; or

(7) To any action regarding a defective or unsafe condition of a product causing a respiratory or malignant disease with a latency of more than fifteen years. No action shall be commenced under this subdivision based upon strict product liability, or negligence against a seller of a product, in which the product is alleged to contain or possess a defective condition unreasonably dangerous to the buyer, user, or consumer, unless such seller is also the manufacturer of the product claimed to be defective."; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1611, Page 1, Section 516.099, Line 12, by inserting immediately after said line the following:

"(2) To any action regarding a latent defect that was not discovered until the injury occurred;"; and

Further amend said bill and section, Pages 1-2, by renumbering subsequent subdivisions accordingly; and

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

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

Which motion was defeated.

On motion of Representative Trent, **HCS HB 1611, as amended**, was adopted.

On motion of Representative Trent, **HCS HB 1611, as amended**, was ordered perfected and printed.

HCS HB 2119, relating to punitive damages, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HCS HB 2119** was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2119, Page 1, Section 510.259, Line 3, by deleting the word "**conscious**" and inserting in lieu thereof the words "**deliberate and flagrant**"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2119, Page 7, Section 538.210, Lines 47 to 48, by deleting all of said lines and inserting in lieu thereof the following:

"caused damage to the plaintiff or demonstrated malicious misconduct that caused damage to the plaintiff. Evidence of negligence, including, but not limited to, indifference to or conscious disregard for the safety of others shall not constitute a basis for an award of"; and

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

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

Representative Barnes (60) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2119, Page 1, Section 510.259, Line 6, by inserting after the word "**damages**" the following:

"or if the claim or claims for which nominal damages are solely awarded invoke privacy rights, property rights, or rights protected by the United States Constitution or the Missouri Constitution"; and

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

On motion of Representative Barnes (60), **House Amendment No. 3** was adopted.

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

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2119, Page 4, Section 510.263, Line 59, by inserting after all of said section and line the following:

- "510.265. 1. No award of punitive damages against any defendant shall exceed the greater of:
- (1) Five hundred thousand dollars; or
 - (2) Five times the net amount of the judgment awarded to the plaintiff against the defendant.

Such limitations shall not apply if the state of Missouri is the plaintiff requesting the award of punitive damages, or the defendant pleads guilty to or is convicted of a felony arising out of the acts or omissions pled by the plaintiff.

2. The provisions of this section shall not apply to civil actions brought under section 213.111 that allege a violation of section 213.040, 213.045, 213.050, or 213.070, to the extent that the alleged violation of section 213.070 relates to or involves a violation of section 213.040, 213.045, or 213.050, or subdivision (3) of subsection 1 of section 213.070 as it relates to housing.

3. The provisions of sections 510.259 and 510.263, and subsection 4 of section 213.111 shall not apply to civil actions that allege a violation of section 213.040, 213.045, 213.050, or 213.070, to the extent that the alleged violation of section 213.070 relates to or involves a violation of section 213.040, 213.045, or 213.050, or subdivision (3) of subsection 1 of section 213.070 as it relates to housing."; and

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

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

On motion of Representative Mathews, **HCS HB 2119, as amended**, was adopted.

On motion of Representative Mathews, **HCS HB 2119, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2105, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, **HCS HB 2105** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx

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Johnson	Justus	Kendrick	Kidd	Knight
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 004

Hurst	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 029

Basye	Brattin	Burns	Cookson	Curtman
Dohrman	Ellington	Fraker	Francis	Kelley 127
Kelly 141	Kolkmeier	Korman	Marshall	Mathews
Matthiesen	McCann Beatty	Newman	Peters	Pietzman
Rehder	Reisch	Rone	Ross	Rowland 29
Smith 85	Walker 74	Walsh	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Conway 104	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kendrick	Kidd	Knight	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	May
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Remole

Revis	Rhoads	Roberts	Roeber	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wood			

NOES: 009

Fitzpatrick	Hurst	Marshall	McDaniel	Moon
Pogue	Roden	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 030

Barnes 60	Basye	Brattin	Burns	Cookson
Curtman	Dohrman	Ellington	Fraker	Francis
Kelley 127	Kelly 141	Kolkmeier	Korman	Mathews
Matthiesen	McCann Beatty	Newman	Peters	Pietzman
Rehder	Reisch	Rone	Ross	Rowland 155
Rowland 29	Smith 85	Spencer	Walker 74	Mr. Speaker

VACANCIES: 002

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2140, relating to public contracts for purchasing supplies, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HCS HB 2140** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section 34.048, Line 1, by inserting after the number "34.048." the following: "**1.**"; and

Further amend said page and section, Line 9, by inserting after all of said line the following:

"2. Beginning January 1, 2019, the office of administration shall produce a report of all cooperative purchasing agreements entered into under subsection 1 of this section and shall annually provide such report to the president pro tempore of the senate and the speaker of the house of representatives.

3. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new cooperative purchasing program authorized under this section shall automatically sunset 6 years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset 12 years after the effective date of the reauthorization of this section; and

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

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

Representative Taylor assumed the Chair.

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section A, Line 2, by inserting after all of said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments **and public institutions of higher education**.

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

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

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

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section A, Line 2, by inserting the following after all of said line:

"34.040. 1. All purchases in excess of ~~three~~ **ten** thousand dollars shall be based on competitive bids, except as otherwise provided in this chapter.

2. On any purchase where the estimated expenditure shall be ~~twenty-five~~ **one hundred** thousand dollars or over, except as provided in subsection 6 of this section, the commissioner of administration shall:

(1) Advertise for bids in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before bids for such purchases are to be opened. Other methods of advertisement, which may include minority business purchase councils, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post a notice of the proposed purchase in his or her office; and

(3) Solicit bids by mail or other reasonable method generally available to the public from prospective suppliers. All bids for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening bids.

3. The contract shall be let to the lowest and best bidder. The commissioner of administration shall have the right to reject any or all bids and advertise for new bids, or purchase the required supplies on the open market if they can be so purchased at a better price. When bids received pursuant to this section are unreasonable or unacceptable as to terms and conditions, noncompetitive, or the low bid exceeds available funds and it is determined in writing by the commissioner of administration that time or other circumstances will not permit the delay required to resolicit competitive bids, a contract may be negotiated pursuant to this section, provided that each responsible bidder who submitted such bid under the original solicitation is notified of the determination and is given a reasonable opportunity to modify their bid and submit a best and final bid to the state. In cases where the bids received are noncompetitive or the low bid exceeds available funds, the negotiated price shall be lower than the lowest rejected bid of any responsible bidder under the original solicitation.

4. The director of the department of revenue shall follow bidding procedures as contained in this chapter and may promulgate rules necessary to establish such procedures. No points shall be awarded on a request for proposal for a contract license office to a bidder for a return-to-the-state provision offer.

5. All bids shall be based on standard specifications wherever such specifications have been approved by the commissioner of administration. The commissioner of administration shall make rules governing the delivery, inspection, storage and distribution of all supplies so purchased and governing the manner in which all claims for supplies delivered shall be submitted, examined, approved and paid. The commissioner shall determine the amount of bond or deposit and the character thereof which shall accompany bids or contracts.

6. The department of natural resources may, without the approval of the commissioner of administration required pursuant to this section, enter into contracts of up to five hundred thousand dollars to abate illegal waste tire sites pursuant to section 260.276 when the director of the department determines that urgent action is needed to protect public health, safety, natural resources or the environment. The department shall follow bidding procedures pursuant to this section and may promulgate rules necessary to establish such procedures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

7. The commissioner of administration and other agencies to which the state purchasing law applies shall not contract for goods or services with a vendor if the vendor or an affiliate of the vendor makes sales at retail of tangible personal property or for the purpose of storage, use, or consumption in this state but fails to collect and properly pay the tax as provided in chapter 144. For the purposes of this section, "affiliate of the vendor" shall mean any person or entity that is controlled by or is under common control with the vendor, whether through stock ownership or otherwise.

8. The commissioner of administration shall be authorized to hold a reverse auction to procure merchandise, supplies, raw materials, or finished goods if price is the primary factor in evaluating bids. The office of administration shall promulgate rules regarding the handling of the reverse auction process. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

34.042. 1. When the commissioner of administration determines that the use of competitive bidding is either not practicable or not advantageous to the state, supplies may be procured by competitive proposals. The commissioner shall state the reasons for such determination, and a report containing those reasons shall be maintained with the vouchers or files pertaining to such purchases. All purchases in excess of ~~[five]~~ **ten** thousand dollars to be made under this section shall be based on competitive proposals.

2. On any purchase where the estimated expenditure shall be ~~[twenty-five]~~ **one hundred** thousand dollars or over, the commissioner of administration shall:

(1) Advertise for proposals in at least two daily newspapers of general circulation in such places as are most likely to reach prospective offerors and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before proposals for such purchases are to be opened. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post notice of the proposed purchase; and

(3) Solicit proposals by mail or other reasonable method generally available to the public from prospective offerors.

All proposals for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening proposals. Proposals shall be opened in a manner to avoid disclosure of contents to competing offerors during the process of negotiation.

3. The contract shall be let to the lowest and best offeror as determined by the evaluation criteria established in the request for proposal and any subsequent negotiations conducted pursuant to this subsection. In determining the lowest and best offeror, as provided in the request for proposals and under rules promulgated by the commissioner of administration, negotiations may be conducted with responsible offerors who submit proposals selected by the commissioner of administration on the basis of reasonable criteria for the purpose of clarifying and assuring full understanding of and responsiveness to the solicitation requirements. Those offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and subsequent revision of proposals; **however, a request for a proposal may set forth the manner for determining which offerors are eligible for negotiation including, but not limited to, the use of shortlisting.** Revisions may be permitted after submission and before award for the purpose of obtaining best and final offers. In conducting negotiations there shall be no disclosure of any information derived from proposals submitted by competing offerors. The commissioner of administration shall have the right to reject any or all proposals and advertise for new proposals or purchase the required supplies on the open market if they can be so purchased at a better price.

4. The commissioner shall make available, upon request, to any members of the general assembly, information pertaining to competitive proposals, including the names of bidders and the amount of each bidder's offering for each contract.

34.044. 1. The commissioner of administration may waive the requirement of competitive bids or proposals for supplies when the commissioner has determined in writing that there is only a single feasible source for the supplies. Immediately upon discovering that other feasible sources exist, the commissioner shall rescind the waiver and proceed to procure the supplies through the competitive processes as described in this chapter. A single feasible source exists when:

(1) Supplies are proprietary and only available from the manufacturer or a single distributor; or

(2) Based on past procurement experience, it is determined that only one distributor services the region in which the supplies are needed; or

(3) Supplies are available at a discount from a single distributor for a limited period of time.

2. On any single feasible source purchase where the estimated expenditure shall be ~~[five]~~ **ten** thousand dollars or over, the commissioner of administration shall post notice of the proposed purchase. Where the estimated expenditure is ~~[twenty-five]~~ **one hundred** thousand dollars or over, the commissioner of administration shall also advertise the commissioner's intent to make such purchase in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders or offerors and may provide such information through an electronic medium available to the general public at least five days before the contract is to be let. Other methods of

advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased. The requirement for advertising may be waived, if not feasible, due to the supplies being available at a discount for only a limited period of time.

34.047. Notwithstanding any provision in section 34.040, section 34.100, or any other law to the contrary, departments shall have the authority to purchase products and services related to information technology when the estimated expenditure of such purchase shall not exceed ~~[seventy-five]~~ **one hundred fifty** thousand dollars, the length of any contract or agreement does not exceed twelve months, the department complies with the informal methods of procurement established in section 34.040, and 1 CSR 40-1.050(1) for expenditures of less than ~~[twenty-five]~~ **one hundred** thousand dollars, and the department posts notice of such proposed purchase on the online bidding/vendor registration system maintained by the office of administration. For the purposes of this section, "information technology" shall mean any computer or electronic information equipment or interconnected system that is used in the acquisition, storage, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of information, including audio, graphic, and text."; and

Further amend said bill, page, and section, Line 9, by inserting the following after all of said line:

"34.353. 1. Each contract for the purchase or lease of manufactured goods or commodities by any public agency, and each contract made by a public agency for construction, alteration, repair, or maintenance of any public works shall contain a provision that any manufactured goods or commodities used or supplied in the performance of that contract or any subcontract thereto shall be manufactured or produced in the United States.

2. This section shall not apply where the purchase, lease, or contract involves an expenditure of less than ~~[twenty-five]~~ **one hundred** thousand dollars. This section shall not apply when only one line of a particular good or product is manufactured or produced in the United States.

3. This section shall not apply where the executive head of the public agency certifies in writing that:

(1) The specified products are not manufactured or produced in the United States in sufficient quantities to meet the agency's requirements or cannot be manufactured or produced in the United States within the necessary time in sufficient quantities to meet the agency's requirements;

(2) Obtaining the specified products manufactured or produced in the United States would increase the cost of the contract by more than ten percent;

(3) The specified products are to be purchased or leased by a state-supported four-year institute of higher education and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years;

(4) The specified products are to be purchased or leased by a publicly supported institution and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years; or

(5) The political subdivision has adopted a formal written policy to encourage the purchase of products manufactured or produced in the United States.

4. The certificate required by this section shall specify the nature of the contract, the product being purchased or leased, the names and addresses of the United States manufacturers and producers contacted by the public agency or the project architect or engineer, and an indication that such manufacturers or producers could not supply sufficient quantities or that the price of the products would increase the cost of the contract by more than ten percent.

5. Certificates required by this section shall be maintained by the public agency for a period of three years." and

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

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

On motion of Representative Haefner, **HCS HB 2140, as amended**, was adopted.

On motion of Representative Haefner, **HCS HB 2140, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS - INFORMAL

HCR 69, relating to designating a state funeral, was taken up by Representative Davis.

On motion of Representative Davis, **HCR 69** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Pogue	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Roberts
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Brown 57	Cookson	Cross	Francis
Higdon	Kelley 127	Kolkmeier	Lauer	Mathews
Matthiesen	Merideth 80	Mitten	Muntzel	Neely
Newman	Peters	Phillips	Plocher	Rehder
Rhoads	Roden	Rowland 29	Stephens 128	Vescovo
Walker 74	Mr. Speaker			

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 73, relating to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial, was taken up by Representative Justus.

On motion of Representative Justus, **HCR 73** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 000

PRESENT: 002

Ellington	Pogue
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ABSENT WITH LEAVE: 021

Barnes 60	Cookson	Cross	Dogan	Evans
Francis	Haahr	Higdon	Houx	Kelley 127
Lauer	Matthiesen	May	Mitten	Newman
Peters	Rowland 29	Stephens 128	Vescovo	Walker 74
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 70, relating to youth violence, was taken up by Representative Franks Jr.

On motion of Representative Franks Jr., the title of **HCR 70** was agreed to.

On motion of Representative Franks Jr., **HCR 70** was read the third time and passed by the following vote:

AYES: 113

Adams	Alferman	Andrews	Arthur	Austin
Bangert	Baringer	Barnes 28	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Ellebracht	Ellington	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Houghton	Johnson	Justus
Kendrick	Knight	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Roberts	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Washington	Wessels
White	Wilson	Wood		

NOES: 015

Anderson	Basye	Beard	Brattin	Eggleston
Hill	Hurst	Kelly 141	Marshall	Pogue
Reisch	Roeber	Ross	Walsh	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 033

Anders	Bahr	Barnes 60	Berry	Brown 57
Conway 104	Cookson	Cross	Curtman	Dohrman
Evans	Francis	Haahr	Higdon	Houx
Kelley 127	Kidd	Kolkmeyer	Korman	Lauer
Miller	Muntzel	Newman	Peters	Phillips
Rhoads	Roden	Rone	Rowland 29	Schroer
Vescovo	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 55, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCR 55** was agreed to.

HCR 55 was laid over.

HCR 58, relating to JROTC courses, was taken up by Representative Spencer.

On motion of Representative Spencer, **HCR 58** was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kolkmeier
Korman	Lant	Lavender	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roeber
Ross	Rowland 155	Runions	Ruth	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson

NOES: 002

Anders Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 033

Bahr	Barnes 60	Berry	Brown 57	Cookson
Cross	Evans	Francis	Haahr	Harris
Higdon	Houghton	Hou	Kelley 127	Kidd
Knight	Lauer	Lichtenegger	Miller	Mitten
Newman	Peters	Phillips	Rhoads	Roden
Rone	Rowland 29	Schroer	Shaul 113	Vescovo
Walker 74	Wood	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 63, relating to the designation of DeMolay Day, was taken up by Representative Haefner.

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

House Amendment No. 1

AMEND House Concurrent Resolution No. 63, Page 1, Line 2, by inserting immediately above said line the following:

"AN ACT

Relating to DeMolay Day.

Be it enacted by the General Assembly of the state of Missouri, as follows:"; and

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

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

On motion of Representative Haefner, **HCR 63, as amended**, was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelly 141	Kendrick	Kidd	Kolkmeyer	Lant
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger

Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roeber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	White
Wiemann				

NOES: 002

Meredith 71 Pogue

PRESENT: 002

Ellington Smith 85

ABSENT WITH LEAVE: 036

Anders	Bahr	Barnes 60	Berry	Brown 57
Cookson	Cross	Curtman	Dogan	Evans
Francis	Franks Jr	Haahr	Higdon	Houghton
Houx	Kelley 127	Knight	Korman	Lauer
Miller	Mitten	Newman	Peters	Phillips
Pierson Jr	Rhoads	Roden	Rone	Rowland 29
Schroer	Vescovo	Walker 74	Wilson	Wood
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 64, relating to the Delta Queen steamboat, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HCR 64** was read the third time and passed by the following vote:

AYES: 114

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Kolkmeier	Lant	Lavender	Lichtenegger	Love
Lynch	Matthiesen	May	McCann Beatty	McCreery

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McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	White	Wiemann	Wilson	

NOES: 006

Beck	Ellington	Pogue	Roberts	Smith 85
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 041

Anders	Bahr	Barnes 60	Berry	Brown 57
Conway 10	Cookson	Corlew	Cornejo	Cross
Curtman	DeGroot	Evans	Francis	Haahr
Higdon	Houghton	Houx	Kelley 127	Knight
Korman	Lauer	Marshall	Mathews	Miller
Mitten	Newman	Peters	Phillips	Pierson Jr
Rehder	Rhoads	Rone	Rowland 29	Schroer
Smith 163	Spencer	Vescovo	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1591 - Fiscal Review

HB 2336 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SBs 603, 576 & 898 - Elementary and Secondary Education

RE-REFERRAL OF SENATE BILLS

The following Senate Bill was re-referred to the Committee indicated:

SS#2 SCS SB 590 - Special Committee on Government Oversight

COMMITTEE REPORTS

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

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1743**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1963**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2495**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Dogan, Hannegan, Hill, McDaniel and Phillips

Noes (2): Franks Jr. and Wessels

Absent (3): Barnes (60), Lauer and Rhoads

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1882**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1993**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 625**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade and Revis

Noes (0)

Absent (4): Peters, Pogue, Rhoads and Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2420**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen and Revis

Noes (2): Quade and Sommer

Absent (3): Peters, Pogue and Rhoads

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **SCS SB 892**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Black, Brown (27), Kendrick, Moon, Pike, Rowland (155), Walker (3) and Walsh

Noes (0)

Absent (4): Brown (57), Morgan, Pogue and Rehder

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 2672**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bahr, Beck, Brown (57), Dohrman, Hansen, Houx, May, Mosley and Remole

Noes (0)

Absent (4): Frederick, Pogue, Runions and Walsh

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1975**, 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 (6): Brattin, Christofanelli, Hill, Moon, Taylor and Toalson Reisch

Noes (4): Bangert, Barnes (28), Merideth (80) and Washington

Absent (2): Brown (57) and Messenger

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1742**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (10): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46) and Trent

Noes (0)

Absent (3): Beard, Razer and Washington

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

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 14**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (8): Barnes (60), Berry, Carpenter, Corlew, Evans, Roeber, Sommer and Wiemann

Noes (3): Franks Jr., Runions and Unsicker

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HC B 15**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HC B 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Barnes (60), Corlew, Evans, Franks Jr., Roeber, Sommer, Unsicker and Wiemann

Noes (3): Berry, Carpenter and Runions

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1444**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Corlew, Engler, Evans, Mathews, Roeber and Sommer

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (3): Austin, Barnes (60) and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1712**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1929**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer and Unsicker

Noes (0)

Absent (3): Austin, Barnes (60) and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1977**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2295**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2480**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2644**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 644**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Franks Jr.

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 718**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 826**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

ADJOURNMENT

Representative Austin moved that the House stand adjourned until 9:30 a.m., Wednesday, April 11, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, April 11, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1804, HB 2572, HB 2708

Executive session will be held: HB 1299, HB 1301, HB 2017, HB 2018, HB 2671

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

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 11, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: SS SCS SB 782

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

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 12, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20

Executive session will be held: HB 1986

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

FISCAL REVIEW

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 4.

Executive session will be held: HCS HB 1261, SS SCS SB 549, SB 573, SB 594

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

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2463, HB 2509, HB 2611, HB 2433

Executive session will be held: SB 660, SB 840, HB 2209

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

HIGHER EDUCATION

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 990

Executive session will be held: SCS SB 990

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

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

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

Election of Chair and Co-Chair, outgoing member recognition, and discussion of interim activities.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Executive session will be held: SCS SB 629, HB 1254, HB 1565, HCS HBs 2061 & 2219, HCS HB 2276, HCS HB 2284, HB 2403, HCS HB 2410, HB 2425, HB 2539, HCS HB 2567

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

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SCS SBs 999 & 1000, HCR 105, HCR 98

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

Correction on time and location.

CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 11, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

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

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919

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

UTILITIES

Wednesday, April 11, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917

Executive session will be held: SS SB 705

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

CANCELLED

WAYS AND MEANS

Wednesday, April 11, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2620, HB 1964

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

WORKFORCE DEVELOPMENT

Wednesday, April 11, 2018, 9:00 AM, House Hearing Room 4.

Public hearing will be held: SCS SB 862

Executive session will be held: SCS SB 862

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

HOUSE CALENDAR

FIFTY-THIRD DAY, WEDNESDAY, APRIL 11, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory

HCS HB 1857 - Shaul (113)

HCS HB 1289 - Engler

HCS HB 1542 - Morris (140)

HCS HB 1803 - Matthiesen

HCS HB 1739 - Smith (163)

HCS HB 1885 - Bahr

HCS HB 1915 - Roden

HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

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HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591, (Fiscal Review 4/10/18) - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261, (Fiscal Review 4/5/18) - Schroer
HCS HB 2540 - Haahr

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549, (Fiscal Review 4/9/18) - Rehder
SS SCS SB 593 - Shull (16)
SB 594, (Fiscal Review 4/9/18) - Engler
SB 573, (Fiscal Review 4/9/18) - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

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

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