

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-THIRD DAY, MONDAY, APRIL 30, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Hannah Kelly.

Heavenly Father,

Thank You for the opportunity to serve our people in this place. Give us guidance and wisdom for the decisions ahead of us, faith to walk forward and not look to the past, and strength to complete the task You have called us to well. Help us to seek justice, love mercy, and walk humbly with You, as Your word reminds us is what You expect.

Thank You for Your blessings and mercy on each of our lives. In Jesus' name, I pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-second day was approved as printed by the following vote:

AYES: 118

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Butler	Conway 104	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Frederick	Gannon	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Quade	Reisch
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 85	Sommer
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
White	Wilson	Wood		

NOES: 001

Ellington

PRESENT: 001

Beard

ABSENT WITH LEAVE: 041

Berry	Brattin	Brown 57	Carpenter	Chipman
Christofanelli	Conway 10	Cookson	Corlew	Curtis
Curtman	DeGroot	Franklin	Gray	Green
Gregory	Haefner	Hill	Justus	Kidd
Mitten	Mosley	Peters	Pietzman	Plocher
Pogue	Razer	Redmon	Rehder	Reiboldt
Remole	Roeber	Shaul 113	Smith 163	Spencer
Stacy	Walker 74	Washington	Wessels	Wiemann

Mr. Speaker

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Haefner, Morgan, Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Fraker, Morris (140), Rowland (29), Smith (163) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Alferman, Anderson, Conway (104), Haefner, Morgan, Swan, Wiemann and Wood

Noes (1): Unsicker

Absent (5): Fraker, Morris (140), Rowland (29), Smith (163) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2002** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2003** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2004** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2005** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2006, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2007, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2008** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2009** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 2010** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2011** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2012** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2013** and grants the House a conference thereon.

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 894 & 921, SCS SB 990, SCS SB 814, and SB 840 were placed on the Informal Calendar.

HCS SCS SB 917, relating to coal ash, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SCS SB 917** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 917, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"250.190. Any such city, town or village or sewer district operating a sewerage system or a combined waterworks and sewerage system under this chapter shall have power to supply water services or sewerage services or both such services to premises situated outside its corporate boundaries and for that purpose to extend and improve its sewerage system or its combined waterworks and sewerage system. Rates charged for sewerage services or water services to premises outside the corporate boundaries ~~may~~ **shall not exceed one and one-half times** those charged for such services to premises within the corporate limits."; and

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

House Amendment No. 1 was withdrawn.

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 917, Page 1, Section 260.242, Lines 11-14, by deleting all of said lines and inserting in lieu thereof the following:

"Recovery Act (RCRA) and to approve site-specific groundwater criteria. As used in this section, a "coal"; and

Further amend said bill and section, Page 2, Lines 21-24, by deleting all of said lines and inserting in lieu thereof the following:

"levels for closure and corrective action at CCR units."; and

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

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

Which motion was defeated.

On motion of Representative Fitzwater, **HCS SCS SB 917** was adopted.

On motion of Representative Fitzwater, **HCS SCS SB 917** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Barnes 60	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Burns
Chipman	Christofanelli	Conway 104	Corlew	Cornejo

Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfausch	Phillips	Pietzman	Pike
Plocher	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 037

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Ellebracht
Ellington	Franks Jr	Gray	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Rowland 29	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 001

Shull 16

ABSENT WITH LEAVE: 016

Brattin	Carpenter	Conway 10	Cookson	Cross
Curtis	Dogan	Francis	Green	Neely
Peters	Pogue	Redmon	Rehder	Rhoads
Smith 163				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SCS SB 629 was placed on the Informal Calendar.

HCS SB 660, relating to mental health, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SB 660** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting after all of said line the following:

"208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

- (1) All participants receiving state supplemental payments for the aged, blind and disabled;
- (2) All participants receiving aid to families with dependent children benefits, including all persons under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in drug court, as defined in section 478.001, shall have their eligibility automatically extended sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;
- (3) All participants receiving blind pension benefits;
- (4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;
- (5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. 1396d, as amended;
- (6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;
- (7) All persons eligible to receive nursing care benefits;
- (8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;
- (9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;
- (10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;
- (11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;
- (12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;
- (13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;
- (14) Children who have attained six years of age but have not attained nineteen years of age. For children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. 1396a (a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy. **Subject to appropriations, pregnant women receiving substance abuse treatment within sixty days of giving birth shall be eligible for MO HealthNet benefits for no more than twelve additional months as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waiver from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;**

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women

and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. 1396a (a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. 1396r-1;

(26) Effective August 28, 2013, persons who are in foster care under the responsibility of the state of Missouri on the date such persons ~~attain~~ **attained** the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536.

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, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family receiving aid pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes

ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as provided in 42 U.S.C. 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(I)."; 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.

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"9.270. June twenty-seventh of each year shall be known and designated as "Posttraumatic Stress Awareness Day". It is recommended to the people of the state that the day be appropriately observed through activities which will increase awareness of posttraumatic stress."; and

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

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

Speaker Richardson assumed the Chair.

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

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 660, Page 3, Section 208.217, Line 65, by inserting immediately after all of said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association (APA), ~~or~~ the Canadian Psychological Association (CPA), **or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;** or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**, or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or

(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of

professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;
- (2) Is a member of the National Register of Health Service Providers in Psychology; or
- (3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

- (1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or
- (2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or
- (3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:
 - (a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;
 - (b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or
- (2) Is a member of the National Register of Health Service Providers in Psychology.

337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:

- (1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;
- (2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;
- (3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;
- (4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;
- (5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;
- (6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and
- (7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

- (1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;
- (2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;
- (3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;
- (4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;
- (5) Promote compliance with the laws governing psychological practice in each compact state; and
- (6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

- (1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;
- (2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;
- (3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;
- (4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;
- (5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;
- (6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;
- (7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;
- (8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;
- (9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

- (10) "Day", any part of a day in which psychological work is performed;
- (11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;
- (12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;
- (13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;
- (14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;
- (15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;
- (16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;
- (17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;
- (18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;
- (19) "Noncompact state", any state which is not at the time a compact state;
- (20) "Psychologist", an individual licensed for the independent practice of psychology;
- (21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;
- (22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;
- (23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;
- (24) "Significant investigatory information":
 - (a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or
 - (b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;
- (25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;
- (26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;
- (27) "Telepsychology", the provision of psychological services using telecommunication technologies;
- (28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;
- (29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.
2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

- (1) Currently requires the psychologist to hold an active E.Passport;**
- (2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;**
- (3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;**
- (4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and**

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

- (1) Currently requires the psychologist to hold an active IPC;**
- (2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;**
- (3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;**
- (4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and**

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

- (d) The program shall consist of an integrated, organized sequence of study;
 - (e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;
 - (f) The designated director of the program shall be a psychologist and a member of the core faculty;
 - (g) The program shall have an identifiable body of students who are matriculated in that program for a degree;
 - (h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;
 - (i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;
 - (j) The program includes an acceptable residency as defined by the rules of the commission;
- (3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;
- (4) Have no history of adverse action that violate the rules of the commission;
- (5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;
- (6) Possess a current, active E.Passport;
- (7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and
- (8) Meet other criteria as defined by the rules of the commission.
3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.
4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.
5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.
- 337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.
2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:
- (1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:
- (a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or
 - (b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;
- (2) Hold a graduate degree in psychology that meets the following criteria:
- (a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;
 - (b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;
 - (c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;
 - (d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

(1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;

(2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

- (1) Identifying information;
- (2) Licensure data;
- (3) Significant investigatory information;
- (4) Adverse actions against a psychologist's license;
- (5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;
- (6) Nonconfidential information related to alternative program participation information;
- (7) Any denial of application for licensure, and the reasons for such denial; and
- (8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

(1) Executive director, executive secretary or similar executive;

(2) Current member of the state psychology regulatory authority of a compact state; or

(3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

(a) Noncompliance of a compact state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation against the commission;

(d) Negotiation of contracts for the purchase or sale of goods, services or real estate;

(e) Accusation against any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;

(j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of

any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

- (1) Establishing the fiscal year of the commission;
- (2) Providing reasonable standards and procedures:
 - (a) For the establishment and meetings of other committees; and
 - (b) Governing any general or specific delegation of any authority or function of the commission;
- (3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;
- (4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;
- (5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;
- (6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;
- (7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

- (2) The commission shall maintain its financial records in accordance with the bylaws; and
- (3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

- (1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;
- (2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;
- (3) To purchase and maintain insurance and bonds;
- (4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;
- (5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;
- (6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;
- (7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;
- (8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

- (9) To establish a budget and make expenditures;
- (10) To borrow money;
- (11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;
- (12) To provide and receive information from, and to cooperate with, law enforcement agencies;
- (13) To adopt and use an official seal; and
- (14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or

responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

- (1) Meet an imminent threat to public health, safety, or welfare;
- (2) Prevent a loss of commission or compact state funds;
- (3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
- (4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

- (a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and
- (b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states."; and

Further amend said bill, Page 9, Section 630.945, Line 7, by inserting immediately after all of said section and line the following:

"Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 of this act shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

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

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

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

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said line the following:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the

department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said section and line the following:

"630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

- (a) Opioid maintenance;**
- (b) Opioid detoxification;**
- (c) Overdose reversal; and**
- (d) Long acting, antagonist medication;**

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

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

On motion of Representative Neely, **House Amendment No. 5** was adopted.

On motion of Representative Fitzwater, **HCS SB 660, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS SB 660, as amended**, was read the third time and passed by the following vote:

AYES: 147

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	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent

Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Cookson	Dogan	Fraker	Higdon
Lichtenegger	Peters	Pogue	Reisch	Shull 16
Smith 163				

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 870, relating to emergency medical services, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HCS SS SB 870** was agreed to.

HCS SS SB 870 was laid over.

SS SCS SB 549 was placed back on the Senate Bills for Third Reading Calendar.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HCS HB 2002: Representatives Fitzpatrick, Alferman, Rowland (155), Kendrick and McGee

SCS HCS HB 2003: Representatives Fitzpatrick, Alferman, Rowland (155), Kendrick and McGee

SCS HCS HB 2004: Representatives Fitzpatrick, Alferman, Conway (104), Butler and Razer

SCS HCS HB 2005: Representatives Fitzpatrick, Alferman, Bahr, Kendrick and Merideth (80)

SCS HCS HB 2006: Representatives Fitzpatrick, Alferman, Redmon, Kendrick and Pierson, Jr

SCS HCS HB 2007: Representatives Fitzpatrick, Alferman, Redmon, Burnett and Kendrick

SCS HCS HB 2008: Representatives Fitzpatrick, Alferman, Conway (104), Butler and May

SCS HCS HB 2009: Representatives Fitzpatrick, Alferman, Conway (104), Kendrick and May

SS SCS HCS HB 2010: Representatives Fitzpatrick, Alferman, Wood, Lavender and Quade

SCS HCS HB 2011: Representatives Fitzpatrick, Alferman, Wood, Lavender and Quade

SCS HCS HB 2012: Representatives Fitzpatrick, Alferman, Bahr, Lavender and Merideth (80)

SCS HCS HB 2013: Representatives Fitzpatrick, Alferman, Bahr, Kendrick and Razer

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HB 2015, to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HB 2015** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	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
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Bahr	Curtis	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Chipman	Cookson	Curtman	Dogan
Higdon	Miller	Peters	Pogue	Reisch
Schroer	Shull 16	Smith 163		

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Lynch assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HB 1554 and **HCS HB 1739** were placed on the Informal Calendar.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was taken up by Representative Haahr.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

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

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Cookson	Ellebracht	Higdon	May
McGee	Mitten	Morgan	Newman	Peters
Pogue	Reisch	Rowland 29	Schroer	Smith 163
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **HB 2179** was read the third time and passed by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	Meredith 71	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 035

Anders	Bangert	Baringer	Barnes 28	Beck
Brown 27	Burns	Butler	Christofanelli	Curtis
Curtman	Ellington	Franks Jr	Gray	Green
Hurst	Kendrick	Lavender	Marshall	McCann Beatty
McGee	Merideth 80	Moon	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Roberts
Runions	Stevens 46	Trent	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 015

Adams	Barnes 60	Cookson	Ellebracht	Higdon
May	Mitten	Newman	Peters	Pogue
Reisch	Rowland 29	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative Lynch declared the bill passed.

HB 2538, relating to maintaining Missouri state parks, was taken up by Representative Pietzman.

On motion of Representative Pietzman, **HB 2538** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfausch	Phillips	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 001

Pierson Jr

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Bondon	Brown 57	Cookson	Higdon
Miller	Mitten	Newman	Peters	Pogue
Reisch	Smith 163	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Lynch declared the bill passed.

HB 2499, relating to videoconferencing for parole hearings, was taken up by Representative Hansen.

Speaker Richardson resumed the Chair.

On motion of Representative Hansen, **HB 2499** was read the third time and passed by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCreery	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Adams	Barnes 28	Beck	Brown 27	Burnett
Butler	Carpenter	Curtis	Franks Jr	Gray
Harris	Kendrick	Lavender	Marshall	May
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Nichols	Pierson Jr
Quade	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Evans	Haahr	Higdon	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HB 2438, relating to workers' compensation, was taken up by Representative Remole.

On motion of Representative Remole, **HB 2438** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Burnett	Butler	Curtis	Ellington	McGee
Morgan	Smith 85	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Haahr	Higdon	Neely	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2407, relating to an advisory council on rare diseases within the MO HealthNet division, was taken up by Representative Ruth.

On motion of Representative Ruth, **HCS HB 2407** 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	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	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	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Haahr	Higdon	Neely	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 1857, HCS HB 1803, HB 1397, and HCS HB 2210 were placed back on the House Bills for Perfection Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1286** entitled:

An act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to natural resources.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HCS HB 1500** entitled:

An act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof fourteen new sections relating to reduction in regulation of certain occupations.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 32, Section 329.275, Line 26, by striking the word “shall” and inserting in lieu thereof the following:

“**may**”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1879** entitled:

An act to repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, and Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 20, Section 110.140, Line 12 of said page, by inserting after all of said line the following:

“137.225. 1. In all counties, except the city of St. Louis, the assessor shall be provided with two books, one to be called the “real estate book”, and the other to be called the “personal assessment book”.

2. The real estate book shall contain all lands subject to assessment. It shall be in tabular form, with suitable captions and separate columns. The first column shall contain the name of the owner, if known; if not, the name of the party who paid the last tax; if no tax has ever been paid, then the name of the original patentee, grantee or purchaser from the federal government, the state or county, as the case may be, opposite thereto; the second column shall contain the residence of the owner **or, upon written consent of the owner filed with the assessor, an alternate address for the purpose of mailing ad valorem property tax statements to someone other than an**

owner, family trust, or mortgage holder receiving escrow payments; the third column shall contain an accurate description of the land by the smallest legal subdivisions, or by smaller parts, lots or parcels, when sections and the subdivisions thereof are subdivided into parts, lots or parcels; the fourth column shall contain the actual cash valuation. When any person shall be the owner or original purchaser of a section, quarter section or half quarter section, block, half block or quarter block, the same shall be assessed as one tract. The assessor shall arrange, collect and list all lands owned by one person in the county, under his name and on the same page, if there be room to contain it, and if not on the next and following leaf, with proper indications of such continuance, whether they be lots and blocks in a city, or sections or parts of sections in the country, the lowest numbered range, township and section, block, lot or survey always being placed first in such list, and so on in numerical order until said list for each property owner is completed. The assessor shall consolidate all lands owned by one person in a square or block into one tract, lot or call, and for any violation of this section, in unnecessarily dividing the same into more tracts than one or more lots than one, the county commission shall deduct from his account for making the county assessment, ten cents for each lot or tract not so consolidated. At the close of each owner's list, the assessor shall place all the lands that appear to belong to the owner, which cannot be properly described by numerical order, as contemplated in this section, which shall be otherwise properly described, indicating the quantity and location thereof.

3. The personal assessment book shall contain a list of the names of all persons liable to assessment, alphabetically arranged with proper priority of vowels. The assessor shall set opposite their names the tangible personal property respectively owned by them. It shall be in tabular form, with suitable captions and proper columns; the first column shall contain the names of the persons assessed; the second column shall contain the residence, if in the city, the ward, addition and block, or, if outside an incorporated city or town, the township in the county; the third column shall contain the occupation of the party assessed; the fourth column shall contain each kind of property assessed; the fifth column shall contain the assessed value thereof; the sixth column shall contain the amount chargeable to each person, and there may be such other columns as are useful and convenient in practice.

4. Nothing in this section shall be construed to prohibit separate real estate and personal assessment books in all incorporated cities where they are necessary.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting after all of said line the following:

“34.165. 1. In making purchases for this state, its governmental agencies or political subdivisions, the commissioner of administration shall give a bidding preference consisting of **at least a [ten-point] five-point bonus and no greater than a fifteen-point** bonus on bids for products and services manufactured, produced or assembled in qualified nonprofit organizations for the blind established pursuant to the provisions of 41 U.S.C. Sections 46 to 48c, as amended and in sheltered workshops holding a certificate of approval from the department of elementary and secondary education pursuant to section 178.920 if, **at a minimum**, the participating nonprofit organization **or workshop** provides the greater of two percent or five thousand dollars of the total contract value of bids for purchase not exceeding ten million dollars. **The bonus points shall be awarded on the basis of a sliding scale, as determined in rule by the commissioner of administration, based on revenue generation for and utilization of qualified nonprofit organizations for the blind or sheltered workshops, with the bonus points increasing as the revenue generation for and utilization of such organizations and workshops increases.**

2. An affidavit signed by the director or manager and the board president of a participating nonprofit organization shall be provided to the purchasing agency by the contractor at the completion of the contract or within thirty days of the first anniversary of the contract, whichever first occurs, verifying compliance.

3. The commissioner of administration shall make such rules and regulations regarding specifications, quality standards, time of delivery, performance, **bidding preferences**, and other relevant matters as shall be necessary to carry out the purpose of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. At the request of the commissioner of administration, the state auditor may examine all records, books and data of any qualified nonprofit organization for the blind to determine the costs of manufacturing products or rendering services and the manner and efficiency of production and administration of such nonprofit organization

with relation to any product or services purchased by this state, its governmental agencies or political subdivisions and to furnish the results of such examination to the commissioner for appropriate action.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 1, Section A, Line 6, by inserting after all of said line the following:

- “8.301. 1. Neither the state nor any political subdivision thereof shall:**
- (1) Condition a contract upon a requirement that a bidder have a specified experience modification factor;**
 - (2) Make an offer to contract conditioned upon bidder having a specified experience modification factor;**
 - (3) Issue an advertisement for bids on a contract containing a requirement that the bidder have a specified experience modification factor;**
 - (4) Solicit bids for a contract conditioned upon a bidder having a specified experience modification factor; or**
 - (5) Weight any bidder for a contract favorably or unfavorably based upon the bidder's experience modification factor.**
- 2. For purposes of this section, the phrase “experience modification factor” shall mean the factor calculated pursuant to the provisions of chapter 287.”; and**

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting immediately after 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. **The term “department” shall not include 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 the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2116** entitled:

An act to repeal sections 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof three new sections relating to watercraft, with a penalty provision.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE JOINT RESOLUTIONS

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

HJR 98 - Government Efficiency
HJR 99 - Government Efficiency
HJR 100 - Government Efficiency

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SCS HCS HB 1286 - Fiscal Review
SS#2 SCS HCS HB 1500 - Fiscal Review
SS SCS HCS HB 1879 - Fiscal Review
SCS HCS HB 2116 - Fiscal Review
HB 1955 - Health and Mental Health Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#5 SB 564 - Fiscal Review
HCS SB 659 - Fiscal Review
HCS SS SCS SB 707 - Fiscal Review
HCS SS SCS SB 782 - Fiscal Review

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight has continued its investigation concerning certain allegations against Governor Eric R. Greitens and begs leave to submit a Supplement to Committee Report No. 1.

Exhibits and transcripts are on file with the Chief Clerk and are available on the House of Representatives website.

SUPPLEMENT TO COMMITTEE REPORT NO. 1

April 30, 2018

/s/ Chairman Jay Barnes
 /s/ Vice-chairman Don Phillips
 /s/ Ranking Member Gina Mitten
 /s/ Rep. Jeanie Lauer
 /s/ Rep. Kevin Austin
 /s/ Rep. Shawn Rhoads
 /s/ Rep. Tommie Pierson Jr.

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult nature and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

ADDITIONAL FINDINGS OF THE COMMITTEE

1. On Thursday, April 12, 2018, Greitens posted a public statement to Facebook in which he claimed that video of an interview taken by the Circuit Attorney’s office “undermined the narrative” and “directly contradicted allegations in the House report.” Specifically, Greitens claimed Witness 1 “never once mentions any coercion” in the videotaped interview.¹ However, Witness 1 described the same facts regarding the morning of March 21, 2015 in her interview with the Circuit Attorney’s office as she did with this Committee. For example, compare:

Circuit Attorney Testimony	Committee Testimony
And I was like, “I’m leaving and went to go upstairs, and he took me in his arms and was like, no, no ... you can’t leave like this. You can’t leave. Come here. And lays me down on the ground where I’m laying on his, like, basement floor in the fetal position.” ²	I was like, “No, I’m leaving, I’m leaving.” And I start walking out – or going to go up the stairs, and he grabs me and like – like in a bear hug and was like, “Shh, shh, it’s okay, calm down, calm down, and like lays me down on this ground in the basement.” ³
I’m crying, like, hysterically at this point. And he was like, shush, it’s okay. It’s okay, It’s okay. ⁴	I was laying next to him just crying, like uncontrollably crying. And he was like, Shh, shh, it’s okay, it’s okay. ⁵
[H]e proceeds to undo his pants and take his [penis] out of his underwear or whatever. And like, put it near my face. ⁶	He starts undoing his pants, and he takes his penis out and put it, like near where my face is. ⁷
I gave him a blow job at this point. ⁸	So I gave him oral sex at this point. ⁹
I just felt like, I’m going to do this and he’ll be satisfied that he had his little whore, and I’m going to leave and I’ll never see him again, was what was going through my mind at this point... ¹⁰	I’m like – so this guy literally just wants me for this, and this is all he wants, and then he’ll let me – because at this point, too, I also know I have to be back at work, and he’s not going to let me leave, because he’s obviously still horny. ¹¹

¹ See Ex. 26.

² Tr. CA at 13:23 to 14:3.

³ Tr. W1 at 25:7-13.

⁴ Tr. W1 at 14:4-6.

⁵ Tr. W1 at 25:18-21.

⁶ Tr. CA at 14:11-17.

⁷ Tr. W1 at 26:4-6.

⁸ Tr. CA at 14:17-18.

⁹ Tr. W1 at 26:11-12.

¹⁰ Tr. CA at 15:6-9.

¹¹ Tr. W1 26:6-11.

Circuit Attorney Testimony	Committee Testimony
“And at this point, just really coaxing me like a wounded little animal on the ground[.]” ¹²	“Coerced, maybe. I felt as though that would allow me to leave.” ¹⁴ And “It’s a hard question [on consent] because I did it – it felt like consent, but no, I didn’t want to do it.” ¹⁵
[T]hen he says, I’m going to put a blindfold on you. He puts the blindfold on me. And at this point there’s, like, really no talking. I really was standing there, like, I have no clue what the hell is going on. I’m probably just as much turned on as I am fearful as I am curious. You know, I don’t even know. We hadn’t kissed or anything. ¹³	[H]e said, Follow me downstairs, I’m going to show you how to do a proper pull-up. So I did what he said. And at this point, I was intrigued, definitely, because I thought for sure he really has feelings for me. ¹⁶ I honestly was, like, in shock, because I was – I was intrigued, but I’m also – how – I’m not even talking to him. I’m not – we’re not doing anything I want to do right now, but I’m intrigued enough and I’m letting him and I trust him – I don’t know. No, I’m not talking at all at this point. ¹⁷

2. Witness 1 testified to additional feelings in her Circuit Attorney interview, stating that, while performing oral sex on the morning of March 21, 2015 that she was thinking “the whole time – at this point, I hate him in my mind. I think he’s disgusting. I hate him. I can’t believe I’m down here.”¹⁸ She further stated, “I just felt super degraded, really disgusting.”¹⁹

3. In his Thursday, April 12 statement, Greitens further noted that Witness 1 told the Circuit Attorney that she did not tell her friends about the slap until after a false report about the location of such an incident had been made in the media.²⁰ However, the testimony to the Committee corroborates that Witness 1 did not tell her friends about the slap until later.

- a. Witness 1 did not claim to the Committee that she had told either of the friends who testified to the Committee about the slap contemporaneous to the event. She was never asked that question, but instead to identify people with whom she had spoken about her relationship with Eric Greitens in general.²¹
- b. Neither of Witness 1’s friends who testified before the Committee claimed that she told them about the slap in 2015. Witness 2 testified she learned of the slap “maybe a month or so ago when we had met up for dinner[.]”²² Likewise, Witness 4 stated she learned of it “recently” after she “specifically called” Witness 1 to ask about it, and that, Witness 1 told her “that was true and that she was embarrassed.”²³

4. Witness 1’s testimony on the slapping incident did not change. Compare:

¹² Tr. CA 14:7-8.

¹³ Tr. CA at 10:16-23.

¹⁴ Tr. W1 at 74:2-3.

¹⁵ Tr. W1 at 73:22-24

¹⁶ Tr. W1 at 21:14-19.

¹⁷ Tr. W1 at 22:23 to 23:4.

¹⁸ Tr. CA at 14:19-21.

¹⁹ Tr. CA at 14:23.

²⁰ See Ex. 26, Greitens statement, “[S]he asked her two friends if they ever remembered her talking about a slap, and they both said no,” referencing Tr. CA at 42:7-11.

²¹ Tr. W1 at 58:4-8.

²² Tr. W2 at 13:1-2.

²³ Tr. W4 at 18:13-16.

Circuit Attorney Testimony	Committee Testimony
[H]e said, I want to see you ... she's gone Friday to Friday. On Saturday night ... I went over to his house ... And then we went upstairs into his ... spare bedroom and were making out. And then he asked me if I had slept with anyone ... And I said, yes, I have, with my husband. Because at some point I had ... And he slapped me across the face. And not like playful like. ... And then as far as I remember, we talked about that. Because I asked him if he was maybe screwed up from being in the war? Like what – that was so bizarre to me that he would think that that was okay. ²⁴	[H]is wife would be out-of-town for a week. ... And so on that Saturday, I went over to his house. [H]e has a spare bedroom upstairs and took me up there, and we were, like, making out at this point. ... And he looks at me and asked me ... have you been intimate with anybody? ... And I said, Well, I slept with my husband ... and he slapped me across the face, just like hard to where I was like, What, Eric, what in the heck? ... And he just said, No, Like, that was – you're mine. ... And I said, I think you're screwed up from being in the Navy. ... That was just so bizarre to me. ²⁵

5. The Committee does not find anything in the Circuit Attorney interview that causes it to change its statement regarding Witness 1's credibility.

6. Greitens' claims about the content of the Circuit Attorney interview mischaracterize the actual testimony received and reviewed by this Committee.

7. On Wednesday, April 11, 2018, Eric Greitens stated this Committee's work was "based on the testimony of someone who said, under oath, that they may have been remembering this through a dream."²⁶ The Committee finds that Greitens' statement mischaracterizes the purported testimony cited by his counsel in the pending criminal case in the City of St. Louis. In a recent motion, Greitens' counsel cited Witness 1's answer to the specific question of whether she saw what she believed to be a phone on the morning of March 21, 2015. According to the motion of Greitens' counsel, Witness 1 answered, "... I haven't talked about it because I don't know if it's because I'm remembering it through a dream or I – I'm not sure, but yes, I feel like I saw it after that happened, but I haven't spoken about it because of that."²⁷

8. Witness 1's answer to a specific question whether she saw a phone does not bear on her testimony about other events. To the contrary, her reluctance to state under oath that she specifically remembers seeing the phone adds to her credibility. Further, this is consistent with Witness 1's testimony to the Committee. When asked by the Committee if she remembered the first time she saw Greitens' phone she said "I don't know. That's a good question. I'm not sure."²⁸

9. Greitens further stated, "Soon after this story broke, for example, the people who are attacking me now falsely claim that I slapped a woman while my wife was giving birth. It was absolutely untrue and slanderous and incredibly hurtful. It has also been 100 percent disproven, because it was impossible."²⁹ However, Witness 1 never claimed to the Committee or to anyone else of which we are aware that he slapped her at such time. Instead, she testified that Greitens slapped her in an upstairs bedroom while his wife was out-of-town.³⁰

²⁴ Tr. CA at 26:18 to 27:12.

²⁵ Tr. W1 at 39:14 to 40:21.

²⁶ See Tr. Greitens Statement on Committee Report #1 at 2:22-25.

²⁷ See Committee Report #1 at ¶32, citing Exhibits 23 and 24. The Committee included purported quotes of Witness 1 from her deposition in the criminal case on the theory, explained in note 36, that counsel had an obligation not to mislead the court. The Committee further notes the ellipsis placed in front of the quote from Greitens' lawyers' brief makes it impossible for the Committee to determine her full answer to the question in the absence of the full transcript. Further, Greitens' claims about a recent video disclosed by the Circuit Attorney are demonstrably false. As a result, the Committee will no longer provide such deference to cherry-picked evidence.

²⁸ Tr. W1 at 99:10-12

²⁹ See Ex. 25.

³⁰ Tr. W1 at 39:13 to 40:21; see also Tr. CA at 26:16 to 27:16.

10. On or about Wednesday, April 11, 2018, Greitens sponsored advertisements on Facebook promoting his response to the House report, repeating his assertions that the Committee’s work is a “political witch-hunt” and Witness 1’s alleged “dream” statement.³¹

11. On the afternoon of April 16, after learning that the Committee was in possession of the video interview of Witness 1, counsel for Greitens requested leave from the Circuit Court of the City of St. Louis to provide information to the Committee relating to said video interview. In an order that afternoon, the Court granted such leave “limited to the contents of the videotape interview of [W]itness [1]”.

12. On April 17, at 12:07am, counsel for Greitens emailed the Committee a letter containing purported excerpts of testimony from the nearly ten-hour deposition of Witness 1 taken in the Circuit Court case. The Committee subsequently subpoenaed Greitens’ counsel, the Circuit Attorney’s office, and counsel for Witness 1 seeking the deposition video and transcript. The Circuit Attorney’s office and counsel for Witness 1 informed the Committee that they supported the subpoena and desired to disclose said documents to the Committee. Defense counsel sought more time to respond.

13. On April 24, the Committee filed a Request that the Circuit Court in St. Louis City instruct the Circuit Attorney and defense counsel to comply with the Committee’s duly-issued subpoena. The Request indicated that “the Circuit Attorney and counsel for Witness 1 [we]re prepared to honor the subpoena.” Subsequent to the filing of the request, defense counsel refused to join the Circuit Attorney and counsel for Witness 1 and instead requested more time as well as a briefing schedule on the Request.

14. This Committee’s charge is to determine the truth. Having claimed that the deposition testimony is helpful to Greitens, it is incumbent upon his counsel to comply with the Committee’s duly-issued subpoena and to expeditiously provide it with the entire deposition transcript.

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SS SCS SB 918**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SBs 807 & 577**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Andrews, Bangert, Dohrman, Gannon, Lichtenegger, Razer and Walker (3)

Noes (0)

Absent (6): Adams, Chipman, Cookson, Johnson, Kendrick and Trent

³¹ See Ex. 25. See Tr. Greitens Statement on Committee Report #1 for entire statement.

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2635**, 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): DeGroot, Hill, Lant, Phillips, Trent and White

Noes (2): Ellebracht and Roberts

Absent (5): Corlew, Cornejo, Haahr, Mitten and Rehder

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS SB 882**, 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 (10): Brown (27), Christofanelli, Curtman, Eggleston, Ellington, Kelley (127), Mosley, Roden, Schroer and Shull (16)

Noes (0)

Absent (3): Cross, Gray and Rhoads

The following member's presence was noted: Cookson.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, May 1, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, May 1, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SB 982

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

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

CONSENT AND HOUSE PROCEDURE

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: SB 819

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

CONSERVATION AND NATURAL RESOURCES

Wednesday, May 2, 2018, 8:15 AM, House Hearing Room 1.

Public hearing will be held: HB 2473

Executive session will be held: SB 706

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

ECONOMIC DEVELOPMENT

Tuesday, May 1, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1278, SS#2 SCS SB 802

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

FISCAL REVIEW

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 5.

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

FISCAL REVIEW

Wednesday, May 2, 2018, 9:00 AM, House Hearing Room 7.

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

FISCAL REVIEW

Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.

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

FISCAL REVIEW

Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.

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

GENERAL LAWS

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

Public hearing will be held: SB 808

Executive session will be held: SB 808

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

GOVERNMENT EFFICIENCY

Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: SJR 27, HJR 98, HJR 99, HJR 100

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

AMENDED

INSURANCE POLICY

Wednesday, May 2, 2018, 9:45 AM, House Hearing Room 6.

Executive session will be held: SB 575

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

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, May 3, 2018, 8:15 AM, Room 117A (Legislative Research).

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

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JUDICIARY

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

Public hearing will be held: SB 655, SB 786, HB 1487, HB 1294

Executive session will be held: HB 1720, HB 1970, HCR 86

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

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

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.

Public hearing will be held: SCR 40, SCS SRBs 975 & 1024

Executive session will be held: SCR 40, SCS SRBs 975 & 1024

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

Adding SCS SRBs 974 & 1024.

AMENDED

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 2634

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

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, May 1, 2018, 2:45 PM, 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, May 2, 2018, 8:00 AM, House Hearing Room 5.

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

Informational meeting.

VETERANS

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

Public hearing will be held: SCR 42

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

WAYS AND MEANS

Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session will be held: SCS SBs 632 & 675

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

HOUSE CALENDAR

SIXTY-FOURTH DAY, TUESDAY, MAY 1, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder

HCS HB 1444 - Eggleston

HCS HB 1722 - Moon

HB 2211 - Kidd

HB 2421 - Pfautsch

HB 2159 - Hurst

HCS HB 2125 - Helms

HB 1977 - Redmon

HB 2232 - Ross

HCS HB 2233 - Ross

HB 2409 - Fraker

HCS HB 2295 - Helms

HB 2334 - Shaul (113)

HCS HB 2335 - Black

HCS HB 2180 - Kolkmeyer

HB 2184 - Bondon

HCS HB 1929 - Corlew

HB 1837 - Rhoads

HCS HB 2411 - Pike

HB 2453 - Austin

HB 2590 - Gregory

HB 1811 - Smith (85)

HCS HB 2397 - Dogan

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)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

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
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick
HCB 23, E.C. - Dogan

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr
HCS HB 1554, (Fiscal Review 4/24/18) - Neely
HCS HB 1739 - Smith (163)

SENATE BILLS FOR THIRD READING

SB 683 - Kolkmeier
SS SB 705 - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, (Fiscal Review 4/30/18), E.C. - Miller
HCS SB 659, (Fiscal Review 4/30/18) - Redmon
HCS SS SCS SB 707, (Fiscal Review 4/30/18) - Engler
HCS SS SCS SB 782, (Fiscal Review 4/30/18) - Wiemann

SENATE BILLS FOR THIRD READING - INFORMAL

SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Pfautsch
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921 - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)
SB 840 - Bernskoetter
SCS SB 629 - Miller

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1286, (Fiscal Review 4/30/18) - Engler
SS#2 SCS HCS HB 1500, as amended, (Fiscal Review 4/30/18) - Dogan
SS SCS HCS HB 1879, as amended, (Fiscal Review 4/30/18) - Fraker
SCS HCS HB 2116, (Fiscal Review 4/30/18) - Ross

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

BILLS CARRYING REQUEST MESSAGES

SS HB 1858, (request Senate recede/grant conference) - Christofanelli

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick

SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

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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