

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-FIFTH DAY, WEDNESDAY, MAY 2, 2018

The House met pursuant to adjournment.

Representative Shaul (113) in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 048

Alferman	Anders	Andrews	Basye	Bernskoetter
Black	Brattin	Brown 27	Burns	Butler
Christofanelli	DeGroot	Dinkins	Engler	Fraker
Francis	Gannon	Hannegan	Hansen	Henderson
Justus	Kelley 127	Kelly 141	Kidd	Korman
Lant	Lauer	Lichtenegger	Mathews	Matthiesen
Morris 140	Morse 151	Muntzel	Pfautsch	Phillips
Pietzman	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Rone	Rowland 29	Ruth
Taylor	Walsh	Wilson		

NOES: 000

PRESENT: 079

Adams	Anderson	Austin	Bahr	Baringer
Barnes 28	Beard	Beck	Berry	Brown 57
Burnett	Chipman	Conway 10	Conway 104	Cornejo
Cross	Davis	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Haefner	Harris	Helms	Higdon
Hill	Houghton	Houx	Johnson	Knight
Kolkmeier	Love	Lynch	Marshall	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Morgan	Neely	Newman	Nichols
Pike	Razer	Revis	Rhoads	Roberts
Roden	Rowland 155	Runions	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stevens 46
Swan	Tate	Trent	Vescovo	Walker 3
Walker 74	Wessels	White	Wiemann	

ABSENT WITH LEAVE: 034

Arthur	Bangert	Barnes 60	Bondon	Carpenter
Cookson	Corlew	Curtis	Curtman	Ellington
Franklin	Hurst	Kendrick	Lavender	May

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McCann Beatty	McDaniel	Mitten	Moon	Mosley
Peters	Pierson Jr	Plocher	Pogue	Roeber
Ross	Schroer	Smith 85	Spencer	Stephens 128
Unsicker	Washington	Wood	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Rest in the Lord and wait patiently for Him. (Psalm 37:7)

O Mighty God, whose spirit dwells in the heart of every person and who is seeking to lead Your children in living happy and useful lives, grant that we may be strong of will, loyal in affection, and great with good thoughts as we endeavor to guide our State in these days of decision and destiny. Make us instruments through which justice and peace may come to our State and make us a channel through which truth and love may flow.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Cade McCarty, Andrew Williams, Bryan Williams, Teagan Meek, and Reese McCarty.

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

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker

Vescovo	Walker 3	Walker 74	Walsh	Washington
White	Wiemann	Wilson		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 028

Arthur	Bangert	Carpenter	Conway 10	Cookson
Curtis	Curtman	Ellington	Engler	Evans
Fitzpatrick	Gannon	Lauer	Matthiesen	May
Mitten	Moon	Peters	Pfautsch	Pogue
Rehder	Ross	Rowland 29	Smith 85	Spencer
Wessels	Wood	Mr. Speaker		

VACANCIES: 002

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 907, to authorize the conveyance of certain state properties.

SCS SB 1007, relating to the state personnel law, with existing penalty provisions.

PERFECTION OF HOUSE BILLS

HCS HB 2234, HCS HB 1444, HCS HB 1722, HB 2211, HB 2421, HB 2159, HCS HB 2125, HB 1977, HB 2232, HCS HB 2233, HB 2409, HCS HB 2295, HB 2334, HCS HB 2335, HCS HB 2180, HB 2184, HCS HB 1929, HB 1837, HCS HB 2411, HB 2453, HB 2590, HB 1811, HCS HB 2397, HCS HB 1457, HB 1715, HB 1470, HCS HB 1491, HB 1767, HB 1966, HB 2139, HB 1846, HB 1485, HB 2549, HCS HBs 2061 & 2219, HCS HB 1260, and HB 1742 were placed on the Informal Calendar.

HCS#2 HB 1802, relating to exemptions from sales tax, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HCS#2 HB 1802** was agreed to.

On motion of Representative Miller, **HCS#2 HB 1802** was adopted.

On motion of Representative Miller, **HCS#2 HB 1802** was ordered perfected and printed.

THIRD READING OF HOUSE COMMITTEE BILLS

HCB 23, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, **HCB 23** was read the third time and passed by the following vote:

AYES: 093

Adams	Alferman	Andrews	Arthur	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Brown 27	Burnett	Carpenter
Cookson	Corlew	Cross	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fraker	Francis	Franklin
Frederick	Gannon	Green	Grier	Haefner
Hannegan	Hansen	Harris	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Messenger
Morgan	Morris 140	Morse 151	Muntzel	Neely
Newman	Phillips	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Rhoads	Roeber
Rone	Rowland 155	Rowland 29	Shaul 113	Shull 16
Shumake	Spencer	Stephens 128	Stevens 46	Swan
Tate	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wood		

NOES: 056

Anders	Anderson	Barnes 28	Beck	Brown 57
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Ellington	Fitzpatrick	Fitzwater
Franks Jr	Gray	Gregory	Haahr	Helms
Higdon	Hurst	Johnson	Kidd	Lavender
Marshall	May	McCreery	McDaniel	Meredith 71
Merideth 80	Mitten	Moon	Mosley	Nichols
Pierson Jr	Pietzman	Quade	Rehder	Remole
Revis	Roberts	Roden	Ross	Runions
Ruth	Schroer	Smith 163	Sommer	Stacy
Taylor	Trent	Unsicker	Washington	Wessels
Wilson				

PRESENT: 000

ABSENT WITH LEAVE: 012

Bangert	Barnes 60	Bondon	Brattin	Curtman
DeGroot	Miller	Peters	Pfautsch	Pogue
Smith 85	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 005

Berry	Conway 10	Cornejo	McDaniel	Morris 140
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NOES: 136

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cross	Curtis	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morse 151	Mosley	Muntzel	Newman	Nichols
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Bangert	Barnes 60	Bondon	Brattin
Curtman	DeGroot	Fitzpatrick	Fraker	Harris
Kolkmeyer	Meredith 71	Neely	Peters	Pfautsch
Pogue	Roden	Shaul 113	Smith 85	Mr. Speaker

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SBs 894 & 921, relating to education curriculum involving science and technology, was taken up by Representative Fitzwater.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section 161.261, Line 12, by inserting immediately after the word "**meet**" the following:

"a majority of"; and

Further amend said bill and section, Page 3, Line 71, by inserting immediately after said line the following:

"167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:

- (1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;**
- (2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;**
- (3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;**
- (4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;**
- (5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;**
- (6) A secondary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;**
- (7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;**
- (8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;**
- (9) A public school board member, appointed by a statewide association of school boards;**
- (10) A secondary school principal, appointed by a statewide association of secondary school principals;**
- (11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;**
- (12) An elementary school counselor, appointed by a statewide association of school counselors;**
- (13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;**
- (14) A secondary school counselor, appointed by a statewide association of school counselors;**
- (15) A secondary school career and college counselor, appointed by a statewide association of school counselors;**
- (16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;**
- (17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;**
- (18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;**
- (19) A representative of a public community college, appointed by a statewide organization of community colleges; and**
- (20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.**

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

- (1) Gives students an opportunity to explore various career and educational opportunities by:
 - (a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;
 - (b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;
 - (c) Describing technical degrees offered by colleges;
 - (d) Explaining the courses and educational experiences offered at community colleges;
 - (e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;
 - (f) Advising students of any advanced placement courses that they may take at the school;
 - (g) Describing any opportunities at the school for dual enrollment;
 - (h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;
 - (i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;
 - (j) Describing the availability of virtual courses;
 - (k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;
 - (l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;
 - (m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;
 - (n) Advising students of the resources offered by workforce or job centers;
 - (o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;
 - (p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;
 - (q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;
 - (r) Administering a basic math test to students so that they can assess their math skills;
 - (s) Administering a basic writing test to students so that they can assess their writing skills;
 - (t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and
 - (u) Explaining how to complete college applications and the Free Application for Federal Student Aid;
- (2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;
- (3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall

consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;

(4) Provides student loan counseling; and

(5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve."; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 5, Section 170.018, Line 84, by inserting immediately after said section and line the following:

"173.670. 1. There is hereby established within the department of higher education the "Missouri Science, Technology, Engineering and Mathematics Initiative". The department of higher education may award matching funds through this initiative to public institutions of higher education as part of the annual appropriations process.

2. The purpose of the initiative shall be to provide support to increase interest among elementary, secondary, and university students in fields of study related to science, technology, engineering, and mathematics and to increase the number of Missouri graduates in these fields at Missouri's public two- and four-year institutions of higher education.

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

(1) "Educational benefits", the funds provided by an employer to a qualified individual or to an accredited educational institution for a period of up to five years to pay any portion of the tuition or fees for a qualified individual pursuing an advanced certificate, associate's degree, bachelor's degree, master's degree, or doctorate degree in a field of study related to health care, science, engineering, mathematics, or information technology related programs;

(2) "Full-time position", an occupation lasting at least one year that consists of at least thirty hours of work per week;

(3) "Internship", a program lasting at least eight weeks that consists of at least fifteen hours of work per week;

(4) "State tax liability", any liability incurred by a taxpayer under the provisions of chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax imposed in chapter 147, 148, or 153;

(5) "STEM field", a field involving science, technology, engineering, or mathematics.

4. There is hereby created a "Science, Technology, Engineering and Mathematics Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

[4-] 5. As part of the initiative, the department of higher education shall develop a process to award grants to Missouri public two- and four-year institutions of higher education and school districts that have entered into articulation agreements to offer information technology certification through technical course work leading to postsecondary academic credit through the program established in section 173.675.

[5-] 6. The general assembly may appropriate funds to the science, technology, engineering[,] and mathematics fund to match institution funds to support the following programs, as recommended by the department of higher education:

~~(1) [Endowed teaching professor programs, which provide funds to support faculty who teach undergraduate courses in science, technology, engineering, or mathematics fields at public institutions of higher education;~~

~~(2)] Scholarship programs, which provide financial aid or loan forgiveness awards to Missouri students who study in the science, technology, engineering, or mathematics fields or who plan to enter the teaching field in Missouri with an emphasis on science, technology, engineering, and mathematics areas; and~~

~~[(3)] (2) Experiential youth programs [at public colleges or universities,] designed to provide Missouri middle school, junior high, and high school students with the opportunity to experience science, technology, engineering, and mathematics fields through camps or other educational offerings[;~~

~~(4) Career enhancement programs for current elementary and secondary teachers and professors at Missouri public and private colleges and universities in the science, technology, engineering, or mathematics fields to improve the quality of teaching].~~

7. Any taxpayer in the state of Missouri who provides educational benefits or selects a student majoring in a STEM field who is attending a two-year or four-year public or private Missouri college or university for an internship located in the state of Missouri, or who selects a student who recently graduated with a degree in a STEM field from any two-year or four-year public or private Missouri college or university for a full-time position in a STEM field located in the state of Missouri, may apply to have up to ten thousand dollars of the taxpayer's state tax liability transferred from the general revenue fund and placed in the science, technology, engineering and mathematics fund established in subsection 4 of this section, upon approval by the department of higher education and appropriation by the general assembly. The department of higher education shall establish a procedure for approving applications under this section. For purposes of this subsection, the taxpayer's state tax liability shall be paid before a transfer under this subsection occurs. The cumulative amount of taxes transferred to the science, technology, engineering and mathematics fund under this subsection shall not exceed an annual total of two-hundred thousand dollars from all participating taxpayers in tax year 2019, with such amount adjusted annually for inflation as determined by the Consumer Price Index for all Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index. In the event a donation is made to the fund from a third party, that donation shall not count towards such annual limit.

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

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

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

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

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 3, Section 161.261, Line 71, by inserting immediately after all of said section and line the following:

"162.1115. 1. Notwithstanding any provision of law to the contrary, no district shall be penalized for any reason under the Missouri school improvement program if students who graduate from the district complete career and technical education programs approved by the department of elementary and secondary education but are not placed in occupations directly related to their training within six months of graduating.

2. The department of elementary and secondary education shall revise its scoring guide under the Missouri school improvement program to provide additional points to districts that create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

- (1) Enroll in a program of career and technical education while in high school;
- (2) Participate and complete an internship or apprenticeship during their final year of high school; and
- (3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

3. Each school district shall be authorized to create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

- (1) Enroll in a program of career and technical education while in high school;
- (2) Participate and complete an internship or apprenticeship during their final year of high school; and
- (3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

4. In complying with the provisions of subsection 3 of this section, each school district may rely on technical coursework and skills assessments developed for industry-recognized certificates and credentials.

5. The department of elementary and secondary education shall permit student scores, that are from a nationally recognized examination that demonstrates achievement of workplace employability skills, to count towards credit for college and career readiness standards on the Missouri school improvement program or any subsequent school accreditation or improvement program."; and

Further amend said bill, Page 5, Section 170.018, Line 84, by inserting immediately after all of said section and line the following:

"170.028. 1. For purposes of this section, the following terms mean:

- (1) "Council", the career and technical education advisory council established under section 178.550;**
- (2) "Industry certification", a full certification from a recognized industry, trade, or professional association validating essential skills of a particular occupation, which may include, but shall not be limited to:**
 - (a) Any certification related to a high-demand occupation as described by the Missouri economic research and information center (MERIC); and**
 - (b) Perkins Technical Skills Assessment;**
- (3) "Occupational competency assessment", a national standardized assessment of skills and knowledge in a specific career or technical area, which may include, but shall not be limited to, assessments offered by the National Occupational Competency Testing Institute (NOCTI).**

2. The council shall annually review, update, approve, and recommend a list of industry certifications, state-issued professional licenses, and occupational competency assessments.

3. A school district may use the list described under subsection 2 of this section as a resource in establishing programs of study that meet their regional workforce needs under section 170.029.

4. The department of elementary and secondary education shall identify any provider of a course that:

(1) Includes a Perkins Technical Skills Assessment that leads to an industry-recognized credential that meets requirements related to college and career readiness under the Missouri school improvement program; and

(2) Is recommended for college credit by a nationally recognized body that provides course equivalency information to facilitate decisions on the awarding of course credit.

5. (1) At least annually, the department of elementary and secondary education shall provide the council with a list of all course providers identified under subsection 4 of this section. The council may recommend to the department of elementary and secondary education that agreements described under subdivision (2) of this subsection be entered into with one or more course providers identified in the list.

(2) The department of elementary and secondary education may enter into an agreement with a course provider recommended by the council that governs the conditions under which school districts and local educational agencies contract with the course provider.

(3) Any school district or local educational agency may contract with the course provider to design or deliver career and technical education programs described under section 170.029.

178.550. 1. This section shall be known and may be cited as the "Career and Technical Education Student Protection Act". There is hereby established the "Career and Technical Education Advisory Council" within the department of elementary and secondary education.

2. The advisory council shall be composed of [~~fifteen~~] **sixteen** members who shall be Missouri residents. **The director of the department of economic development, or his or her designee, shall be a member.** The commissioner of education shall appoint the following members:

(1) A director or administrator of a career and technical education center;
 (2) An individual from the business community with a background in commerce;
 (3) A representative from State Technical College of Missouri;
 (4) Three current or retired career and technical education teachers who also serve or served as an advisor to any of the nationally recognized career and technical education student organizations of:

(a) DECA;
 (b) Future Business Leaders of America (FBLA);
 (c) FFA;
 (d) Family, Career and Community Leaders of America (FCCLA);
 (e) Health Occupations Students of America (HOSA);
 (f) SkillsUSA; or
 (g) Technology Student Association (TSA);
 (5) A representative from a business organization, association of businesses, or a business coalition;
 (6) A representative from a Missouri community college;
 (7) A representative from Southeast Missouri State University or the University of Central Missouri;
 (8) An individual participating in an apprenticeship recognized by the department of labor and industrial relations or approved by the United States Department of Labor's Office of Apprenticeship;
 (9) A school administrator or school superintendent of a school that offers career and technical education.

3. Members **appointed by the commissioner of education** shall serve a term of five years except for the initial appointments, which shall be for the following lengths:

(1) One member shall be appointed for a term of one year;
 (2) Two members shall be appointed for a term of two years;
 (3) Two members shall be appointed for a term of three years;
 (4) Three members shall be appointed for a term of four years;
 (5) Three members shall be appointed for a term of five years.

4. Four members shall be from the general assembly. The president pro tempore of the senate shall appoint two members of the senate of whom not more than one shall be of the same party. The speaker of the house of representatives shall appoint two members of the house of representatives of whom not more than one shall be of the same party. The legislative members shall serve on the advisory council until such time as they resign, are no longer members of the general assembly, or are replaced by new appointments.

5. The advisory council shall have three nonvoting ex officio members:

(1) A director of guidance and counseling services at the department of elementary and secondary education, or a similar position if such position ceases to exist;
 (2) The director of the division of workforce development; and
 (3) A member of the coordinating board for higher education, as selected by the coordinating board.

6. The assistant commissioner for the office of college and career readiness of the department of elementary and secondary education shall provide staff assistance to the advisory council.

7. The advisory council shall meet at least four times annually. The advisory council may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The advisory council shall elect from among its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the advisory council shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the advisory council.

8. Any business to come before the advisory council shall be available on the advisory council's internet website at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available on the advisory council's internet website within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and

are not permitted to be closed under section 610.021, shall be made available on the advisory council's internet website at least five business days in advance of the meeting.

9. The advisory council shall make an annual written report to the state board of education and the commissioner of education regarding the development, implementation, and administration of the state budget for career and technical education.

10. The advisory council shall annually submit written recommendations to the state board of education and the commissioner of education regarding the oversight and procedures for the handling of funds for student career and technical education organizations.

11. The advisory council shall:

(1) Develop a comprehensive statewide short- and long-range strategic plan for career and technical education;

(2) Identify service gaps and provide advice on methods to close such gaps as they relate to youth and adult employees, workforce development, and employers on training needs;

(3) Confer with public and private entities for the purpose of promoting and improving career and technical education;

(4) Identify legislative recommendations to improve career and technical education;

(5) Promote coordination of existing career and technical education programs;

(6) Adopt, alter, or repeal by its own bylaws, rules and regulations governing the manner in which its business may be transacted.

12. For purposes of this section, the department of elementary and secondary education shall provide such documentation and information as to allow the advisory council to be effective.

13. For purposes of this section, "advisory council" shall mean the career and technical education advisory council."; and

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

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

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Line 34, by deleting all of said line and inserting in lieu thereof the following:

"program.

168.800. 1. If a school district uses a salary schedule in which a teacher receives a higher salary if he or she has earned a master's degree, the school district shall compensate any teacher who has earned thirty credit hours in graduate-level or undergraduate-level courses in a field closely related to subjects taught by the teacher and approved by the school board of the district as if the teacher had earned the master's degree required to receive a higher salary on the salary schedule. If the district's salary schedule has different levels of compensation based on the type of master's degree, the district shall compensate the teacher as if the teacher had earned the master's degree with the lowest level of compensation on the salary schedule.

2. The department of elementary and secondary education shall ensure that its evaluations, data collections, and website are updated to reflect the requirements of this section."; and"; and

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

House Amendment No. 1 to House Amendment No. 3 was withdrawn.

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

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

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"161.106. 1. The department of elementary and secondary education shall provide staffing support including but not limited to statewide coordination for career and technical student organizations' activities that are an integral part of the instructional educational curriculum for career and technical education programs approved by the department. Such career and technical organizations shall include, but not be limited to, the nationally recognized organizations of DECA, FBLA, FFA, FCCLA, HOSA, SkillsUSA, and TSA.

2. The department of elementary and secondary education shall ~~[continue to]~~ handle the funds from the **career and technical student** organizations ~~[in the same manner as it did during school year 2011-12]~~, with department personnel maintaining responsibility for the receipt and disbursement of funds. The department may ensure accountability and transparency by requiring the career and technical student organizations to provide sworn affidavits annually by personnel in the organization who are responsible for such funds as to the proper receipt and disbursement of such funds."; and

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

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

On motion of Representative Fitzwater, **HCS SS SCS SBs 894 & 921, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS SS SCS SBs 894 & 921, as amended**, was read the third time and passed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Mathews	Matthiesen	May	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pierson Jr	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 019

Barnes 28	Beck	Brown 27	Burns	Curtis
Hurst	Lavender	Marshall	McCann Beatty	McCreery
McGee	Mitten	Moon	Morgan	Newman
Razer	Smith 85	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 021

Adams	Bangert	Chipman	Cookson	Fitzpatrick
Fraker	Green	Harris	Henderson	Kelley 127
Lauer	Lichtenegger	McDaniel	Peters	Pfautsch
Phillips	Pietzman	Pogue	Reisch	Stacy
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS

SS SB 705 and **HCS SB 727** were placed on the Informal Calendar.

SCS SB 892, relating to the public employee retirement system for prosecuting and circuit attorneys, was taken up by Representative Walker (3).

On motion of Representative Walker (3), the title of **SCS SB 892**, relating to public employee retirement systems, was agreed to.

Representative Walker (3) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 1, In the Title, Line 4, by deleting the words "system for prosecuting and circuit attorneys" and inserting in lieu thereof the word "systems"; and

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

On motion of Representative Walker (3), **House Amendment No. 1** was adopted.

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

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said line the following:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an

increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid

by the employers and the level rate of contributions to be deducted from the compensation of members for any calendar year shall each be limited as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

169.360. 1. Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the

appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

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

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

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

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

House Amendment No. 3

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"70.227. 1. For purposes of this section, the following terms mean:

(1) "Local units", the same meaning given to the term under section 251.160;

(2) "Transportation planning boundary", the same meaning given to the term under section 251.160.

2. Notwithstanding the provisions of sections 70.600 to 70.755 to the contrary, a metropolitan planning organization organized under 23 U.S.C. Section 134 and designated by the governor shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such metropolitan planning organization shall be eligible for membership in the Missouri local government employees' retirement system upon the metropolitan planning organization becoming an employer, as defined in subdivision (11) of section 70.600.

3. Upon receipt of certified copies of resolutions recommending the dissolution of a metropolitan planning organization adopted by the governing bodies of a majority of the local units within the transportation planning boundary served by the metropolitan planning organization, and upon a finding that all outstanding indebtedness of the metropolitan planning organization has been paid, including moneys owed to any retirement plan or system in which the organization participates and has pledged to pay for the unfunded accrued liability of its past and current employees, and all unexpended funds returned to the local units that supplied them or adequate provision made for the funds, the governor shall issue a certificate of dissolution of the organization, which shall thereupon cease to exist. If such organization was formally incorporated as a Missouri nonprofit corporation, the secretary of state shall issue such certificate of dissolution."; and

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

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

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

House Amendment No. 4

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

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

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

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

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

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

House Amendment No. 5

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"169.560. **1.** Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity ~~in a district~~ **for an employer** included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the ~~district's~~ **employer's** salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the ~~school district~~ **employer** does not utilize a salary schedule, or if the position in question is not subject to the ~~district's~~ **employer's** salary schedule, a retiree employed in accordance with the provisions of this ~~section~~ **subsection** may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position ~~in the school district~~ **by the employer** that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such ~~a district~~ **an employer** in excess of the limitations set forth in this ~~section~~ **subsection**, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this ~~section~~ **subsection** shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work ~~in a district~~ **for an employer** included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the ~~district~~ **employer**, the third-party employer, the independent contractor, and the retiree subject to this ~~section~~ **subsection** to provide documentation showing compliance with this ~~section~~ **subsection**. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this ~~section~~ **subsection**.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn up to sixty percent of the minimum teacher's salary as set forth in section 163.172, without a discontinuance of the person's retirement allowance. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of

employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements."; and

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

Representative Taylor assumed the Chair.

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

On motion of Representative Walker (3), **SCS SB 892, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cross	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 004

DeGroot	Hurst	Marshall	Moon
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PRESENT: 005

Black	Brown 27	Cornejo	Ellington	Morgan
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ABSENT WITH LEAVE: 013

Bangert	Cookson	Curtis	Engler	Gannon
McDaniel	Peters	Pfautsch	Pogue	Ross
Smith 85	Trent	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

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 **SS HB 1744** entitled:

An act to repeal sections 160.545, 162.441, 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session, 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof eight new sections relating to higher education, with an emergency clause for a certain section.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1744, Page 20, Section 173.1107, Line 4, by inserting immediately after said line the following:

“173.1592. After July 1, 2019, no public institution of higher education in this state shall require any student to purchase meal plans or to dine at on-campus facilities when a student has presented medical documentation of a food allergy or sensitivity, or a medical dietary issue, to the institution.”; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

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 refuses to concur in **HCS SS SB 608** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 826, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

On motion of Representative Vescovo, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Chipman.

THIRD READING OF SENATE BILLS

HCS SB 681, SB 649, SS SCS SB 549, SS#5 SB 564, and HCS SB 659 were placed on the Informal Calendar.

HCS SS SCS SB 707, relating to vehicle sales, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS SS SCS SB 707** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 1, Section A, Line 5, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided ~~[in the vehicle inspection report]~~ **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided ~~[in the vehicle inspection report]~~ **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two

pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.032. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all fleet vehicles owned or purchased by a fleet owner registered pursuant to this section. The director of revenue shall prescribe the forms for such fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of ten or more motor vehicles which must be registered in accordance with this chapter may register as a fleet owner. All registered fleet owners may, at their option, register all motor vehicles included in the fleet on a calendar year or biennial basis pursuant to this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of fleet vehicles.

2. All fleet vehicles included in the fleet of a registered fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. ~~[Notwithstanding the provisions of section 307.355, an application for registration of a fleet vehicle must be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application.]~~ The fees for vehicles added to the fleet which must be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee and when licensed on or after January first the fee shall be one-fourth the annual fee. When biennial registration is sought for vehicles added to a fleet, an additional year's annual fee will be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a fleet purchases or otherwise acquires a vehicle which is to be added to the fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred pursuant to this subsection.

4. Except as specifically provided in this subsection, all fleet vehicles registered pursuant to this section shall be issued a special license plate which shall have the words "Fleet Vehicle" in place of the words "Show-Me State" in the manner prescribed by the advisory committee established in section 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles may apply for fleet license plates bearing a company name or logo, the size and design thereof subject to approval by the director. All fleet license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued. The director of revenue shall promulgate rules and regulations establishing the procedure for application and issuance of fleet vehicle license plates.

~~[5. Notwithstanding the provisions of sections 307.350 to 307.390 to the contrary, a fleet vehicle registered in Missouri is exempt from the requirements of sections 307.350 to 307.390 if at the time of the annual fleet registration, such fleet vehicle is situated outside the state of Missouri.]~~

301.074. License plates issued under sections 301.071 to 301.075 shall be valid for the duration of the veteran's disability. Each such applicant issued license plates under these provisions shall annually furnish ~~[proof of vehicle inspection and]~~ proof of disability to the director, except that an applicant whose service connected disability qualifying him for special license plates consists in whole or in part of loss of an eye or a limb or an applicant with a one hundred percent permanent disability, as established by a physician's signed statement to that effect, need only furnish proof of disability to the director when initially applying for the special license plates and not thereafter, but in such case proof that the veteran is alive shall be required annually. Each person qualifying under sections 301.071 to 301.075 may license only one motor vehicle under these provisions. No commercial motor vehicle in excess of twenty-four thousand pounds gross weight may be licensed under the provisions of sections 301.071 to 301.075.

301.132. 1. For purposes of this section, "street rod" is a vehicle older than 1949 or a vehicle manufactured after 1948 to resemble a vehicle manufactured before 1949; and has been altered from the manufacturer's original design or has a body constructed from nonoriginal materials.

2. The model year and the year of manufacture that are listed on the certificate of title of a street rod vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

3. For each street rod, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

4. In applying for registration of a street rod pursuant to this section, the owner of the street rod shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses;

(2) Will not be used for general daily transportation.

~~5. [In addition to the certification required pursuant to subsection 4 of this section, when applying for registration of a street rod, the new owner of the street rod shall provide proof that the street rod passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~6.]~~ On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "STREET ROD", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered pursuant to this section. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

~~[7-]~~ 6. Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

~~[8-]~~ 7. ~~[Except as provided in subsection 5 of this section,]~~ A vehicle registered pursuant to this section is exempt from any statute of this state that requires ~~[periodic vehicle inspections and from any statute of this state that requires]~~ the use and inspection of emission controls.

~~[9-]~~ 8. A "custom vehicle" means any motor vehicle that:

- (1) Is at least twenty-five years old and of a model year after 1948, or was manufactured to resemble a vehicle twenty-five years old or older and of a model year after 1948; and
- (2) Has been altered from the manufacturer's original design, or has an entire body constructed from nonoriginal materials.

~~[10-]~~ 9. The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

~~[11-]~~ 10. For each custom vehicle, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

~~[12-]~~ 11. In applying for registration of a custom vehicle pursuant to this section, the owner of the custom vehicle shall submit with the application a certification that the vehicle for which the application is made:

- (1) Will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses; and
- (2) Will not be used for general daily transportation.

~~[13-]~~ ~~In addition to the certification required pursuant to subsection 12 of this section, when applying for registration of a custom vehicle, the new owner of the custom vehicle shall provide proof that the custom vehicle passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~—~~ ~~[14-]~~ 12. On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "CUSTOM VEHICLE", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered hereunder. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

~~[15-]~~ 13. Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

~~[16-]~~ 14. ~~[Except as provided in subsection 13 of this section,]~~ A vehicle registered pursuant to this section is exempt from any statute of this state that requires ~~[periodic vehicle inspections and from any statute of this state that requires]~~ the use and inspection of emission controls.

~~[17-]~~ 15. For purposes of this section, "blue dot tail light" is a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

~~[18-]~~ 16. A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors.

301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of ~~[a motor vehicle safety inspection and]~~ any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. 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 July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer, unless the motor vehicle was acquired under section 301.213 in which case the applicant shall make application within thirty days after receiving title from the dealer, upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536, a statement of any liens or encumbrances which the application may show to be thereon, and, if ownership of the vehicle has been transferred, the name of the state issuing the transferor's title and whether the transferor's odometer mileage statement executed pursuant to section 407.536 indicated that the true mileage is materially different from the number of miles shown on the odometer, or is unknown.

3. The director of revenue shall appropriately designate on the current and all subsequent issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on the face thereof the following designation: "Annual odometer updates may be available from the department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the face thereof the most recent of either:

(1) The mileage information included on the face of the immediately prior certificate and the date of purchase or issuance of the immediately prior certificate; or

(2) Any other mileage information provided to the director of revenue, and the date the director obtained or recorded that information.

4. The certificate of ownership issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection. In order to carry out the requirements of this subsection, the director of revenue may contract with a

nonprofit scientific or educational institution specializing in the analysis of secure documents to determine the most effective methods of rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in addition to the fee for registration of such motor vehicle or trailer. If application for the certificate is not made within thirty days after the vehicle is acquired by the applicant, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, a delinquency penalty fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty may be waived by the director for a good cause shown. If the director of revenue learns that any person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles registered in the name of the person, either as sole owner or as a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee provided in this section, together with all fees, charges and payments which the person should have paid in connection with the certificate of ownership and registration of the vehicle. The certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or held by the original holder of the certificate and shall not have to be renewed annually.

6. Any applicant for a certificate of ownership requesting the department of revenue to process an application for a certificate of ownership in an expeditious manner requiring special handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to be registered under the provisions of the law unless a certificate of ownership has been applied for as provided in this section.

8. Before an original Missouri certificate of ownership is issued, an inspection of the vehicle and a verification of vehicle identification numbers shall be made by the Missouri state highway patrol on vehicles for which there is a current title issued by another state if a Missouri salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, except that if such vehicle has been inspected in another state by a law enforcement officer in a manner comparable to the inspection process in this state and the vehicle identification numbers have been so verified, the applicant shall not be liable for the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle identification number verification to the director of revenue at the time of the application. The applicant, who has such a title for a vehicle on which no prior inspection and verification have been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to the director of revenue at the time of the request for the application, which shall be deposited in the state treasury to the credit of the state highways and transportation department fund.

9. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor change vehicle, non-USA-std motor vehicle, or other vehicle as required by the director of revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of vehicle identification numbers and a determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle examination certificate shall present the vehicle for examination and obtain a completed vehicle examination certificate prior to submitting an application for a certificate of ownership to the director of revenue. Notwithstanding any provision of the law to the contrary, an owner presenting a motor vehicle which has been issued a salvage title and which is ten years of age or older to a vehicle examination described in this subsection in order to obtain a certificate of ownership with the designation prior salvage motor vehicle shall not be required to repair or restore the vehicle to its original appearance in order to pass or complete the vehicle examination. The fee for the vehicle examination application shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application and shall be deposited in the state treasury to the credit of the state highways and transportation department fund. If the vehicle is also to be registered in Missouri, ~~the safety inspection required in chapter 307 and~~ the emissions inspection required under chapter 643 shall be completed and the fees required by section 307.365 and section 643.315 shall be charged to the owner.

10. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri ~~or as required by section 301.020~~, it shall be accompanied by a current inspection form certified by a duly authorized official inspection station as described in chapter 307. The completed form shall certify that the manufacturer's identification number for the vehicle has been inspected, that it is correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time of inspection. The inspection station shall collect the same fee as authorized in section 307.365 for making the

inspection, and the fee shall be deposited in the same manner as provided in section 307.365. If the vehicle is also to be registered in Missouri, ~~[the safety inspection required in chapter 307 and]~~ the emissions inspection required under chapter 643 shall be completed and only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

11. Motor vehicles brought into this state in a wrecked or damaged condition or after being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected by the Missouri state highway patrol in accordance with subsection 9 of this section. If the inspection reveals the vehicle to be in a salvage or junk condition, the director shall so indicate on any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be carried forward on all subsequently issued certificates of title for the motor vehicle.

12. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the name of the issuing state and such prior designation. The absence of any prior designation shall not relieve a transferor of the duty to exercise due diligence with regard to such certificate of ownership prior to the transfer of a certificate. If a transferor exercises any due diligence with regard to a certificate of ownership, the legal transfer of a certificate of ownership without any designation that is subsequently discovered to have or should have had a designation shall be a transfer free and clear of any liabilities of the transferor associated with the missing designation.

13. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

14. The director of revenue and the superintendent of the Missouri state highway patrol shall make and enforce rules for the administration of the inspections required by this section.

15. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the current model year, and which has a value of three thousand dollars or less shall be accompanied by:

- (1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;
- (2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source of all major component parts used to rebuild the vehicle;
- (3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of this section. Such fee shall be deposited in the state treasury to the credit of the state highways and transportation department fund; and
- (4) An inspection certificate, other than a motor vehicle examination certificate required under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The inspection performed by the highway patrol or other authorized local law enforcement agency shall include a check for stolen vehicles.

The department of revenue shall issue the owner a certificate of ownership designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this section, no owner of a reconstructed motor vehicle described in this subsection shall be required to obtain a vehicle examination certificate issued by the Missouri state highway patrol.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer ~~[sixteen feet or more in length]~~ which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer ~~[sixteen feet or more in length]~~ shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a

certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of ~~ten~~ **twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the ~~ten~~ **twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted."; and

Further amend said bill, Page 5, Section 301.213, Line 122, by inserting immediately after said section and line the following:

"301.380. 1. Whenever the original, manufacturer's, or other distinguishing number on any motor vehicle, trailer or motor vehicle tire has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent, the director of revenue, upon application, payment of a fee of seven dollars and fifty cents, and satisfactory proof of ownership by the owner, shall issue a certificate authorizing the owner to place a special number designated by the director of revenue upon the vehicle, trailer or tire.

2. In order to properly calculate the sales tax due, in the case of a trailer which is alleged to have been made by someone who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a certificate of origin, the person seeking the special number authorized by the provisions of this section shall secure a ~~written statement from a motor vehicle inspection station~~ **vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue**, that the trailer has been examined and that it is not one made by a regular manufacturer. **The person seeking the special number authorized by the provisions of this section shall pay a fee of twenty-five dollars for such examination certificate, payable to the director of revenue, which shall be deposited into the state treasury to the credit of the state highways and transportation department fund.** The superintendent of the state highway patrol shall provide such forms for ~~inspection stations, and the person, firm, or corporation seeking the examination shall pay a regular inspection fee for the examination. The proceeds of the fee shall be distributed in the same manner as regular inspection fees are distributed~~ **law enforcement agencies performing such inspections.** This subsection shall not apply to trailers inspected under section 301.191.

3. The director of revenue shall designate the special numbers consecutively beginning with the number one preceded by the letters "DR" and followed by the letters "Mo" for each make of motor vehicle, trailer or motor vehicle tire, or if the make be unknown, the number shall also be preceded by the letter "X".

4. When such number has been placed upon the motor vehicle or motor or engine thereof, or trailer or motor vehicle tire, it shall be the lawful number of the same for the purpose of identification, registration, and all other purposes of this chapter, and the owner may sell and transfer such property under the special number. No person shall destroy, remove, cover, alter or deface any such special number.

301.443. 1. Any legal resident of the state of Missouri who is a veteran of service in the Armed Forces of the United States and has been honorably discharged from such service and who is a former prisoner of war and any legal resident of the state of Missouri who is a former prisoner of war and who was a United States citizen not in the Armed Forces of the United States during such time is, upon filing an application for registration together with such information and proof in the form of a statement from the United States Veterans Administration or the Department of Defense or any other form of proof as the director may require, entitled to receive annually one certificate of

registration and one set of license plates or other evidence of registration as provided in section 301.130 for a motor vehicle other than a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. There shall be no fee charged for license plates issued under the provisions of this section.

2. Not more than one certificate of registration and one corresponding set of motor vehicle license plates or other evidence of registration as provided in section 301.130 shall be issued each year to a qualified former prisoner of war under this section.

3. Proof of ownership [~~and vehicle inspection~~] of the particular motor vehicle for which a registration certificate and set of license plates is requested must be shown at the time of application. Proof of status as a former prisoner of war as required in subsection 1 of this section shall only be required on the initial application.

4. As used in this section, "former prisoner of war" means any person who was taken as an enemy prisoner during World War I, World War II, the Korean Conflict, or the Vietnam Conflict.

5. The director shall furnish each former prisoner of war obtaining a set of license plates under the provisions of subsections 1 to 4 of this section special plates which shall have the words "FORMER P.O.W." on the license plates in preference to the words "SHOW-ME STATE" as provided in section 301.130 in a form prescribed by the advisory committee established in section 301.129. Such license plates shall be made with fully reflective material, shall have a white background with a blue and red configuration at the discretion of the advisory committee established in section 301.129, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

6. Registration certificates and license plates issued under the provisions of this section shall not be transferable to any other person except that any registered co-owner of the motor vehicle will be entitled to operate the motor vehicle for the duration of the year licensed in the event of the death of the qualified former prisoner of war.

7. (1) Notwithstanding the provisions of subsection 6 of this section to the contrary, the surviving spouse of a former prisoner of war who has not remarried and who has been issued license plates described in subsection 5 of this section shall be entitled to transfer such license plates to the motor vehicle of the surviving spouse and receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the transfer of such license plates.

(2) The department of revenue shall promulgate rules for the obtaining of a set of license plates described in subsection 5 of this section by the surviving spouse of the former prisoner of war when such license plates are not issued prior to the death of the former prisoner of war. The surviving spouse shall be entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the license plates issued pursuant to this subdivision."; and

Further amend said bill, Page 26, Section 301.570, Line 28, by inserting immediately after said section and line the following:

"301.800. 1. Any motor vehicle assembled by a two- or four-year institution of higher education exclusively utilizing solar power and built to compete in a national competition organized to foster interest in solar energy shall be registered and titled by the director of revenue, other laws regulating licensing of motor vehicles to the contrary notwithstanding.

2. Such institution shall file an application in a form prescribed by the director, verified by affidavit, that such vehicle meets the requirements of subsection 1 of this section.

3. The plate issued by the director shall be the collegiate plate of the institution and shall display the term "solar" in a manner prescribed by the director.

4. The institution shall pay the applicable fees as determined by the director.

5. Such motor vehicle shall be exempt from the [~~inspections required by section 307.350 and~~] **inspection required under** section 643.315 and shall only be operated on the streets and highways with the approval of the institution of higher education."; and

Further amend said bill, Page 28, Section 307.350, Line 49, by inserting immediately after said section and line the following:

"307.360. 1. The superintendent of the Missouri state highway patrol shall issue permits and written instructions to official inspection stations and shall furnish forms and certificates for the ~~[inspection of brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system, and any other safety equipment required by the state. In no instance will road testing of a vehicle be considered a part of the inspection procedure]~~ **certification of manufacturer's identification numbers and odometer readings for vehicles presented for inspection.**

2. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official inspection station and the qualifications for persons who conduct the inspections, and no applicant may be approved to operate an official inspection station until the applicant meets the standards and has the required equipment and qualified inspectors as prescribed. The superintendent of the Missouri state highway patrol shall establish standards and procedures to be followed in the making of inspections required by sections ~~[307.350]~~ **307.360** to 307.390 and shall prescribe rules and regulations for the operation of the stations.

3. (1) The application for permit as an official inspection station shall be made to the superintendent of the Missouri state highway patrol on a form furnished by the superintendent. The fee for a permit to operate an official inspection station shall be ten dollars per year and each permit shall be renewed annually on the date of issue. All fees shall be payable to the director of revenue and shall be deposited by him in the state treasury to the credit of the state highway fund.

(2) The application shall set forth the name under which applicant transacts or intends to transact business, the location of the applicant's place of business and such other information as the superintendent of the Missouri state highway patrol may require. If the applicant has or intends to have more than one place of business within the state, a separate application shall be made for each place of business. If the applicant is a partnership, the application shall set forth the names of the partners; if a corporation, the names of the officers shall be shown. The application shall be signed and verified by oath or affirmation of the owner or an authorized officer or partner.

(3) Each location which fulfills the superintendent of the Missouri state highway patrol's requirements and whose owners, proprietors and employees comply with the superintendent's regulations and qualifications shall be designated as an official inspection station and the applicant issued a certificate. The superintendent of the Missouri state highway patrol shall investigate all applicants for inspection station permits to determine whether or not the premises, equipment and personnel meet the requirements prescribed by him.

(4) Any automobile mechanic who has had at least one year of practical experience as an automotive mechanic or any person who has successfully completed a course of vocational instruction in automotive mechanics from a generally recognized educational institution, either public or private, and who has demonstrated the knowledge and ability to conduct an inspection in compliance with the regulations established by the superintendent of the Missouri state highway patrol may be issued a permit to conduct inspections at any official inspection station. No person without a valid permit shall conduct any part of an inspection~~[-except a person without a valid permit may assist in the inspection of a vehicle by operating the vehicle's lighting equipment and signaling devices. The superintendent of the Missouri state highway patrol may require a mechanic to be reexamined at any time to determine the mechanic's knowledge and ability to conduct an inspection. If the mechanic fails the reexamination or refuses to be reexamined, the permit issued to the mechanic shall be suspended until the mechanic passes the examination but under no circumstances can the mechanic again be tested until a period of thirty days has elapsed].~~ No fee shall be charged for the permit and the permit shall remain valid for a period of three years from the date of issue or until suspended or revoked by the superintendent of the Missouri state highway patrol.

~~[(5) The superintendent of the Missouri state highway patrol may issue a private official inspection station permit to any association, person, partnership, corporation and/or subsidiary corporation, and governmental entity having registered or titled in his, her or its name in this state one or more vehicles of the type required to be inspected by section 307.350, or who maintains such vehicles under a written maintenance agreement of at least one year's duration and who maintains approved inspection facilities and has qualified personnel; but separate permits must be obtained for separate facilities of the same association, person, partnership, corporation and/or subsidiary corporation, or governmental entity. Such private stations shall inspect only vehicles registered or to be registered, titled or to be titled or maintained in the name of the person or organization described on the application for permit. No fee shall be charged for a permit issued to a governmental entity.]~~

4. (1) The superintendent of the Missouri state highway patrol shall supervise and cause inspections to be made of the official inspection stations and inspecting personnel and if the superintendent finds that the provisions of sections ~~[307.350]~~ **307.360** to 307.390 or the regulations issued pursuant to sections ~~[307.350]~~ **307.360** to 307.390 are not being complied with, or that the business of an official inspection station~~[-in connection with corrections, adjustments, repairs or inspection of vehicles]~~ is being improperly conducted, the superintendent shall suspend or revoke the permit of the station for a period of not less than thirty days or more than one year and require

the immediate surrender and return of the permit, together with all official forms and certificates of inspection and approval. If the superintendent finds that an inspector has violated any of the provisions of sections ~~[307.350]~~ **307.360** to 307.390 or the regulations issued pursuant to sections ~~[307.350]~~ **307.360** to 307.390, the superintendent shall suspend or revoke the inspector's permit for a period of not less than thirty days nor more than one year. If a station operator or if an inspector violates any of the provisions of sections ~~[307.350]~~ **307.360** to 307.390, he or she is subject to prosecution as provided in section 307.390.

(2) The suspension or revocation of a station permit or of an inspector's permit shall be in writing to the operator, inspector, or the person in charge of the station. Before suspending or revoking either of the permits, the superintendent shall serve notice in writing by certified mail or by personal service to the permittee at the permittee's address of record giving the permittee the opportunity to appear in the office of the superintendent on a stated date, not less than ten nor more than thirty days after the mailing or service of the notice, for a hearing to show cause why the permittee's permit should not be suspended or revoked. An inspection station owner or an inspector may appear in person or by counsel in the office of the superintendent to show cause why the proposed suspension or revocation is in error, or to present any other facts or testimony that would bear on the final decision of the superintendent. If the permittee or the permittee's agent does not appear on the stated day after receipt of notice, it shall be presumed that the permittee admits the allegations of fact contained in the hearing notification letter. The decision of the superintendent may in such case be based upon the written reports submitted by the superintendent's officers. The order of the superintendent, specifying his findings of fact and conclusions of law, shall be considered final immediately after receipt of notice thereof by the permittee.

(3) Any person whose permit is suspended or revoked or whose application for a permit is denied may within ten days appeal the action as provided in chapter 536.

307.365. 1. No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every permit shall be posted in a conspicuous place at the location designated. The superintendent of the Missouri state highway patrol shall design and furnish each official inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.

2. No person operating an official inspection station pursuant to the provisions of sections ~~[307.350]~~ **307.360** to 307.390 may issue a certificate of inspection and approval for any vehicle except upon an official form furnished by the superintendent of the Missouri state highway patrol for that purpose ~~[and only after inspecting the vehicle and determining that its brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system and any other safety equipment as required by the state are in proper condition and adjustment to be operated upon the public highways of this state with safety to the driver or operator, other occupants therein, as well as other persons and property upon the highways, as provided by sections 307.350 to 307.390 and the regulations prescribed by the superintendent of the Missouri state highway patrol. Brakes may be inspected for safety by means of visual inspection or computerized brake testing].~~ No person operating an official inspection station shall furnish, loan, give or sell a certificate of inspection and approval to any other person except those entitled to receive it under provisions of sections ~~[307.350]~~ **307.360** to 307.390. ~~[No person shall have in such person's possession any certificate of inspection and approval and/or inspection sticker with knowledge that the certificate and/or inspection sticker has been illegally purchased, stolen or counterfeited.]~~

3. The superintendent of the Missouri state highway patrol may require officially designated stations to furnish reports upon forms furnished by the superintendent for that purpose as the superintendent considers reasonably necessary for the proper and efficient administration of sections ~~[307.350]~~ **307.360** to 307.390.

4. ~~[If, upon inspection, defects or unsafe conditions are found, the owner may correct them or shall have them corrected at any place the owner chooses within twenty days after the defect or unsafe condition is found, and shall have the right to remove the vehicle to such place for correction, but before the vehicle is operated thereafter upon the public highways of this state, a certificate of inspection and approval must be obtained. The inspecting personnel of the official inspection station must inform the owner that the corrections need not be made at the inspection station.~~

~~—5.]~~ A fee, not to exceed twelve dollars, as determined by each official inspection station, may be charged by an official inspection station for each official inspection including the issuance of the certificate of inspection

[and approval, sticker, seal or other device and a total fee, not to exceed ten dollars, as determined by each official inspection station, may be charged for an official inspection of a trailer or motorcycle, which shall include the issuance of the certificate of inspection and approval, sticker, seal or other device]. Such fee shall be conspicuously posted on the premises of each such official inspection station. [No owner shall be charged an additional inspection fee upon having corrected defects or unsafe conditions found in an inspection completed within the previous twenty consecutive days, excluding Saturdays, Sundays and holidays, if such follow-up inspection is made by the station making the initial inspection. Every inspection for which a fee is charged shall be a complete inspection, and upon completion of the inspection, if any defects are found the owner of the vehicle shall be furnished a list of the defects and a receipt for the fee paid for the inspection. If the owner of a vehicle decides to have any necessary repairs or corrections made at the official inspection station, the owner shall be furnished a written estimate of the cost of such repairs before such repairs or corrections are made by the official inspection station. The written estimate shall have plainly written upon it that the owner understands that the corrections need not be made by the official inspection station and shall have a signature line for the owner. The owner must sign below the statement on the signature line before any repairs are made.

6. Certificates of inspection and approval, sticker, seal or other device shall be purchased by the official inspection stations from the superintendent of the Missouri state highway patrol. The superintendent of the Missouri state highway patrol shall collect a fee of one dollar and fifty cents for each certificate of inspection, sticker, seal or other device issued to the official inspection stations, except that no charge shall be made for certificates of inspection, sticker, seal or other device issued to official inspection stations operated by governmental entities. All fees collected shall be deposited in the state treasury with one dollar of each fee collected credited to the state highway fund and, for the purpose of administering and enforcing the state motor vehicle laws and traffic regulations, fifty cents credited to the "Highway Patrol Inspection Fund" which is hereby created. The moneys collected and deposited in the highway patrol inspection fund shall be expended subject to appropriations by the general assembly for the administration and enforcement of sections 307.350 to 307.390 by the Missouri state highway patrol. The unexpended balance in the fund at the end of each biennium exceeding the amount of the appropriations from the fund for the first two fiscal years shall be transferred to the state road fund, and the provisions of section 33.080, relating to the transfer of funds to the general revenue fund at the end of the biennium, shall not apply to the fund.

7.] 5. The owner or operator of any inspection station who discontinues operation during the period that a station permit is valid or whose station permit is suspended or revoked shall return all official signs and posters [~~and any current unused inspection stickers, seals or other devices~~] to the superintendent of the Missouri state highway patrol and shall receive a full refund on request except for official signs and posters, provided the request is made during the calendar year or within sixty days thereafter in the manner prescribed by the superintendent of the Missouri state highway patrol. [~~Stations which have a valid permit shall exchange unused previous year issue inspection stickers and/or decals for an identical number of current year issue, provided the unused stickers and/or decals are submitted for exchange not later than April thirtieth of the current calendar year, in the manner prescribed by the superintendent of the Missouri state highway patrol.~~]

[8.] 6. Notwithstanding the provisions of section 307.390 to the contrary, a violation of this section shall be a class C misdemeanor.

[9.] 7. The owner or operator of any inspection station shall maintain liability insurance at all times to cover possible damage to vehicles during the inspection process.

307.370. 1. No person shall represent in any manner any place as an official inspection station unless the station is operated under a valid permit issued by the superintendent of the Missouri state highway patrol.

2. No person unless then holding a valid permit shall issue a certificate of inspection [~~and approval, sticker, seal or other device~~].

3. No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection [~~, sticker, seal or other device~~].

4. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval [~~, sticker, seal or other device~~] knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

307.375. 1. The owner of every bus used to transport children to or from school in addition to any other inspection required by law shall submit the vehicle to an official **school bus** inspection station, and obtain a certificate of inspection, sticker, seal or other device annually, but the inspection of the vehicle shall not be made more than sixty days prior to operating the vehicle during the school year. The inspection shall [~~, in addition to the inspection of the mechanism and equipment required for all motor vehicles under the provisions of sections 307.350 to 307.390,~~] include a **determination that the brakes, lighting equipment, signaling devices, steering**

mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, and fuel system of the bus are in proper condition and, in addition, include an inspection to ascertain that the following items are correctly fitted, adjusted, and in good working condition:

- (1) All mirrors, including crossview, inside, and outside;
- (2) The front and rear warning flashers;
- (3) The stop signal arm;
- (4) The crossing control arm on public school buses required to have them pursuant to section 304.050;
- (5) The rear bumper to determine that it is flush with the bus so that hitching of rides cannot occur;
- (6) The exhaust tailpipe shall be flush with or may extend not more than two inches beyond the perimeter of the body or bumper;
- (7) The emergency doors and exits to determine them to be unlocked and easily opened as required;
- (8) The lettering and signing on the front, side and rear of the bus;
- (9) The service door;
- (10) The step treads;
- (11) The aisle mats or aisle runners;
- (12) The emergency equipment which shall include as a minimum a first aid kit, flares or fuses, and a fire extinguisher;
- (13) The seats, including a determination that they are securely fastened to the floor;
- (14) The emergency door buzzer;
- (15) All hand hold grips;
- (16) The interior glazing of the bus.

2. In addition to the inspection required by subsection 1 of this section, the Missouri state highway patrol shall conduct an inspection after February first of each school year of all vehicles required to be marked as school buses under section 304.050. This inspection shall be conducted by the Missouri highway patrol in cooperation with the department of elementary and secondary education and shall include, as a minimum, items in subsection 1 of this section and the following:

- (1) The driver seat belts;
- (2) The heating and defrosting systems;
- (3) The reflectors;
- (4) The bus steps;
- (5) The aisles;
- (6) The frame.

3. If, upon inspection, conditions which violate the standards in subsection 2 of this section are found, the owner or operator shall have them corrected in ten days and notify the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent. If the defects or unsafe conditions found constitute an immediate danger, the bus shall not be used until corrections are made and the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent are notified.

4. The Missouri highway patrol may inspect any school bus at any time and if such inspection reveals a deficiency affecting the safe operation of the bus, the provisions of subsection 3 of this section shall be applicable.

5. ~~Notwithstanding the provisions of section 307.390 to the contrary,~~ A violation of this section shall be a class C misdemeanor.

6. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official school bus inspection station and the qualifications for persons who conduct the inspections. The Missouri state highway patrol shall establish standards and procedures to be followed when conducting the inspections required under this section and shall prescribe rules and regulations for the operation of the school bus inspection stations.

307.385. The superintendent of the Missouri state highway patrol may notify the director of revenue and the director of revenue shall suspend the registration of any vehicle which the superintendent of the Missouri state highway patrol determines, after a written notice, is not equipped as required by law or for which a certificate required by sections ~~307.350~~ **307.360** to 307.390 has not been obtained.

307.390. 1. Any person who violates any provision of sections ~~307.350~~ **307.360** to 307.390 is guilty of a misdemeanor and upon conviction shall be punished as provided by law.

2. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to investigate and enforce motor vehicle safety inspection laws and regulations pursuant to

sections ~~307.350~~ **307.360** to 307.390 and sections 643.300 to 643.355. A person assigned by the superintendent pursuant to the authority granted by this subsection shall be designated a motor vehicle inspector and shall have limited powers to issue a uniform complaint and summons for a violation of the motor vehicle inspection laws and regulations. A motor vehicle inspector shall not have authority to exercise the power granted in this subsection until such inspector successfully completes training provided by, and to the satisfaction of, the superintendent.

643.303. 1. Beginning September 1, 2007, emissions inspections required by sections 643.300 to 643.355 shall be conducted through a decentralized emissions program that meets the requirements of this section. Prior to September 1, 2007, the air conservation commission shall develop a decentralized emissions inspection program that allows official inspection stations to conduct on-board diagnostic emission inspections of 1996 model year and newer motor vehicles equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency On-Board Diagnostics II (OBDII) standards. The decentralized emissions inspection program shall, at a minimum, provide for the following:

- (1) The periodic inspection of certain motor vehicles as required under section 643.315;
- (2) The certification and operation of official emissions inspection stations and the licensing of emission inspectors;
- (3) The testing of motor vehicles through on-board diagnostic testing technologies;
- (4) The training, certification, and supervision of emission inspectors and other personnel; and
- (5) Procedures for certifying test results and for reporting and maintaining relevant data records.

2. In addition to any other criteria established by the commission under section 643.320 or by rule, the decentralized emissions inspection program shall allow any official inspection station located in an area described in subsection 1 of section 643.305 otherwise qualified by the Missouri state highway patrol to conduct motor vehicle ~~safety~~ inspections under section 307.360 to conduct on-board diagnostic emission inspections. Any motor vehicle ~~safety~~ inspection station that desires to conduct emissions inspections shall submit an application for a certificate of authorization to the commission as provided for under section 643.320. Other individuals, corporations, or entities ~~[that do not conduct motor vehicle safety inspections]~~ may conduct emission inspections provided they meet the qualifications set forth in sections 643.300 to 643.355 and ~~the~~ rules promulgated by the commission. Applications shall be made upon a form designated by the commission and shall contain such information as may be required by the commission. A certificate of authorization issued under section 643.320 to conduct emission inspections shall be issued only after the commission has made a determination that the applicant's proposed inspection station will be properly equipped, has the necessary licensed emission inspectors to conduct inspections, and meets all other requirements of sections 643.300 to 643.355 or rules promulgated to carry out the provisions of those sections.

3. The decentralized emissions inspection program shall allow any official **emissions** inspection station that is certified to conduct an on-board diagnostic emission inspection under sections 643.300 to 643.355 to repair motor vehicles in order to bring such vehicles into compliance with sections 643.300 to 643.355, if such station and personnel meet the qualifications to conduct emission repairs as set forth in sections 643.300 to 643.355. An official emission inspection station may elect to be an emissions test-only station or may elect to conduct both emission inspections and repairs.

4. The commission is authorized to begin certification of official **emissions** inspection stations prior to September 1, 2007, in order to implement the decentralized emissions inspection program. Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.

5. The commission may, as a part of implementing the decentralized emissions inspection program, use remote sensing devices to collect information regarding the vehicle fleet emissions characteristics and registration compliance within the area described in subsection 1 of section 643.305. The decentralized emissions inspection program established by the commission may also include a clean screen program that utilizes remote sensing devices. Owners of eligible vehicles who comply with clean screen/remote sensing procedures shall be deemed to have complied with the mandatory inspection requirements for the next inspection cycle. As used in this subsection, the term "clean screen program" shall mean a procedure or system that utilizes remote sensing technologies to determine whether a motor vehicle has acceptable emission levels and then allows the motor vehicle owner to bypass the emissions inspection test required under section 643.315.

6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component~~[, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350].~~

7. As used in sections 643.300 to 643.355, "decentralized emissions inspection program" means an emissions inspection program under which a certified emissions inspector conducts emissions inspection testing at an official inspection station.

8. The decentralized emission inspection program shall satisfy the requirements established by regulation of the United States Environmental Protection Agency.

9. The decentralized emissions inspection program established by the commission and sections 643.300 to 643.355 shall not be construed to be a new program as described in section 23.253, and the decentralized emissions inspection program shall not be subject to the sunset mandate prescribed by sections 23.250 to 23.298.

10. No later than July 1, 2007, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of sections 643.300 to 643.355.

11. No later than July 1, 2007, the air conservation commission shall promulgate rules for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under 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, 2006, shall be invalid and void.

12. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year. All motor vehicles subject to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of ~~[the safety and]~~ emission inspection and approval required by this section in issuing the motor vehicle annual registration in conformity with the procedure required by ~~[sections 307.350 to 307.390 and]~~ sections 643.300 to 643.355. The director of revenue may verify that a successful ~~[safety and]~~ emissions inspection was completed via electronic means.

2. The inspection requirement of subsection 1 of this section shall apply to all motor vehicles except:

(1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight thousand five hundred pounds;

(2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(3) Model year vehicles manufactured prior to 1996;

(4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other than gasoline which are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection

requirements of sections 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a waiver which shall be presented at the time of registration or registration renewal;

(6) New and unused motor vehicles, of model years of the current calendar year and of any calendar year within two years of such calendar year, which have an odometer reading of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

(7) Historic motor vehicles registered pursuant to section 301.131;

(8) School buses;

(9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight thousand five hundred pounds;

(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture [~~provided the odometer reading for such motor vehicles are under forty thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted~~];

(11) Motor vehicles that are driven fewer than twelve thousand miles between biennial ~~[safety inspections]~~ **registration periods**; and

(12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a manufacturer, has not been modified from original manufacturer specifications, and can operate solely on electric power and is capable of recharging its battery from an on-board generation source and an off-board electricity source.

3. The commission may, by rule, allow inspection reciprocity with other states having equivalent or more stringent testing and waiver requirements than those established pursuant to sections 643.300 to 643.355.

4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to 643.355 either:

(a) With prior inspection and approval as provided in subdivision (2) of this subsection; or

(b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

(2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer shall be inspected and approved within the one hundred twenty days immediately preceding the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be considered timely.

(3) If the dealer chooses to sell the vehicle without prior inspection and approval, the purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon inspection, to meet the emissions standards specified by the commission and the dealer shall have the vehicle inspected and approved without the option for a waiver of the emissions standard and return the vehicle to the purchaser with a valid emissions certificate and sticker within five working days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill of sale that the purchaser has the option to return the vehicle within ten days, provided that the vehicle has no more than one thousand additional miles since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and sticker within five working days if the vehicle fails, upon inspection, to meet the emissions standards established by the commission, or enter into any mutually acceptable agreement with the dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020. ~~[No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which may be sold without a certificate of inspection and approval, as provided pursuant to subsection 2 of section 307.380.]~~

~~[307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:-~~

~~(1) Motor vehicles, for the five year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;-~~

~~(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer-~~

may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and

~~(3) Historic motor vehicles registered pursuant to section 301.131;~~

~~(4) Vehicles registered in excess of twenty four thousand pounds for a period of less than twelve months; shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred. Any vehicle manufactured as an even numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even numbered calendar year and any such vehicle manufactured as an odd numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.~~

~~2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.~~

~~3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.~~

~~4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]~~

[307.353. Other provisions of law notwithstanding, no person shall be required to have a biennial vehicle inspection during a registration period which exceeds two years. The inspection required at the beginning of the registration period shall be valid for the entire registration period.]

[307.355. 1. No state registration license to operate the type of vehicle required to be inspected by section 307.350 may be transferred or issued during a biennial registration year in which the vehicle is required to be inspected unless the application is accompanied by a certificate of inspection and approval issued no more than sixty days prior to the date of application, or in the case of school buses, which will be required to be inspected annually as provided in section 307.375, except:

(1) The director of revenue may transfer or issue a state registration license to the type of vehicle required to be inspected by section 307.350 without a certificate of inspection and approval accompanying the application if the director has satisfactory evidence that the vehicle was not in the state of Missouri at any time during the sixty days prior to the date of application; however, the owner of every such vehicle must submit the vehicle for inspection and obtain a certificate of inspection and approval within ten days after the vehicle is first returned to the state of Missouri;

~~(2) The director of revenue shall renew a vehicle's registration license without a certificate of inspection and approval accompanying the application if satisfactory documentary evidence is presented at the time of application that the license being renewed was properly transferred within a six-month period prior to the expiration of the license being renewed or that the vehicle for which the registration is being issued was issued a registration for a period of less than one year for the registration period just expiring.~~

~~2. If due to interstate operation a commercial motor vehicle as defined in section 301.010 or a trailer of the type required to be inspected is required to obtain full fee registration in this and any other state during the same calendar year, no Missouri certificate of inspection and approval is required if the vehicle bears evidence that a current valid inspection sticker or decal was issued by such other state in which the vehicle is registered; provided that the sticker or decal issued by such other state is valid for the registration period in this state.~~

~~3. After a commercial motor vehicle as defined in section 301.010 has been registered for the current year, no certificate of inspection and approval is required when a local commercial motor vehicle license is changed to a beyond-local commercial motor vehicle license or when the licensed gross weight is changed during the licensed period.]~~

~~[307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state. At the seller's expense every vehicle of the type required to be inspected by section 307.350, whether new or used, shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.~~

~~2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.~~

~~3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]~~

~~[307.402. All state agencies owning motor vehicles shall be responsible for obtaining an inspection of each of their vehicle's mechanism and equipment in accordance with the provisions of sections 307.350 to 307.402 and obtaining a certificate of inspection and approval and a sticker, seal or other device from a duly authorized official inspection station.]~~

Section B. The repeal and reenactment of sections 301.020, 301.032, 301.074, 301.132, 301.147, 301.190, 301.191, 301.380, 301.443, 301.800, 307.360, 307.365, 307.370, 307.375, 307.385, 307.390, 643.303, and 643.315 and the repeal of sections 307.350, 307.353, 307.355, 307.380, and 307.402 shall become effective on January 1, 2019."; and

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

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Basye	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	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 040

Adams	Anders	Arthur	Baringer	Barnes 28
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 017

Bangert	Barnes 60	Beard	Burns	Butler
Cookson	Curtis	Fraker	Neely	Peters
Pfautsch	Phillips	Pierson Jr	Pogue	Schroer
Smith 85	Walker 74			

VACANCIES: 002

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 28, Section 307.350, Line 49, by inserting after all of said section and line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, any motorcycle license issued by the Missouri department of revenue shall expire on June 30 of each calendar year."; and

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

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

On motion of Representative Engler, **HCS SS SCS SB 707, as amended**, was adopted.

On motion of Representative Engler, **HCS SS SCS SB 707, as amended**, was read the third time and passed by the following vote:

AYES: 093

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Basye	Bernskoetter	Berry
Black	Bondon	Brattin	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Messenger	Morris 140	Muntzel
Pietzman	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Trent	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 046

Adams	Baringer	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Conway 10	Curtis
Franks Jr	Green	Hurst	Johnson	Kendrick
Korman	Lavender	Marshall	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Mosley
Neely	Newman	Nichols	Pierson Jr	Quade
Razer	Rehder	Revis	Roberts	Rowland 29
Runions	Stevens 46	Taylor	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bangert	Barnes 60	Beard	Brown 57	Cookson
Cross	Dogan	Ellington	Houx	Morse 151
Peters	Pfautsch	Phillips	Pike	Plocher

Pogue
Walker 74

Ruth
White

Schroer

Smith 85

Vescovo

VACANCIES: 002

Representative Chipman declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 608, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

Representative Rhoads moved that the House refuse to recede from its position on **HCS SS SB 608** and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 826, as amended, relating to pharmacy, was taken up by Representative Ross.

Representative Ross moved that the House refuse to recede from its position on **HCS SS SCS SB 826, as amended**, and grant the Senate a conference.

Which motion was adopted.

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 **SS SCS HCS HB 2034** entitled:

An act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof sixteen new sections relating to industrial hemp, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2034, Page 10, Section 195.010, Line 8 of said page, by inserting immediately after said line the following:

“(20) “Illegal industrial hemp”:

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

(b) “Illegal industrial hemp” shall be destroyed in the most effective manner possible, and such destruction shall be verified by the Missouri state highway patrol;”; and

Further amend said bill and section, Page 11, Lines 22-28 of said page, by striking all of said lines; and

Further amend said bill and section, Page 12, Line 1 of said page, by striking all of said line; and

Further amend said section by renumbering the subdivisions accordingly; and

Further amend said bill and section, Page 12, Line 3 of said page, by inserting at the end of said line the following:

“**L.**”; and

Further amend said bill, Page 57, Section 195.764, Line 6 of said page, by striking “195.746” and inserting in lieu thereof the following:

“**195.740**”.

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 adopted **SCR 37**.

In which the concurrence of the House is respectfully requested.

On motion of Representative Austin, the House recessed until 7:00 p.m.

EVENING SESSION

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

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Alferman	Anders	Basye	Bondon	Brown 27
Fraker	Francis	Gray	Hannegan	Henderson
Hill	Hurst	Justus	Kidd	Lant
Messenger	Morris 140	Morse 151	Phillips	Plocher
Reiboldt	Reisch	Remole	Revis	Roeber
Rowland 29	Shull 16	Taylor	Walsh	White

NOES: 002

Kelly 141	McDaniel
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PRESENT: 063

Anderson	Austin	Baringer	Barnes 28	Beck
Burnett	Chipman	Conway 104	Corlew	Cross
Davis	Dinkins	Eggleston	Fitzwater	Franks Jr
Frederick	Green	Haahr	Haefner	Hansen
Harris	Helms	Houghton	Kendrick	Knight
Kolkmeier	Lauer	Love	Lynch	Marshall

Mathiesen	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Mitten	Moon	Mosley	Nichols
Pike	Quade	Razer	Roberts	Roden
Rone	Rowland 155	Runions	Ruth	Shaul 113
Shumake	Smith 163	Stacy	Stephens 128	Swan
Trent	Vescovo	Walker 3	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 066

Adams	Andrews	Arthur	Bahr	Bangert
Barnes 60	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Burns	Butler	Carpenter
Christofanelli	Conway 10	Cookson	Cornejo	Curtis
Curtman	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Franklin
Gannon	Gregory	Grier	Higdon	Houx
Johnson	Kelley 127	Korman	Lavender	Lichtenegger
Mathews	May	McGee	Miller	Morgan
Muntzel	Neely	Newman	Peters	Pfautsch
Pierson Jr	Pietzman	Pogue	Redmon	Rehder
Rhoads	Ross	Schroer	Smith 85	Sommer
Spencer	Stevens 46	Tate	Unsicker	Walker 74
Washington				

VACANCIES: 002

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 **SS SCS HCS HB 1879, 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 President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 608**.

Senators: Hoskins, Munzlinger, Wieland, Sifton, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 826, as amended**.

Senators: Sater, Riddle, Onder, Schupp, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 870, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

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

Representative Alferman moved that the House refuse to recede from its position on **HCS SS SB 870, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 782, relating to the department of natural resources, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SS SCS SB 782** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 15, Section 640.620, Line 8, by inserting immediately after all of said section and line the following:

"640.648. **1.** Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own private water systems and ground source systems, **including systems for potable water**, anytime and anywhere including land within city limits, unless prohibited by city ordinance, on their own property so long as all applicable rules and regulations established by the Missouri department of natural resources are satisfied. All Missouri landowners who choose to use their own private water system shall not be forced to purchase water from any other water source system servicing their community.

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

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 5, Section 260.380, Line 109, by inserting after all of said section and line the following:

"260.391. **1.** There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of

carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and 319.139 for the management of hazardous waste, responses to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

- (1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;
- (2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;
- (3) Acquisition of property as provided in section 260.420;
- (4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;
- (5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; ~~and~~
- (6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420; **and**
- (7) **Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.**

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080 relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980."; and

Further amend said bill, Page 7, Section 260.475, Line 71, by inserting after all of said section and line the following:

"260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation,

moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

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

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

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

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

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 2, Section 253.175, Line 13, by inserting after all of said section and line the following:

"260.242. [~~All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non-open pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.~~] 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and

guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

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

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

Representative Johnson assumed the Chair.

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

On motion of Representative Wiemann, **HCS SS SCS SB 782, as amended**, was adopted.

On motion of Representative Wiemann, **HCS SS SCS SB 782, as amended**, was read the third time and passed by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McGaugh	Merideth 80	Messenger
Morris 140	Morse 151	Neely	Nichols	Phillips
Pietzman	Pike	Plocher	Quade	Redmon
Reiboldt	Reisch	Remole	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 036

Anders	Arthur	Baringer	Barnes 28	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellington	Gray	Hurst	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Mitten	Moon	Morgan
Mosley	Pierson Jr	Razer	Revis	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 001

Adams

ABSENT WITH LEAVE: 025

Bangert	Barnes 60	Beard	Burns	Conway 10
Cookson	Corlew	Ellebracht	Engler	Evans
Green	Higdon	Houx	Kelley 127	Miller
Muntzel	Newman	Peters	Pfausch	Pogue
Rehder	Rhoads	Smith 85	Spencer	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SCS SB 990, relating to the attachment of school districts to community college districts, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **SCS SB 990** was agreed to.

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

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 990, Page 2, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following sentence:

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

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

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

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

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 990, Page 2, Section 162.441, Line 41, by inserting immediately after all of said section and line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.** The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

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

Representative Trent raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Alferman, **SCS SB 990, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Evans
Fitzpatrick	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger

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Love	Lynch	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Mitten	Morgan	Morris 140	Morse 151
Mosley	Neely	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Curtis	Hurst	Marshall	May	Moon
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Beard	Burns	Conway 10
Cookson	Eggleston	Ellebracht	Engler	Fitzwater
Grier	Haefner	Higdon	Houx	Kelley 127
McCann Beatty	Miller	Muntzel	Newman	Peters
Pfautsch	Pogue	Rehder	Rhoads	Smith 85
Spencer	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

SCS SB 862, relating to electrical contractors, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **SCS SB 862** was agreed to.

On motion of Representative Mathews, **SCS SB 862** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Eggleston	Evans	Fitzpatrick	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus

Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Nichols	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 024

Bangert	Barnes 60	Burns	Conway 10	Cookson
Dohrman	Ellebracht	Ellington	Engler	Fitzwater
Higdon	Houx	May	Miller	Muntzel
Newman	Peters	Pfautsch	Pietzman	Pogue
Smith 85	Walker 74	Wessels	Mr. Speaker	

VACANCIES: 002

Representative Johnson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1577, relating to public labor organizations, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS HB 1577** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1577, Page 1, Section A, Line 5, by inserting after said section and line the following:

"105.008. Pay periods for state employees, as defined in section 105.800, shall not exceed fourteen days, except in cases where a payday falls on a holiday and requires that employees be paid before the regularly scheduled payday or as otherwise provided under section 33.100."; and

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

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

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1577, Page 2, Line 20, by inserting after all of said line the following:

"(7) "Public safety labor organization", any labor organization wholly or primarily representing any person trained and authorized by law or rule to render emergency medical assistance or treatment, limited to emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, emergency medical technicians, and emergency paramedics."; and

Further amend said bill, Page 9, Section 105.575, Line 7, by inserting after the word "**prohibited**" the following: "**provided that a public body may voluntarily recognize a public safety labor organization**"; and

Further amend said bill and section, Page 10, Line 52, by striking the word "**employees**" and inserting in lieu thereof the word "**voters**"; and

Further amend said bill, Page 15, Section 105.595, Line 7, by inserting after all of said section and line the following:

"105.596. The provisions of sections 105.505, 105.533, 105.535, 105.537, 105.540, 105.545, 105.550, 105.555, and 105.570, subsections 11, 12, and 15 of section 105.575, and sections 105.580, 105.583, 105.585, and 105.595 shall not apply to public safety labor organizations."; and

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

HCS HB 1577, with House Amendment No. 2, pending, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 659, relating to the department of natural resources, was taken up by Representative Redmon.

On motion of Representative Redmon, the title of **HCS SB 659** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting after all of said section and line the following:

"319.129. 1. There is hereby created a special trust fund to be known as the "Petroleum Storage Tank Insurance Fund" within the state treasury which shall be the successor to the underground storage tank insurance fund.

Moneys in such special trust fund shall not be deemed to be state funds. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund shall not be transferred to general revenue at the end of each biennium.

2. The owner or operator of any underground storage tank, including the state of Missouri and its political subdivisions and public transportation systems, in service on August 28, 1989, shall submit to the department a fee of one hundred dollars per tank on or before December 31, 1989. The owner or operator of any underground storage tank who seeks to participate in the petroleum storage tank insurance fund, including the state of Missouri and its political subdivisions and public transportation systems, and whose underground storage tank is brought into service after August 28, 1998, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment, and shall be in addition to the payment required by section 319.133. The owner or operator of any aboveground storage tank regulated by this chapter, including the state of Missouri and its political subdivisions and public transportation systems, who seeks to participate in the petroleum storage tank insurance fund, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment and shall be in addition to the payment required by section 319.133. Moneys received pursuant to this section shall be transmitted to the director of revenue for deposit in the petroleum storage tank insurance fund.

3. The state treasurer may deposit moneys in the fund in any of the qualified depositories of the state. All such deposits shall be secured in a manner and upon the terms as are provided by law relative to state deposits. Interest earned shall be credited to the petroleum storage tank insurance fund.

4. The general administration of the fund and the responsibility for the proper operation of the fund, including all decisions relating to payments from the fund, are hereby vested in a board of trustees. The board of trustees shall consist of the commissioner of administration or the commissioner's designee, the director of the department of natural resources or the director's designee, the director of the department of agriculture or the director's designee, and eight citizens appointed by the governor with the advice and consent of the senate. Three of the appointed members shall be owners or operators of retail petroleum storage tanks, including one tank owner or operator of greater than one hundred tanks; one tank owner or operator of less than one hundred tanks; and one aboveground storage tank owner or operator. One appointed trustee shall represent a financial lending institution, and one appointed trustee shall represent the insurance underwriting industry. One appointed trustee shall represent industrial or commercial users of petroleum. The two remaining appointed citizens shall have no petroleum-related business interest, and shall represent the nonregulated public at large. The members appointed by the governor shall serve four-year terms except that the governor shall designate two of the original appointees to be appointed for one year, two to be appointed for two years, two to be appointed for three years and two to be appointed for four years. Any vacancies occurring on the board shall be filled in the same manner as provided in this section.

5. The board shall meet in Jefferson City, Missouri, within thirty days following August 28, 1996. Thereafter, the board shall meet upon the written call of the chairman of the board or by the agreement of any six members of the board. Notice of each meeting shall be delivered to all other trustees in person or by registered mail not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

6. Six trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on a majority vote of the trustees present.

7. The trustees shall serve without compensation but shall receive from the fund their actual and necessary expenses incurred in the performance of their duties for the board.

8. The board of trustees shall be a type III agency and shall appoint an executive director and other employees as needed, who shall be state employees and be eligible for all corresponding benefits. The executive director shall have charge of the offices, operations, records, and other employees of the board, subject to the direction of the board. Employees of the board shall receive such salaries and necessary expenses as shall be fixed by the board.

9. Staff resources for the Missouri petroleum storage tank insurance fund may be provided by the department of natural resources or another state agency as otherwise specifically determined by the board. The fund shall compensate the department of natural resources or other state agency for all costs of providing staff required by this subsection. Such compensation shall be made pursuant to contracts negotiated between the board and the department of natural resources or other state agency.

10. In order to carry out the fiduciary management of the fund, the board may select and employ, or may contract with, persons experienced in insurance underwriting, accounting, the servicing of claims and rate making, and legal counsel to defend third-party claims, who shall serve at the board's pleasure. Invoices for such services shall be presented to the board in sufficient detail to allow a thorough review of the costs of such services.

11. At the first meeting of the board, the board shall elect one of its members as chairman. The chairman shall preside over meetings of the board and perform such other duties as shall be required by action of the board.

12. The board shall elect one of its members as vice chairman, and the vice chairman shall perform the duties of the chairman in the absence of the latter or upon the chairman's inability or refusal to act.

13. The board shall determine and prescribe all rules and regulations as they relate to fiduciary management of the fund, pursuant to the purposes of sections 319.100 to 319.137. In no case shall the board have oversight regarding environmental cleanup standards for petroleum storage tanks.

14. No trustee or staff member of the fund shall receive any gain or profit from any moneys or transactions of the fund. This shall not preclude any eligible trustee from making a claim or receiving benefits from the petroleum storage tank insurance fund as provided by sections 319.100 to 319.137.

15. The board may reinsure all or a portion of the fund's liability. Any insurer who sells environmental liability insurance in this state may, at the option of the board, reinsure some portion of the fund's liability.

16. The petroleum storage tank insurance fund shall expire on December 31, [2020] **2025**, unless extended by action of the general assembly. After December 31, [2020] **2025**, the board of trustees may continue to function for the sole purpose of completing payment of claims made prior to December 31, [2020] **2025**.

17. The board shall annually commission an independent financial audit of the petroleum storage tank insurance fund. The board shall biennially commission an actuarial analysis of the petroleum storage tank insurance fund. The results of the financial audit and the actuarial analysis shall be made available to the public. The board may contract with third parties to carry out the requirements of this subsection.

319.140. 1. There is established a task force of the general assembly to be known as the "Task Force on the Petroleum Storage Tank Insurance Fund". Such task force shall be composed of eight members. Three members shall be from the house of representatives with two appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives. Three members shall be from the senate with two appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate. Two members shall be industry stakeholders with one appointed by the speaker of the house of representatives and one appointed by the president pro tempore of the senate. No more than two members from either the house of representatives or the senate shall be from the same political party. A majority of the task force shall constitute a quorum.

2. The task force shall conduct research and compile a report for delivery to the general assembly by December 31, 2018, on the following:

- (1) The efficacy of the petroleum storage tank insurance fund and program;**
- (2) The sustainability of the petroleum storage tank insurance fund and program;**
- (3) The administration of the petroleum storage tank insurance fund and program;**
- (4) The availability of private insurance for above and below ground petroleum storage tanks, and the necessity of insurance subsidies created through the petroleum storage tank insurance program;**
- (5) Compliance with federal programs, regulations, and advisory reports; and**
- (6) The comparability of the petroleum storage tank insurance program to other states' programs and states without such programs.**

3. The task force shall meet within thirty days after its creation and organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it.

4. The task force shall be staffed by legislative staff as necessary to assist the task force in the performance of its duties.

5. The members of the task force shall serve without compensation but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.

6. This section shall expire on December 31, 2018."; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, ~~2018~~ 2023."; and

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

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

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

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.391. 1. There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and

319.139 for the management of hazardous waste, responses to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

- (1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;
- (2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;
- (3) Acquisition of property as provided in section 260.420;
- (4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;
- (5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; ~~and~~
- (6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420; **and**
- (7) **Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.**

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080 relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980.

260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where

radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

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

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

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

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

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

~~"260.242. [All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non open pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.]~~ 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

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

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

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

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

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting immediately after all of said section and line the following:

"414.032. 1. All kerosene, diesel fuel, heating oil, aviation turbine fuel, gasoline, gasoline-alcohol blends and other motor fuels shall meet the requirements in the annual book of ASTM standards and supplements thereto. The director may promulgate rules and regulations on the labeling, standards for, and identity of motor fuels and heating oils.

2. The director may inspect gasoline, gasoline-alcohol blends or other motor fuels to insure that these fuels conform to advertised grade and octane. In no event shall the penalty for a first violation of this section exceed a written reprimand.

3. The director may waive specific requirements in this section and in regulations promulgated according to this section, or may establish temporary alternative requirements for fuels as determined to be necessary in the event of an extreme and unusual fuel supply circumstance as a result of a petroleum pipeline or petroleum refinery equipment failure, emergency, or a natural disaster as determined by the director for a specified period of time. If any action is taken by the director under this section, the director shall:

- (1) Advise the U.S. Environmental Protection Agency of such action;**
- (2) Review the action after thirty days; and**
- (3) Notify industry stakeholders of such action.**

4. Any waiver issued or action taken under subsection 3 of this section shall be as limited in scope and applicability as necessary, and shall apply equally and uniformly to all persons and companies in the impacted petroleum motor fuel supply and distribution system, including but not limited to petroleum producers, terminals, distributors, and retailers."; and

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

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

On motion of Representative Redmon, **HCS SB 659, as amended**, was adopted.

On motion of Representative Redmon, **HCS SB 659, as amended**, was read the third time and passed by the following vote:

AYES: 106

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McGaugh	Messenger	Morris 140	Morse 151	Neely
Nichols	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 035

Anders	Arthur	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Ellington
Franks Jr	Gray	Hurst	Kendrick	Lavender

Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Bangert	Barnes 60	Cookson	Ellebracht	Haahr
Higdon	Lauer	McDaniel	Miller	Muntzel
Newman	Peters	Pfautsch	Pogue	Roden
Ross	Smith 85	Vescovo	Walker 74	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1577, with House Amendment No. 2, pending, relating to public labor organizations, was again taken up by Representative Wiemann.

House Amendment No. 2 was withdrawn.

On motion of Representative Wiemann, **HCS HB 1577** was adopted.

On motion of Representative Wiemann, **HCS HB 1577** was ordered perfected and printed.

HB 2644, relating to sheltered workshops, was taken up by Representative Rowland (29).

On motion of Representative Rowland (29), the title of **HB 2644** was agreed to.

On motion of Representative Rowland (29), **HB 2644** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Rowland (29):

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant

Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Neely	Phillips	Pierson Jr	Pietzman
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roeber	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Bangert	Cookson	Cross	DeGroot	Ellebracht
Franks Jr	Gray	Haahr	Higdon	Korman
Lauer	McDaniel	Miller	Muntzel	Newman
Nichols	Peters	Pfautsch	Plocher	Pogue
Roberts	Roden	Ross	Smith 85	Unsicker

VACANCIES: 002

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 **SS#2 SCS HB 1880** entitled:

An act to repeal section 394.080, RSMo, and to enact in lieu thereof two new sections relating to broadband communications services provided by rural electric cooperatives.

With Senate Amendment No 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1880, Page 5, Section 394.080, Line 15, by striking the words “shall not” and inserting in lieu thereof the following:

“**may**”; and

Further amend said line by striking the word “, however,” and inserting in lieu thereof the following:

“**and**”.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 101 - Elementary and Secondary Education

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS HB 1744 - Fiscal Review

SS#2 SCS HB 1880 - Fiscal Review

SS SCS HCS HB 2034 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 907 - Corrections and Public Institutions

SCS SB 1007 - General Laws

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 Report No. 2.

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

REPORT NO. 2 OF THE MISSOURI HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

April 24, 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.

A. History of the Committee

The Committee was formed by Speaker Todd Richardson on February 27, 2018 and charged with investigating “allegations against Governor Eric R. Greitens” and reporting “back to the House of Representatives.” On April 5, 2018, the Committee voted to release reports relating to the Committee’s findings regarding allegations against

Greitens. On April 11, 2018, the Committee issued its first report regarding the allegations surrounding the relationship between Greitens and Witness 1. Today, the Committee issues this report on Greitens' use of a charitable donor list for fundraising during his campaign for governor, and events surrounding the use of that list.¹ Additional reports may follow.

Every witness to the Committee testified under oath, and subpoenas were issued to compel the appearance of witnesses and the production of documents.

- On March 14, 2018, pursuant to subpoena, the Committee took testimony from Michael Hafner, a former campaign worker for Greitens.
- On March 16, 2018, a subcommittee including Chairman Barnes, Ranking Member Mitten, and Rep. Austin (as well as staff attorney Alex Curchin) spoke with Dave Whitman, a former employee of Greitens. Whitman is currently serving a sentence at the United States Medical Center for Federal Prisoners in Springfield, Missouri after having pleaded guilty to federal crimes relating to theft from Greitens. Whitman refused to speak on the record and indicated that he no longer had possession, access, or control of any documents relating to his employment with The Greitens Group and its relationship with The Mission Continues.
- On March 19, 2018, Chairman Barnes and Attorney Curchin met informally with Matt Jacober, counsel for The Mission Continues, to discuss document requests and activities of The Mission Continues in relation to Greitens and The Greitens Group. The Committee eventually received more than 100,000 documents from The Mission Continues in response to its requests.
- On March 27, 2018, pursuant to subpoena, the Committee took testimony from Krystal Proctor (formerly Taylor), former executive assistant to Greitens when he worked for The Greitens Group and The Mission Continues. Proctor also worked in an operations role for the Greitens campaign for governor.
- On March 28, 2018, counsel for Danny Laub, a former campaign worker for Greitens, informed Chairman Barnes via email that Laub refused to appear before the Committee. However, Laub testified under oath via deposition taken by the Attorney General's Office in Washington D.C. on April 18, 2018.
- On March 29, 2018, the Committee took testimony from Spencer Kympton, President of The Mission Continues.
- On April 2, 2018, pursuant to subpoena, the Committee took testimony from Lyndsey Reichardt (formerly Hodges), a former employee of The Mission Continues.
- On April 3, 2018, the Committee met to discuss process for redactions of testimony and this report.
- On April 4, 2018, the Committee took testimony from Jack Neyens, the former Chief Financial Officer of The Mission Continues.
- On April 15, 2018, the Committee sought and received an Order from the Circuit Court of Cole County permitting the Attorney General's Office (AGO) to share information about its investigation of The Mission Continues with the Committee.
- On April 18, 2018, Chairman Barnes and Attorneys Curchin and Alixandra Hallen met with counsel from the Attorney General's Office to exchange information. The Committee received the testimony and related exhibits from the AGO's depositions of Michael Hafner, Krystal Proctor, and Danny Laub.

¹ The Committee notes that its work is not complete with this report, and that, in addition to other actions, subsequent reports may be issued.

B. Committee Findings for Report #2

Based on the testimony and evidence received by the Committee to date, the Committee finds reason to believe the following:

1. The Mission Continues (TMC) is a 501(c)(3) not-for-profit organization started by Eric Greitens that helps veterans returning home from service “build new skills and networks that help them successfully reintegrate to life after the military while making long-term, sustainable transformations in communications and inspiring future generations to come.”²

2. Greitens founded TMC in 2007 under the name The Center for Citizen Leadership. TMC grew slowly between 2007 to 2010, ending 2010 with \$1.56 million in revenue. In 2011, TMC grew substantially, grossing total revenue of \$7.01 million.³

3. In 2009, Greitens formed The Greitens Group (TGG) for his personal for-profit business engagements, which included book writing, public speaking, and corporate training.⁴

4. Krystal Proctor (formerly Taylor) began working for Greitens on January 1, 2011, with salary and expenses split between TGG and TMC.⁵ Throughout her time working for Greitens, Proctor worked at his direction.⁶

5. Dave Whitman worked as the managing director for TGG until 2014, when he was charged with federal crimes relating to theft and fraud against TGG. In 2016, Whitman pleaded guilty and is currently serving his sentence in Springfield, Missouri.

6. Jack Neyens acted as the Chief Financial Officer of TMC for several years while Greitens was there.⁷

7. Proctor explained how TGG and TMC worked together: TGG would book a for-profit event for Greitens, and TMC would then work around those events to “maximize” Greitens’ time.⁸ The Committee lacks non-profit expertise to determine whether the practice of booking TMC events around Greitens’ private business schedule is common or best practice. Neyens’ testimony suggests it is not common.⁹ However, Neyens’ also testified that it made “sense” as a way of “maximizing expenses” and “maximizing his time.”¹⁰

8. The Committee found no evidence that TMC inappropriately paid Greitens’ travel expenses for events that were not exclusively TMC events.¹¹ Likewise, the Committee found no evidence that TMC purchased Greitens’ books.¹²

9. In 2011, as its operating budget grew significantly, TMC began hiring professional staff with experience in non-profit management, including Spencer Kympton, who was hired as the organization’s Chief Partnerships Officer.¹³

² <https://missioncontinues.org/about/>

³ This data is available online with TMC’s Form 990 filings.

⁴ This information is available at the website of the Missouri Secretary of State.

⁵ Tr. Proctor at 10:8 to 13:2

⁶ Tr. Hafner at 10:11-20; Tr. Proctor at 20:9-12.

⁷ Tr. Neyens.

⁸ Tr. Proctor at 15:1-16, “[T]ypically, I would ... communicate ... to [TMC], Eric is going to be in Florida for a speaking engagement; you guys probably want to use this opportunity to set up some donor meetings[.]” See also Tr. Neyens at 16:22 to 17:10. See Tr. Neyens at 17:15-18

⁹ Tr. Neyens at 17:19 to 19:6, testifying he “did not” have a similar experience at other non-profits where he worked and had not worked at any non-profit where the director also had a private business at the same time.

¹⁰ Tr. Neyens at 17:15-18.

¹¹ Tr. Proctor at 18:9-23; Tr. Kympton at 18:6-18; Tr. Neyens at 19:12-16.

¹² Tr. Kympton at 19:4-12; Tr. Neyens at 14:15 to 15:3.

¹³ Tr. Kympton at 8-19,

10. As CEO of TMC, Greitens reported to the Board of Directors.¹⁴
11. In late 2012, TMC’s Board initiated procedures to protect TMC’s 501(c)(3) status.
 - a. TMC entered into a Memorandum of Understanding (MOU) with TGG to formalize cost-sharing between the organizations.¹⁵
 - b. TMC required Greitens to sign a non-disclosure agreement (NDA) as a TMC employee.¹⁶
12. In the TMC NDA dated November 27, 2012, Greitens agreed to hold in strict confidence “the identities of any donors or investors, and any personal information of donors or investors, and any contact information for donors or investors,” as well as any “lists, databases ... trade or business secrets, ... and similar or dissimilar information relating to the operations or activities of TMC.”¹⁷
13. The NDA specifically stated that Greitens “shall not at any time during [his] employment with TMC or at any time after termination or expiration of [his] employment with TMC disclose any Confidential Information to any third party, in whole or in part.”¹⁸ Greitens further agreed that “all intellectual property that is developed by [himself] during the time [he] is employed by TMC, and that is within the scope of [his] employment with TMC, is the property of TMC, including but limited to ... trade secrets.”¹⁹ He also agreed to not use TMC’s intellectual property, including trade secrets “in any context outside of [his] employment” unless he first “received the prior written consent (by email or letter) of TMC[.]”²⁰
14. Krystal Proctor signed the same TMC NDA on November 21, 2012.²¹
15. Also in late 2012, Greitens received and signed TMC’s “Team Member Handbook,” which set expectations for employees and volunteers.²² The Handbook begins with a signed letter from Greitens and speaks to the importance of confidentiality in at least three places:
 - a. “Under no circumstances should outside requests for donor material be fulfilled unless prior written permission is received from your Team Leader.”
 - b. “Team Members may not use our Systems “to solicit Team Members or others unless on behalf of The Mission Continues;” and
 - c. “Protecting our organization’s information is the responsibility of every Team Member[.] ... Do not discuss the organization’s confidential business or proprietary business matters, or share confidential, personal Team Member information with anyone who does not work for us such as friends, family members, members of the media, or other business entities.”
16. In November 2012, Proctor recognized the importance of protecting TMC donor privacy.

¹⁴ Tr. Kympton at 26:16-17.

¹⁵ Ex. 15; Tr. Kympton at 13:20 to 14:7, describing MOU as “a board-directed initiative ... intended to protect and preserve the nonprofit status of The Mission Continues. Recognizing that our CEO at the time was also the CEO of a for-profit entity...”

¹⁶ Ex. 16, see Greitens signature on page 4. Tr. Kympton at 20:10-11, “[T]his is a document that all of our staff signs.”

¹⁷ Ex. 16 at ¶1(C), (G), definition of confidential information; and ¶2, non-disclosure requirement.

¹⁸ Ex. 16 at ¶3(A).

¹⁹ Ex. 16 at ¶3(A).

²⁰ Ex. 16 at ¶3(C).

²¹ Ex. 12; Tr. Proctor at 21:2-18.

²² Ex. 14.

At that time, she extracted TMC data for the limited purpose of compiling a holiday card list for Greitens, and sent TMC data to others within TGG with the following request:²³

I've also attached a spreadsheet here from the TMC salesforce system, which includes some of the top donors. I've deleted the amount of the donations to maintain privacy, but please DO keep this private. Do NOT print this spreadsheet or distribute. Please add the names and addresses that you see highlighted in yellow to the holiday card master spreadsheet. You can likely just copy and paste from the spreadsheet as most addresses are included. We should have ALL addresses for these folks so I can always check TMC salesforce here as well.

Emphasis added.

17. Former TMC CFO Neyens testified that Greitens “grew the organization from zero[.]”²⁴ and explained why and how he believed Greitens was able to grow TMC. “[P]eople, donors, corporations, individuals, foundations migrate. They were attracted to him. They migrated to him as he spoke around the country[.]”²⁵ Further, Neyens agreed with the statement that Greitens “was a very strategic person” who “liked to have things planned out,” testifying, “He planned things out. ... He didn’t go into – you know, I guess it’s kind of like going into battle. You just don’t randomly run in there. He had a plan of building his business – building his organization.”²⁶

18. Although Greitens was critical to TMC’s success, he did not work alone. Kympton testified that TMC fundraising responsibilities were shared between Greitens and the development team, including Lyndsey Reichardt.²⁷

19. Reichardt testified that as development director, her job included “anything related to fundraising” for TMC.²⁸ This included an annual gala, corporate fundraising proposals, individual donors, appeal letters and “identifying donors that would be good for Eric or other leadership team members to meet with.”²⁹ She explained that when someone made a small donation to TMC, she “would help set up meetings with people” who had “potential to give larger gifts or to contribute more to The Mission Continues.” The charity had a system to ensure every donor was thanked on a quarterly basis for his or her gifts. Reichardt was responsible for identifying small donors who might be good prospects to become larger donors.³⁰ The thank you calls “involved all the staff.”³¹

20. Reichardt explained that she also had frequent contact with individual TMC donors, testifying, “Sometimes I would go have coffee or lunch with them, tell them about the organization’s plans and how we were growing, and assess their interest in being more involved with the organization.”³² Through this process she was responsible for “gaining donors who donated in excess of a thousand dollars.”³³ However, “[a]s the organization grew, the leadership members above [her] would take those meetings.” Those leadership members were not limited to Greitens, but also included Spencer Kympton, Lori Stevens, and Meredith Knopp. Reichardt testified that no one single leadership member took the bulk of those donor meetings.³⁴

21. Similarly, Reichardt testified that TMC’s annual banquet was a “team effort” where sponsors were identified by a leadership committee, and “those committee members would typically do the solicitations themselves.”³⁵

²³ AGO Proctor, Ex. 12.

²⁴ Tr. Neyens at 43:19.

²⁵ Tr. Neyens at 43:20-23.

²⁶ Tr. Neyens at 58:7-16.

²⁷ Tr. Kympton at 65:14 to 67:10.

²⁸ Tr. Reichardt at 11:6.

²⁹ Tr. Reichardt at 11:9-11.

³⁰ Tr. Reichardt at 11:25 to 13:20.

³¹ Tr. Reichardt at 13:14-20.

³² Tr. Reichardt at 14:17-20.

³³ Tr. Reichardt at 14:21-23, responding in the affirmative to question posed by Rep. Barnes.

³⁴ Tr. Reichardt at 15:2-14.

³⁵ Tr. Reichardt at 17:2 to 18:20

22. An email suggests Greitens began considering a run for statewide office at least as early as October 16, 2013, at which time a political consultant named Steve Michael emailed to tell him he was “finishing up on some of those to-do lists” and sent “Schweich’s donor list” as an attachment to give Greitens “a bit of an idea on his potential strengths.”³⁶ At the time, Schweich was identified as planning a run for governor.³⁷

23. Greitens took a sabbatical from TMC from late 2013 to spring 2014.³⁸

24. Proctor testified that Greitens had decided he was running for office in early 2014.³⁹

25. Danny Laub began advising Greitens on political activity in early 2014. Laub testified he prepared a memo for Greitens in February 2014 regarding gubernatorial campaign strategy.⁴⁰

26. On February 27, 2014, Monu Joseph emailed Proctor and Greitens the schedule for Greitens’ trip to Orange County, California on March 12, 2014.⁴¹ Proctor testified the purpose of the trip and “the nature of those meetings was to start thinking about getting support and money from these people for when he would run for office.”⁴²

27. On March 5, 2014, Greitens emailed a spreadsheet to Proctor and Whitman with lists of “categories for consideration” for a run for public office.⁴³ The document discussed fundraising, issue education, campaign organization, potential endorsements, and strategy.⁴⁴

28. Michael Hafner also began advising Greitens on political activity in early 2014.⁴⁵ Emails reveal a meeting with potential supporters and donors as early as March 18, 2014.⁴⁶

29. On March 21, 2014, Proctor prepared a memo for Greitens, Whitman, and Mason Fink setting forth information about announced and likely candidates for governor in 2016.⁴⁷ She testified that Greitens was “focused on the governor’s position” at this date and had, in fact, settled on Missouri governor’s race for his political future.⁴⁸

30. On March 24, at Greitens’ direction, Proctor set up a system to organize campaign contacts including donors, volunteers, staff, advisors, endorsements, interest groups, and other supporters.⁴⁹

³⁶ AGO Proctor, Ex. 1.

³⁷ See Catherine Hanaway, former Missouri House Speaker, Pondering 2016 Run for Governor, St. Louis Post-Dispatch, Sept. 15, 2013, discussing Schweich “who has not said he will run for governor but is widely believed to be planning such a move.” Available at http://www.stltoday.com/news/local/govt-and-politics/catherine-hanaway-former-missouri-house-speaker-pondering-run-for-governor/article_5e736420-d191-5c0b-ba42-637d28ccedd7.html, April 23, 2018.

³⁸ Ex.19.

³⁹ Tr. AGO Proctor at 23:7-11, “I became more convinced because he started sort of planning for a transition or stepping down as CEO from The Mission Continues and focusing, you know, on a little bit more on the idea.”

⁴⁰ Tr. AGO Laub at 37:24 to 42:22; AGO Laub Ex. 2.

⁴¹ AGO Proctor, Exs. 6, 7.

⁴² Tr. AGO Proctor at 45:2-7; AGO Proctor, Ex. 7.

⁴³ AGO Proctor, Exs. 8, 9.

⁴⁴ AGO Proctor, Ex. 9.

⁴⁵ Tr. Hafner at 6:15 to 7:2.

⁴⁶ Ex. 30.

⁴⁷ Mason Fink is a national political fundraiser.

⁴⁸ Tr. AGO Proctor at 40:18-23; 41:24 to 42:2; 150:5-15; 151:1-5; AGO Proctor, Ex. 5.

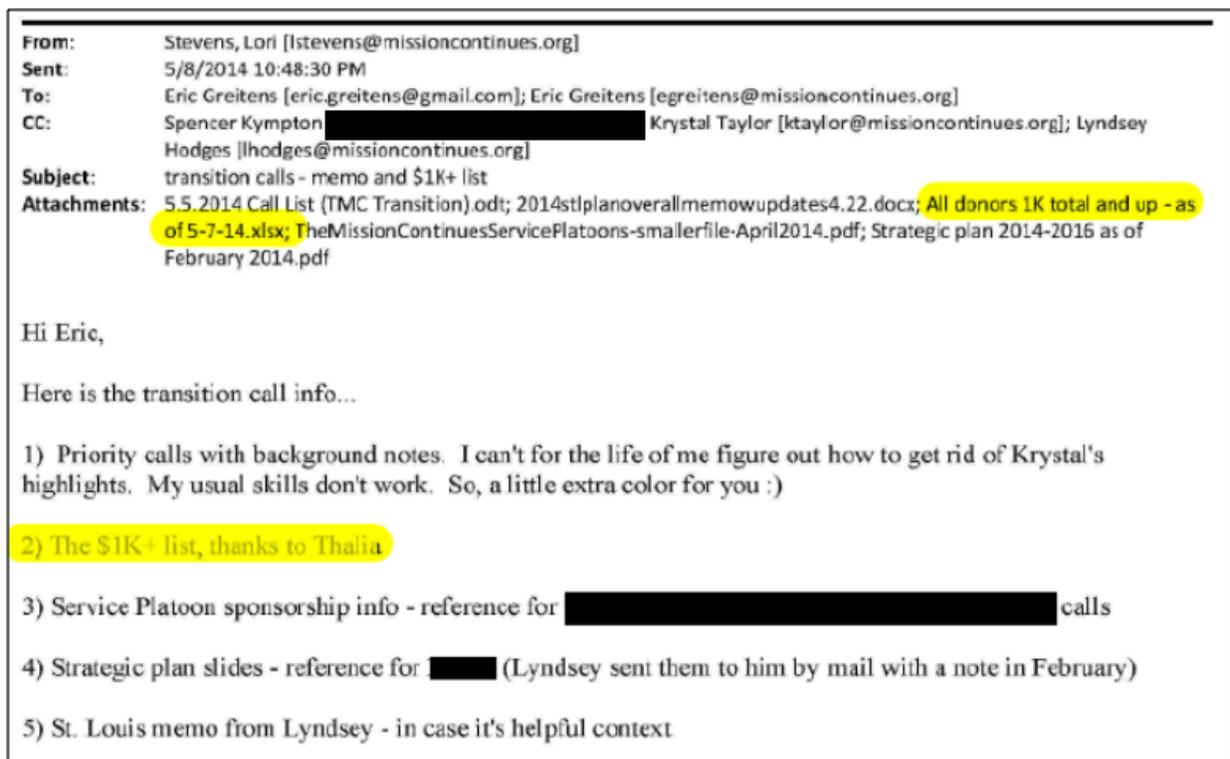
⁴⁹ Tr. AGO Proctor at 61:25 to 62:16; AGO Proctor, Ex. 10.

31. On or about April 1, 2014, Proctor stopped using her TMC email linked to her TGG email on a regular basis. Instead, she created an auto-response to inform persons who emailed her that they could contact her at her TGG email address, an account for which the Committee does not have access to emails dated after April 1, 2014.⁵⁰

32. On April 24, 2014, Greitens informed TMC that he would transition from CEO to Board Member of TMC in the summer of 2014.⁵¹ In response, TMC asked Greitens to assure donors that the transition to new leadership would go smoothly and the organization was on strong footing with a good plan for the future. Reichardt explained:

Anytime there is a big leadership change within an organization it's standard fundraising practice to take your top donors and let them know about that change.... [T]he development team's plan for the transition was essentially to identify our top donors and let them know that Eric was going to be leaving the organization in a few months, and that the organization is in good hands with Spencer Kympton, the new president.⁵²

33. On May 8, 2014, TMC employee Lori Stevens emailed Greitens, Proctor, Kympton, and Reichardt with "transition call" instructions for Greitens and five attachments, including a list of TMC donors named "All donors 1K total and up – as of 5-7-14.xlsx."⁵³



Emphasis added.

34. On May 12, 2014, Kympton followed-up on the transition calls.⁵⁴

⁵⁰ Ex. 31

⁵¹ Ex. 19.

⁵² Tr. Reichardt at 22:7-25.

⁵³ Ex. 32.

⁵⁴ Ex. 17.

From: Kympton, Spencer [REDACTED]
Sent: 5/12/2014 5:00:08 PM
To: Stevens, Lori [REDACTED]
CC: Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and \$1K+ list

are we tracking progress/completion of each of these calls/invites in some way? will be good to know when others know, so that follow-on comms are appropriate

35. At least two other follow-up emails occurred to track and aid in the transition calls.⁵⁵

From: Reichardt, Lyndsey [lreichardt@missioncontinues.org]
Sent: 5/19/2014 6:07:03 PM
To: Stevens, Lori [REDACTED]
CC: Kympton, Spencer [REDACTED]; Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and \$1K+ list
Attachments: 5.19.2014 Call List (TMC Transition LH additions).odt

Hi Eric,

Sorry I missed you on April 24th. Lori and I discussed this list. I also added a couple of people whom I think need a call to a document attached here. Additionally, I went through the \$1,000+ list and flagged others you might want to consider calling. I've included their names at the end of the document, and if you want to call them, let me know. I am happy to pull phone numbers and ensure you have appropriate background on everyone. Thanks, Eric.

NOTE: If you have not called [REDACTED] at the end of the month. [REDACTED] and that note is included in the document attached to this email.

On Tue, May 13, 2014 at 7:10 PM, Stevens, Lori [REDACTED] > wrote:
Hi,

Krystal and I had talked about Eric letting me know as he makes the calls.

Eric - do you want to send a daily update to Spence and me? Or just shoot us notes as you complete calls?

Any takers on the June 10th gathering or meetings yet?

Thanks!

L

⁵⁵ Ex. 17.

36. Proctor explained how she understood the circumstances of these transition emails:

Eric was stepping down as CEO of The Mission Continues...and I recall that he asked the development team at The Mission Continues, which would have been Lori Stevens and Lyndsey Reichardt at the time, who were both on this email. He asked the development team to send him a list of donors of The Mission Continues, and then also a list of calls that he would be making to The Mission Continues sort of top donors to let them know that he would be transitioning and stepping down as CEO.⁵⁶

My understanding was that he had – you know, Eric had built The Mission Continues, and these were his contacts, his friends, his family, his family members, colleagues, and you know, at some point in the future, he might need to reference this list and, you know, get in touch with these people.⁵⁷

37. Proctor was not aware of any communications specifying a purpose for TMC sending the donor list to Greitens other than the transition.⁵⁸ However, she also testified:

The purpose, I believe, was that Eric would be making a number of phone calls to The Mission Continues donors to let them know he would be transitioning and stepping down as CEO, and then I also believe the purpose was to have a list of contacts, because, like I said, these were his contacts, his friends and family members and colleagues, people he had brought into The Mission Continues who were supporters of his, and I believe that he – you know, for convenience's sake, he wanted their contact information in one place and one list.⁵⁹

38. Proctor recalled Reichardt “being sort of concerned and voicing those concerns around, you know, sending a list of The Mission Continues Donors to Eric[.]”⁶⁰ She further testified Reichardt “sort of feeling like, you know, putting together this list and, you know, sending it to Eric felt, you know, inappropriate in some way.”⁶¹ Reichardt denied ever speaking of such concerns.⁶²

39. Proctor could not recall anyone from TMC stating that the list could be used for political purposes or for any purpose other than transition calls.⁶³

40. Kympton did not recall any alternative purpose for providing the TMC donor list:

[T]he original email that was sent sometime earlier – I mean, beginning on May 8th of 2014, was part of an overall plan that our development team constructed to guide the external communication of our CEO's transition. So that sat a week or two after Eric had communicated internally that his plan was to transition from the CEO role over that summer – so several months later.

So this was our first step in our development team's first step at guiding a proactive communications plan with our partners to not only communicate the transition itself but also talk about how The Mission Continues would be a going concern, how their partnership in support of The Mission Continues would continue to be valued by the organization and just – it was all part of a natural transition plan that we had created.⁶⁴

⁵⁶ Tr. Proctor at 23:6-17.

⁵⁷ Tr. Proctor at 24:1-7.

⁵⁸ Tr. Proctor at 25:7-9.

⁵⁹ Tr. Proctor at 24:20 to 25:6.

⁶⁰ Tr. Proctor at 25:13-17.

⁶¹ Tr. Proctor at 76:23 to 77:1.

⁶² Tr. Reichardt at 24:19-23.

⁶³ Tr. Proctor at 26:15 to 27:19, responding in the negative to questions posed by Rep. Barnes.

⁶⁴ Tr. Kympton at 33:7-23.

41. When asked whether there was any purpose other than the transition calls for “providing Mr. Greitens the full list of The Mission Continues donors who had given over a thousand dollars,” Reichardt answered, “Not to my knowledge.”⁶⁵ Reichardt gave the same answer to questions of whether there was any express or implied consent for “Mr. Greitens to use this list of donors over \$1,000 for political purposes.”⁶⁶

42. Kympton testified that the TMC NDA applied to the TMC donor list. When asked if there was an exception to the NDA for political activity, Kympton responded, “There are no exceptions.” He further explained that he could not “see a case where there would be an exception made” and “[i]t would not have been an authorized use of any information from The Mission Continues’ point of view.” He also characterized it as “a misuse, as far as The Mission Continues is concerned.”⁶⁷

43. Kympton testified that he was not aware of any implicit or explicit authorization to use the TMC list for political purposes.⁶⁸ He further stated, “I have not seen any evidence that there was any authorization to Mr. Greitens, either in the context of his role as CEO or after, to suggest any authorization to use it for political purposes.”⁶⁹

44. Reichardt agreed that there were individuals and corporations who donated more than a thousand dollars to TMC for whom Greitens was not primarily responsible.⁷⁰

45. On May 24, 2014, Greitens met with Laub and others for ten hours to discuss a “future race for governor.”⁷¹ In preparation, Laub created a memo for Greitens that established the first objective of “establish a personal relationship with five candidates outside of Missouri who can be called-upon for personal favors during Eric’s campaign for Governor.”⁷²

46. In an email sent May 26, 2014, Fink suggested that Greitens open a campaign committee that spring.⁷³ However, Laub responded that “this is silly.” In his deposition, he explained, “Eric’s key to victory was timing and this would have disrupted that.”⁷⁴ Laub explained, “The later the better,” on when it was the right time for Greitens to enter the race.⁷⁵

47. On May 28, 2014, just 17 days after Greitens received the TMC donor list, he asked Danny Laub to sign an NDA that, like the TMC NDA, protected “donor lists” from disclosure to third-parties.⁷⁶ The Greitens’ campaign NDA specified that “EG is exploring plans regarding a potential career endeavor involving public service[.]”⁷⁷

48. On August 14, 2014, Greitens scheduled a conference call with political consultants Steve Michael and Dave Hagemen.⁷⁸

⁶⁵ Tr. Reichardt at 23:7-10; 23:11 to 24:6, rejecting contention that list was sent for “Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future.”

⁶⁶ Tr. Reichardt at 24:11-18.

⁶⁷ Tr. Kympton at 21:19 to 24:3.

⁶⁸ Tr. Kympton at 24:15 to 25:9.

⁶⁹ Tr. Kympton at 29:3-10.

⁷⁰ Tr. Reichardt at 18:21 to 19:1, responding in the affirmative to question posed by Rep. Barnes.

⁷¹ Tr. AGO Laub at 111:1-4.

⁷² Tr. AGO Laub at 90:23 to 95:24; AGO Laub, Ex. 12.

⁷³ AGO Laub, Ex. 13.

⁷⁴ Tr. AGO Laub at 118:22-24.

⁷⁵ Tr. AGO Laub at 119:3-5.

⁷⁶ AGO Laub, Ex. 14.

⁷⁷ AGO Laub, Ex. 14.

⁷⁸ Ex. 3.

49. On October 15, 2014, Proctor sent an email to Laub and Tyler Holman regarding a meeting on Monday, October 20, 2014. Proctor indicated she would bring “[a]ll of the donor lists that we’ve collected so far” to the meeting.⁷⁹ The TMC donor list was one of those lists. Proctor testified that Greitens had talked to her multiple times about “the importance of the TMC donor list to support future political fundraising efforts.”⁸⁰

50. On December 1, 2014, Laub was hired by Greitens. Laub testified that, at this time, there was “definitely a future gubernatorial campaign” and Laub’s role included “political planning,” meaning “everything from...surveying the landscape, figuring out who Eric should meet with, figuring out how to achieve at this point ... how to achieve success.”⁸¹ At the time, however, Laub was paid by Eric Greitens, LLC.⁸² Also on December 1, 2014, Proctor emailed Laub a document from Greitens titled “Candidate’s Intent.”⁸³ It provided detailed campaign plans, including fundraising plans to achieve \$8 million in commitments; messaging plans that sought answers to the questions “Why I’m Running” and “Why I’m a Republican.”⁸⁴

51. On December 5, 2014, Greitens convened a meeting to discuss the campaign.⁸⁵ Laub testified that he first learned of the TMC list at this meeting.⁸⁶ Several people attended this meeting, including Jennae Neustadt, Mark Bobak, Chris Bobak, and Fink.⁸⁷ The attendees reviewed the TMC donor list at this meeting.⁸⁸

52. Hafner began working for pay in January 2015. Although Hafner’s work was strictly political, his initial pay was from either The Greitens Group or Eric Greitens personally.⁸⁹

53. Greitens for Missouri did not report Laub’s or Hafner’s pay as in-kind contributions from The Greitens Group to the campaign.

54. On January 6, 2015 at 1:57 p.m., the following invitation was sent to Hafner, Proctor, and Laub for a campaign “Finance Meeting” for 10 a.m. the next morning.⁹⁰

⁷⁹ AGO Proctor, Ex. 16.

⁸⁰ Tr. AGO Proctor at 116:1-17.

⁸¹ Tr. AGO Laub at 25:13 to 26:20.

⁸² Tr. AGO Laub at 181:7-10. Eric Greitens LLC is d/b/a The Greitens Group.

⁸³ AGO Laub, Ex. 26.

⁸⁴ AGO Laub, Ex. 26.

⁸⁵ Tr. AGO Laub at 186:16-19.

⁸⁶ Tr. AGO Laub at 186:19.

⁸⁷ Tr. AGO Laub at 171:3-25; 186:20-23.

⁸⁸ Tr. AGO Laub at 172:7 to 174:18.

⁸⁹ Tr. Hafner at 7:3-15; 89:21 to 90:2.

⁹⁰ Ex 3 at 1; Tr. Hafner at 9:6-14.

**Invitation: Finance Meeting @ Wed Jan 7, 2015 10am - 12pm
(mike@barklageandknodell.com)**

Eric Greitens <egreitens@missioncontinues.org> Tue, Jan 6, 2015 at 1:57 PM
Reply-To: Eric Greitens <egreitens@missioncontinues.org>
To: [REDACTED] <mike@barklageandknodell.com>, "dlaub@greitensgroup.com"
<dlaub@greitensgroup.com>

Finance Meeting

[more details »](#)

When Wed Jan 7, 2015 10am – 12pm Central Time

Video call https://plus.google.com/hangouts/_/missioncontinues.org/dlaub-mike

Calendar mike@barklageandknodell.com

- Who
- Eric Greitens - creator
 - dlaub@greitensgroup.com
 - mike@barklageandknodell.com

Going? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

55. Four minutes later, Proctor sent an email to Laub and Hafner:⁹¹

Donor lists

Krystal Taylor <ktaylor@greitensgroup.com> Tue, Jan 6, 2015 at 2:01 PM
To: Danny Laub <dlaub@greitensgroup.com>, Michael Hafner <[REDACTED]>

All donors 1k total and up - The Mission Continues list
EG fnce prospects - Mason Fink's list
Fundraising tacker list - our internal list (Danny has access to updated google doc.)
Schweich list - Steve Michael sent over many months ago

—
Krystal Taylor
Vice President
The Greitens Group
Direct: 314-833-6269

4 attachments

-  All donors 1K total and up - as of 5-7-14.xlsx
71K
-  EG fnce prospects 061714.xlsx
68K
-  Fundraising Tracker - as of Oct 10, 2014.pdf
67K
-  Schweich list.xlsx
489K

⁹¹ The list labeled “EG fnce prospects 061714.xlsx” was provided by Mason Fink, an unpaid informal advisor, but, to the best of the Committee’s knowledge, never reported as an in-kind contribution. The “Schweich list.xlsx” was provided by Steve Michael, an employee of Victory Enterprises, an eventual vendor for the campaign.

56. The attachment labeled “All donors 1K total and up – as of 5-7-14.xlsx” was TMC’s donor list – as sent to Proctor and Greitens by TMC for the purpose of “transition calls” when Greitens left TMC in May 2014.⁹²

57. Hafner and Proctor testified that Proctor sent the TMC list at Greitens’ direction.⁹³

58. Proctor testified “there was no confusion” when she shared the list with Hafner and Laub at Greitens’ direction that they were going to use it to support “the political campaign” and, in particular, “political fundraising.”⁹⁴ Laub also testified that the TMC list was used to create a campaign fundraising list⁹⁵ and that, at the direction of Greitens, Hafner used the TMC list to create a campaign fundraising list.⁹⁶

59. Proctor testified she never received authorization to share the list from anyone other than Greitens, and that Greitens directed her to share the list after he left TMC.⁹⁷

60. The TMC list contained the names, phone numbers, email addresses, donations, and other details of every individual, company, or non-profit that had donated \$1,000 or more to TMC. The list contained the information for more than 500 individuals and hundreds of businesses and foundations that had given to TMC.⁹⁸

61. Proctor testified that Greitens viewed the TMC list as his own list of friends, family, and supporters that he had built up with his own labor and endeavors from the beginning of the organization.⁹⁹

62. Greitens, did, in fact, put substantial labor into cultivation of donors for the list. However, Greitens earned a salary as CEO of TMC for most of that time, and other people also put labor into cultivation of the list.¹⁰⁰

63. TMC’s President Spencer Kympton explained that the list contained more than just Greitens’ friends, family, and supporters. When asked, “A previous witness testified that Mr. Greitens thought – essentially thought of this list as his own, that the list was comprised of his friends, his contacts that he had built up. ... Do you believe that to be true?” Kympton responded:

I would not characterize this list that way. This list is a list of 500 – more than 500 donors, supporters, partners of The Mission Continues who had given collectively or over time \$1,000 or above to The Mission Continues. Within this list might be, you know, friends or family of Eric Greitens that have transitioned into being supporters of The Mission Continues, but as context, I have friends and family who are on this list; other staff members from The Mission Continues have family on this list. There are individuals on this list who came into The Mission Continues relationship via events that we ran, and they might have been invited by host committee members to those events. There are individuals on this list who came into a relationship with The Mission Continues by the company that was supporting The Mission Continues. So I think that there certainly are individuals on this list who might have been a friend or family member of The Mission Continues, but I would very much characterize this list as a list of supporters and partners of The Mission Continues that came from a variety of different pathways to that relationship.¹⁰¹

⁹² Ex. 32

⁹³ Tr. Proctor at 28:10-16, “It would have been at Eric’s direction.”; Tr. Hafner at 11:13-16.

⁹⁴ Tr. AGO Proctor at 122:8-21.

⁹⁵ Tr. AGO Laub at 202:4-13.

⁹⁶ Tr. AGO Laub at 211:19 to 212:7.

⁹⁷ Tr. AGO Proctor at 133:3-16.

⁹⁸ Ex. 3 at 3-24.

⁹⁹ Tr. Proctor at 23:24 to 24:7

¹⁰⁰ See Reichardt testimony set forth above; Tr. Reichardt at 11:4 to 19:1

¹⁰¹ Tr. Kympton at 34:10 to 35:24, further testifying that “Yes. Of course” he keeps a separate contact list for his friends and family than the TMC list.

64. Reichardt testified that she did not view the list as Greitens' personal list,¹⁰² and that there were donors on the list for whom Greitens was not responsible.¹⁰³

65. Hafner testified that the Greitens campaign used the TMC list for fundraising purposes, stating there were two fundraising meetings in January, and "at least in one of those meetings we went through the list." Greitens gave Hafner "notes on specific donors. And of course, donors were selected based on their ability to give which is denoted in the list of their lifetime giving history to The Mission Continues."¹⁰⁴

66. Kympton and TMC expressly stated that it did not authorize this disclosure or use:

- a. "The Mission Continues did not provide nor authorize any use of our donors' information to the Greitens campaign or any persons or groups for political or campaign purposes;"¹⁰⁵
- b. "Any use of The Mission Continues resources for any political or other unauthorized purpose would violate our policies and the trust we expect from each member of our staff."¹⁰⁶

67. Hafner, an experienced campaign professional, testified that it was the first time he had ever used a charity's donor list in the course of a political campaign.¹⁰⁷

68. Hafner testified that on January 19, 2015, Greitens instructed him to meet with Reichardt about the list because Greitens did not know a number of persons on it:

So after going through The Mission Continues donor list, at some point during the process, Mr. Greitens didn't recall a number of names from the list and I was directed – he directed me to set up a meeting with Lindsey Reichardt who it was indicated that she was either a current employee or a former employee of The Mission Continues. And Eric indicated that she would have more extensive information on many of the donors from the list and that I needed to reach out to her to go over the list with her. I never met with Lindsey. I don't recall ever reaching out to her, but it's possible I could have. But to my knowledge, I don't think she ever came into the office, and I certainly never met with her personally to go over the list.¹⁰⁸

69. Both Hafner and Reichardt testified that they never had a meeting.¹⁰⁹

70. On January 28, 2015 Hafner emailed Proctor, Laub, and Chris Bobak seeking help obtaining information for an initial fundraising list. Hafner noted that he "need[ed] the contact information that Eric already has for these people (and I assume that is all in Salesforce?)." Proctor responded that Hafner should check TGG's account at salesforce.com, but pointed out, "Some of these will not be in salesforce. If not, I would suggest checking The Mission Continues list."¹¹⁰ Proctor then attached the TMC list to her response.¹¹¹

¹⁰² Tr. Reichardt at 23:11 to 24:6, rejecting Proctor's contention that list was sent for "Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future."

¹⁰³ Tr. Reichardt at 14:23, responding in the affirmative to question posed by Rep. Barnes.

¹⁰⁴ Tr. Hafner at 16:3 to 17:6.

¹⁰⁵ Tr. Kympton at 36:18 to 37:1.

¹⁰⁶ Tr. Kympton at 37:3-8.

¹⁰⁷ Tr. Hafner at 55:11-21.

¹⁰⁸ Tr. Hafner at 19:9 to 20:2.

¹⁰⁹ Tr. Hafner at 19:23; Tr. Reichardt at 28:25 to 29:1.

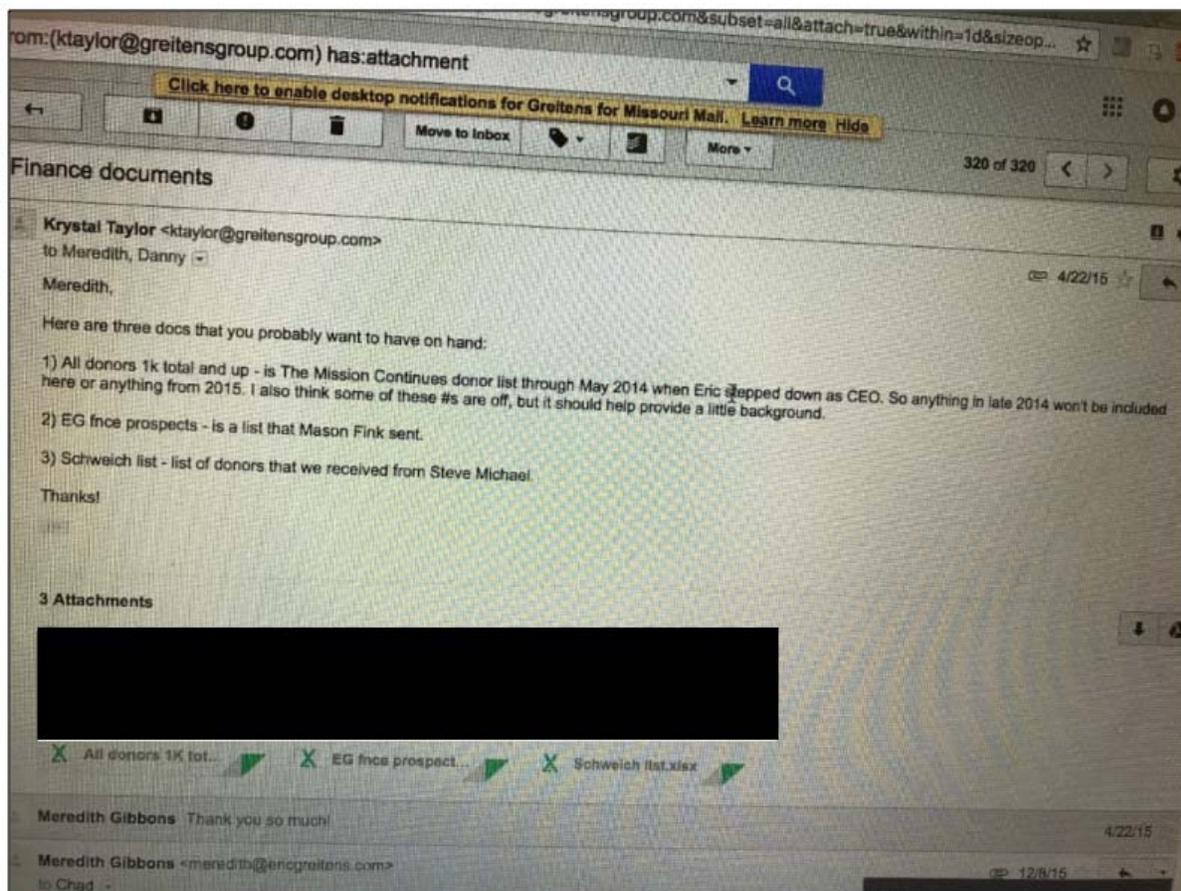
¹¹⁰ Ex. 5.

¹¹¹ Tr. AGO Proctor at 107:3-13.

71. Hafner and Laub testified that Hafner used the TMC list to create donor call lists in 2015.¹¹² Hafner sent call lists to Greitens that were derived in part from the TMC list on at least February 5, 17, and March 20.¹¹³ At the time Hafner sent the donor call lists, there was no campaign in existence to which donations could be made. However, Laub testified Greitens “was indeed making calls” during this time period, agreeing that Greitens was “getting commitments but not actually getting checks.”¹¹⁴

72. On February 25, 2015, the campaign filed a Statement of Committee Organization creating the entity Greitens for Missouri.¹¹⁵

73. On April 22, 2015, after Hafner was no longer working for the Greitens campaign, Proctor emailed the TMC list to Meredith Gibbons, the new finance director for Greitens for Missouri.¹¹⁶ As set forth below, Proctor’s email notes the attachment “is The Mission Continues donor list through May 2014 when Eric stepped down as CEO. So anything in late 2014 won’t be included here or anything from 2015.”



74. Proctor testified that she shared the list with Meredith Gibbons at Greitens’ direction so that it “would be used for political fundraising.”¹¹⁷ She further testified that she was instructed by Greitens to use the lists for these purposes.¹¹⁸

¹¹² Exs. 7, 8, 9.

¹¹³ Exs. 7, 8, 9.

¹¹⁴ Tr. AGO Laub at 250:12-25.

¹¹⁵ This document is available on the website of the Missouri Ethics Commission.

¹¹⁶ AGO Proctor, Ex. 19.

¹¹⁷ Tr. AGO Proctor at 123:12-24.

¹¹⁸ Tr. AGO Proctor at 123:18-24.

75. Reichardt testified that she met with Gibbons for lunch and Gibbons “provided [her] with a list of people that Eric was considering asking for money for the campaign.”¹¹⁹ Reichardt testified that she could not recall the size of the list Gibbons brought to the meeting, but that, for the persons listed “she asked if any of them would be good prospects.”¹²⁰ While Reichardt could not recall the size of the list or whether it was the same as the list disclosed in the transition email, she did recall that Gibbons asked about a particular large donor to The Mission Continues.¹²¹

76. Proctor testified that she was aware of the meeting between Reichardt and Gibbons regarding the TMC list.¹²² Proctor’s “understanding was that Eric asked Lindsey to meet with Meredith” and that the meeting “occurred in probably mid to late 2015.”¹²³

77. In August 2015, Greitens stepped down from the board of TMC. Kympton explained, “[A]t that time, Eric notified both me and, as I recollect, our board chair that he was preparing to announce his candidacy for governor, and those conversations suggested that it was probably in the best interest of The Mission Continues, at that time to, and for Eric to step away from the board to avoid any types of conflict of interest that might arise as having a candidate for political office involved formally on our board.” Kympton identified “the use of Mission Continues resources for political purposes” as an example of such a conflict but stated that the board was not aware of the use of the TMC list at that time.¹²⁴

78. Kympton first became aware of Greitens’ political use of TMC resources in August 2016, but did not yet have knowledge of the Greitens’ campaign’s use of the TMC donor list.¹²⁵ At that time, Kympton exchanged correspondence with Austin Chambers, campaign manager for the Greitens campaign for governor, regarding concerns about a “Greitens advertisement and fundraising campaign” that Kympton feared “jeopardize[d] [TMC’s] status as a 501c3.” In particular, among other things, Kympton was concerned with a link that “explicitly align[ed] [TMC’s] trademarked name with a political campaign effort: <https://donate.ericgreitens.com/mission-continues>” and with a website video titled “Eric Greitens: The Mission Continues” which was on a fundraising page.¹²⁶ Chambers responded:

¹¹⁹ Tr. Reichardt at 30:18 to 31:1.

¹²⁰ Tr. Reichardt at 31:4-6.

¹²¹ Tr. Reichardt at 49:23 to 51:3.

¹²² Tr. AGO Proctor at 95:7-18.

¹²³ Tr. AGO Proctor at 96:1-19.

¹²⁴ Tr. Kympton at 38:16 to 39:3.

¹²⁵ Tr. Kympton at 39:19 to 40:5.

¹²⁶ Ex. 22

From: Austin Chambers [REDACTED]
Date: August 18, 2016 at 3:18:24 PM EDT
To: [REDACTED]
Cc: [REDACTED] Michael Adams [REDACTED]
Subject: Greitens Campaign Response

Spencer,

I apologize for the delayed response. I wanted to handle this with the upmost sensitivity and attention to make sure that The Mission Continues wasn't damaged or harmed from a legal stand point by the campaign, so I asked our attorney, Mike Adams, to take a look at the situation. Our goal from the beginning has always been to protect The Mission Continues, and keep it separate from the campaign. As you know, Eric cares deeply about protecting the brand and image of TMC.

The review and response from Mike Adams on behalf of Greitens for Missouri is attached.

So that you are aware, the video name on the internet has been changed, and the background image of the fundraising splash page is in the process of being swapped out today. The ad will remain on air, and there will be additional advertisements that mentions the great work of The Mission Continues.

If you have any additional questions or points, please let me know.

Thanks,

AC

79. Greitens' attorney Mike Adams responded, "Obviously, the Campaign wishes The Mission Continues nothing but the greatest success in its worthy cause and would do nothing to jeopardize its tax-exempt status." Adams then quotes and discusses IRS guidance that an organization would jeopardize its 501(c)(3) status by "[a]llowing a candidate to use an organization's assets ... if other candidates are not given an equivalent opportunity." Adams and the Greitens campaign agreed to cease using a photo it took at TMC offices but failed to notify TMC that the campaign was using the TMC donor list for political fundraising.

80. News reports from the fall of 2016 indicate that cross-referencing the names on the TMC list with Greitens campaign donors reveals that the campaign raised nearly \$2 million from persons or organizations on the TMC list.¹²⁷

81. In approximately November 2016, an ethics complaint was filed against Greitens and Greitens for Missouri for failure to report the TMC list as an in-kind donation.

82. In a subsequent filing with the Missouri Ethics Commission, Greitens and his campaign admitted that the campaign used the TMC list for fundraising purposes.¹²⁸

83. Documents and testimony from Hafner and Proctor establish that Greitens himself utilized prospective donor call lists that included information taken from the TMC list.¹²⁹

84. In April 2017, Greitens signed a Joint Stipulation of Facts, Waiver of Hearing Before the Missouri Ethics Commission and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law in *Missouri Ethics Commission v. Greitens for Missouri and Eric Greitens* in MEC Case No. 16-0107-1.¹³⁰

¹²⁷ See <http://www.ky3.com/content/news/greitens-campaign-donations-396579511.html>. The committee notes that it may begin the process of cross-referencing donors to reach a precise amount, but, due to the time constraints, has not done so yet.

¹²⁸ Ex. 11 at ¶6.

¹²⁹ Tr. Hafner at 33:11 to 37:11; Exs. 7, 8, 9; Tr. Proctor at 35:3-5.

¹³⁰ Ex. 11.

85. Greitens admitted that the campaign used the list to contact donors.¹³¹

86. Greitens asserted that the TMC list was an in-kind contribution received from Danny Laub on March 1, 2015 and had a value of \$600.¹³²

87. On April 28, Greitens signed an amended campaign finance report for April 15, 2015, which also asserted that Laub donated the TMC list on March 1, 2015 with a value of \$600.¹³³

88. Greitens electronically signed below the statement, “I certify that this report, comprised of this cover page and all attached forms, is complete, true, and accurate.”¹³⁴

89. In fact, however, the list was not an in-kind contribution from Danny Laub:

- a. Laub was never an employee of TMC, and thus, was not able to authorize disclosure or use of the list; and
- b. The list was sent to Laub and Hafner by Proctor at Greitens’ direction.¹³⁵

90. Laub testified that Austin Chambers called him on April 24, 2017.¹³⁶ After exchanging pleasantries, Laub described their conversation:

And then Austin says to me, “I don’t know if you know this, but there’s a bullshit ethics complaint filed against us by the Democrat party about this Mission Continues donor list.” And he said, “I need someone who was on the campaign at the time, because I wasn’t, to put their name down so we can get this bullshit complaint dismissed. We will pay” – assuming him and the campaign – “will pay the fine, but we need to put someone’s name down who was on the campaign at the time, and I was not.” And he said, “Can we put your name down?”¹³⁷

91. Laub testified that he told Chambers the Greitens campaign could “put [his] name down,” which he “assumed ... meant that [he] was the manager of the campaign at the time or in charge of the campaign at the time.”¹³⁸ Laub learned a week later that “putting his name down” as the donor of the TMC list “was not what I thought I told Austin on the phone he could use my name for.”¹³⁹ Instead, Laub testified that he had been “affirmatively misled” by Chambers.¹⁴⁰

92. Laub testified that if Chambers had not misled him that he “would never have agreed for it to be perceived or otherwise that I in-kind a list that I did not in-kind.”¹⁴¹ Laub testified he would have never authorized Chambers to use his name as someone who donated the list “because that’s untrue.”¹⁴² Further, Laub testified that the TMC list was not donated to the campaign on March 1, 2015.¹⁴³ Instead, he testified that nothing happened with the TMC list on that date.

¹³¹ Ex. 11 at ¶6.

¹³² Ex. 11 at ¶10. See Ex. 34 for email negotiations on the value of the list between Greitens’ counsel and the MEC.

¹³³ Ex. 10 at 2,9.

¹³⁴ Ex. 10 at 1.

¹³⁵ Tr. Hafner at 39:4-10.

¹³⁶ Tr. AGO Laub at 269:2-11.

¹³⁷ Tr. AGO Laub at 270:3-17.

¹³⁸ Tr. AGO Laub at 270:18 to 271:2.

¹³⁹ Tr. AGO Laub at 272:12-20.

¹⁴⁰ Tr. AGO Laub at 275:18-22.

¹⁴¹ Tr. AGO Laub at 276:2-4.

¹⁴² Tr. AGO Laub at 277:18-22.

¹⁴³ Tr. AGO Laub at 278:2-5.

93. Laub agreed that Greitens' amended campaign finance report regarding the TMC list as an in-kind contribution was "false in every particular."¹⁴⁴ Laub further testified that everything of substance in the settlement agreement between Greitens and the MEC was untrue.¹⁴⁵

- a. Laub did not contribute the list to the campaign. Instead, it was contributed by Greitens himself through his directions to Proctor.¹⁴⁶
- b. The list was not donated to the campaign on March 1. Instead, its first use that Laub could remember was in December 2014, and the email records show its disclosure and use on January 6 and January 7.¹⁴⁷

94. Laub stated that the "whole document made [him] sick ... because it was misrepresented [and] because [he] was in a round of news stories falsely portraying what happened."¹⁴⁸

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2019**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Butler, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Ross, Rowland (155), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (3): Hill, Rone and Smith (163)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 706**, 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 (8): Anderson, Harris, Houx, Love, Meredith (71), Remole, Revis and Taylor

Noes (0)

Absent (4): Beard, Engler, Phillips and Pierson Jr.

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2625**, 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:

¹⁴⁴ Tr. AGO Laub at 278:22 to 279:1.

¹⁴⁵ Tr. AGO Laub at 281:7-12.

¹⁴⁶ Ex. 3; Tr. Proctor at 28:10-16, "It would have been at Eric's direction."; Tr. Hafner at 11:13-16.

¹⁴⁷ Ex. 3.

¹⁴⁸ Tr. AGO Laub at 282:14-20.

Ayes (8): Anders, Bahr, Bangert, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (5): Barnes (60), Basye, Dogan, Matthiesen and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 582**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bahr, Bangert, Basye, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (4): Barnes (60), Dogan, Matthiesen and Spencer

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HJR 100**, 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 (6): Curtman, Johnson, Kidd, Matthiesen, Revis and Sommer

Noes (2): Baringer and Quade

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

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **SJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Curtman, Frederick, Johnson, Revis and Sommer

Noes (1): Kidd

Present (1): Matthiesen

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

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1969**, 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:

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Ayes (5): Corlew, DeGroot, Roberts, Toalson Reisch and White

Noes (1): Gregory

Present (1): Ellebracht

Absent (3): Beard, Marshall and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1970**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 786**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCS SRBs 975 & 1024**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Brattin, Christofanelli, Hill, Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (0)

Present (2): Barnes (28) and Washington

Absent (2): Brown (57) and Merideth (80)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCR 40**, 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 (6): Brattin, Christofanelli, Hill, Moon, Stacy and Taylor

Noes (5): Bangert, Barnes (28), Messenger, Toalson Reisch and Washington

Absent (2): Brown (57) and Merideth (80)

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (2): Hurst and May

Absent (3): Corlew, Cornejo and Razer

APPOINTMENT OF CONFERENCE COMMITTEES

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

SS SCS HB 1879: Representatives Fraker, Houx, Shaul (113), Nichols and Rowland (29)

HCS SS SB 608: Representatives Rhoads, Cornejo, Houx, Franks Jr. and Ellebracht

HCS SS SCS SB 826: Representatives Ross, Hill, Neely, Arthur and Stevens (46)

HCS SS SB 870: Representatives Alferman, Roden, Dogan, Barnes (28) and Lavender

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Thursday, May 3, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.

Executive session will be held: SS SB 982

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

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, May 3, 2018, 1:35 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: SS SCS SB 907

Executive session will be held: SS SCS SB 907

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.

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).

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 3, 2018, 9:30 AM, House Hearing Room 7.

Executive session will be held: SS SCS SB 600, SS SCS SBs 627 & 925, HCS SS SCS SB 918, HCS SB 850, HCS SB 793, HCS SB 693

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

RULES - LEGISLATIVE OVERSIGHT

Friday, May 4, 2018, 9:15 AM, House Hearing Room 5.

Executive session will be held: SJR 27, HCS HJR 100, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 918, HCS SS SCS SB 966, SB 981

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

WAYS AND MEANS

Thursday, May 3, 2018, 8:00 AM, House Hearing Room 7.

Executive session will be held: SS#2 SB 674

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

HOUSE CALENDAR

SIXTY-SIXTH DAY, THURSDAY, MAY 3, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2019 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

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 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
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 - Kolkmeier
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

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

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

HOUSE BILLS FOR THIRD READING

HCS#2 HB 1802 - Miller

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 37

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 603, 576 & 898, (Fiscal Review 5/1/18) - Bahr

HCS SB 695 - Swan

HCS SS SCS SB 843, E.C. - Ross

SB 819 - Neely

HCS SS SB 881, (Fiscal Review 5/1/18) - Davis

HCS SB 687 - Swan

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 SB 806 - Neely

HCS SB 743 - Redmon

SB 757 - Tate

SB 768 - Berry

SCS SB 629 - Miller

SS SB 705 - Bondon

HCS SB 727 - Bondon

HCS SB 681 - Ruth

SB 649 - Engler

SS SCS SB 549 - Rehder

SS#5 SB 564, E.C. - Berry

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1744, as amended, (Fiscal Review 5/2/18), E.C. - Hansen

SS SCS HCS HB 2034, as amended, (Fiscal Review 5/2/18) - Curtman

SS#2 SCS HB 1880, as amended, (Fiscal Review 5/2/18) - Trent

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
SS HB 1858 - Christofanelli
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman

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