

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-SIXTH DAY, THURSDAY, MAY 17, 2018

The House met pursuant to adjournment.

Representative Curtman in the Chair.

Prayer by Dr. Charles R. Curtman.

Heavenly Father,

You have told us in Your Word, in 2 Samuel 23:3, that *He that ruleth over men, must be just, ruling in the fear of God*. With this in mind, we are gathered here this morning to recognize You and to call upon Your name to help this legislative body in the work that they have to do not only today but also in the days ahead.

Help this legislative body to be ever more conscious and concerned about the challenges that are present now in a culture that has become one of death, deceitfulness and moral degradation at every level, a culture that celebrates its denial of You; the place You have held in our past, and the place You should have in the life of our nation and in the state of Missouri today.

Help this body to have and demonstrate the wisdom and courage it needs for conducting the business that is before them today not with regard to personal or party interest but with a desire to uphold and advance the interests of the people of Missouri in a way that will be pleasing to You.

And in closing this prayer, Lord, I ask that You will help each individual here to not think just in the moment or in terms of this legislative session but in terms of their being people who need to have their lives ennobled every day by acts that redound to Your glory and to the good of the people they have been elected to serve. Help them to see and seize the unusual opportunity they have been given during this steadily closing window of time that we call their "term in office" to deport themselves as statesmen and not as politicians. Help them to become better men and women during the time that they spend in this place today.

Above all, I pray that You will help everyone in this assembly to enjoy the relationship and expectation that all are promised who have placed their faith in the death, burial, and resurrection of Your son, Jesus Christ.

All of this I ask very gratefully in His name...Amen

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-fifth day was approved as printed by the following vote:

AYES: 117

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Baringer	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Curtman

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DeGroot	Dinkins	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Grier	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Muntzel	Newman
Nichols	Pfautsch	Phillips	Pike	Plocher
Quade	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 002

Austin Burnett

ABSENT WITH LEAVE: 042

Anders	Bangert	Barnes 60	Brattin	Brown 27
Butler	Carpenter	Cornejo	Curtis	Davis
Dogan	Dohrman	Ellington	Fitzpatrick	Gannon
Green	Gregory	Haahr	Haefner	Kelly 141
Lichtenegger	Messenger	Mitten	Mosley	Neely
Peters	Pierson Jr	Pietzman	Pogue	Razer
Rehder	Revis	Roberts	Roden	Schroer
Smith 85	Spencer	Stevens 46	Swan	Trent
Washington	Mr. Speaker			

VACANCIES: 002

Representative Ross assumed the Chair.

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 1413** entitled:

An act to repeal sections 105.500, 105.520, 105.525, 105.530, and 208.862, RSMo, and to enact in lieu thereof twenty-one new sections relating to public labor organizations, with penalty provisions.

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

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 3, Section 105.503, Line 25, by inserting after the word “Code” the following:

“, provided that in the case of a conflict with title 29 of the United States Code, the provisions of title 29 of the United States Code shall prevail”.

Senate Amendment No. 2

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Pages 23-24, Section 105.583, Line, by striking all of said section from said pages and inserting in lieu thereof the following:

“105.583. 1. Prior to any tentative agreement being presented to an exclusive bargaining representative or a public body for ratification, such tentative agreement shall be discussed in detail in a public meeting. Any such tentative agreement shall be published on the public body's website at least five business days prior to the public meeting. During such public meeting, the public shall be permitted to provide comment on the tentative agreement.

2. Nothing contained in sections 105.500 to 105.598 shall obligate a public body to enter into a collective bargaining agreement.

3. For purposes of this section, the term “public meeting” shall have the same meaning as in section 610.010.”.

Senate Amendment No. 3

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 25, Section 105.585, Lines 5-10, by striking all of said lines and inserting in lieu thereof the following:

“conducting labor organization-related activities concerning collective bargaining, including, but not limited to, negotiations, bargaining meetings, meet and confer sessions, and any other collective bargaining-related activity, provided that every labor agreement may allow for paid time off for the purposes of grievance-handling, advisory committees, establishing a work calendar, and internal and external communication;”.

Senate Amendment No. 4

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 20, Section 105.575, Line 7, by striking “and every three years thereafter” and inserting in lieu thereof the following:

“provided that any labor organization that has a labor agreement that expires after August 28, 2020, may be recertified at any time prior to, but in no event later than, August 28, 2020. All subsequent recertification elections shall be held every three years”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1517**.

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 HB 1719, 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 **SS SCS HB 1719, as amended**.

Senators: Riddle, Cierpiot, Rowden, Sifton, Schupp

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 2140** entitled:

An act to repeal sections 34.010, 34.040, 34.042, 34.044, 34.047, 34.048, 34.353, 37.007, and 37.020, RSMo, and to enact in lieu thereof ten new sections relating to public contracts.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2140, Pages 15-16, Section 1, by striking all of said section and inserting in lieu thereof the following:

“Section 1. 1. In any request for proposals for the purchase of technology by the state, points awarded to cost shall not exceed twenty-five percent of the total points available in scoring the request for proposals for the award of the request for proposals.

2. The office of administration shall promulgate rules to implement reasonable commercially-required provisions that assure that the state maximizes value for the dollar and not the lowest price.

3. Any contract that was not awarded pursuant to subsection 1 of this section shall be subject to cancellation and rebid.

4. 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.”.

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 **House Amendment No. 1 to SS#2 SCS SB 590** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences on section 253.550.4 and section 253.559.3.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 655, as amended**, 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 SB 773, as amended**, 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 President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 819, as amended**.

Senators: Cunningham, Sater, Riddle, Walsh, Schupp

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 843, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS#2 SCS HB 1413, as amended - Fiscal Review
SS SCS HCS HB 2140, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#3 SCS HCS HB 1617**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1633, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

MOTIONS

Representative Vescovo moved that Rule 22 be suspended to allow Conference Committees to meet.

Which motion was adopted by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McDaniel	McGaugh
McGee	Meredith 71	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	

NOES: 021

Adams	Arthur	Barnes 28	Beck	Burnett
Franks Jr	Gray	Green	Harris	Lavender
McCreery	Merideth 80	Morgan	Mosley	Newman
Quade	Revis	Roberts	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 026

Bangert	Barnes 60	Brown 27	Butler	Cornejo
Cross	Curtis	Ellington	Haefner	Kelley 127
Lichtenegger	May	Messenger	Mitten	Peters
Pierson Jr	Pietzman	Pogue	Razer	Roden
Schroer	Smith 85	Spencer	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Vescovo moved that Rule 99 be suspended to allow members to observe Suits and Sneakers Day in Remembrance of the late Representative Cloria Brown.

Which motion was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Marshall
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morse 151	Mosley	Newman
Nichols	Pfautsch	Phillips	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Bangert	Barnes 60	Brown 27	Butler	Cornejo
Curtis	Curtman	Ellington	Haefner	Kelley 127
Lichtenegger	Mathews	McCann Beatty	Messenger	Morris 140
Muntzel	Neely	Peters	Pierson Jr	Pietzman
Pogue	Razer	Roden	Schroer	Smith 85
Spencer	Walker 74	Wood	Mr. Speaker	

VACANCIES: 002

BILLS CARRYING REQUEST MESSAGES

HCS SB 655, as amended, relating to statutes of limitation for certain offenses against a child, was taken up by Representative Bahr.

Representative Bahr moved that the House refuse to recede from its position on **HCS SB 655, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 773, as amended, relating to taxation, was taken up by Representative Swan.

Representative Swan moved that the House refuse to recede from its position on **HCS SB 773, as amended**, and grant the Senate a conference.

Which motion was adopted.

Representative Cornejo assumed the Chair.

HCS SS SCS SB 843, as amended, relating to the existence of certain state boards and commissions, was taken up by Representative Ross.

Representative Ross moved that the House refuse to recede from its position on **HCS SS SCS SB 843, as amended**, and grant the Senate a conference.

Which motion was adopted.

Speaker Richardson assumed the Chair.

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 1719: Representatives Grier, Ross, Helms, Carpenter and McGee

HCS SB 655: Representatives Bahr, Corlew, Evans, Ellebracht and Washington

HCS SB 773: Representatives Swan, Cornejo, Evans, Roberts and Lavender

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SCS SRBs 975 & 1024** was agreed to.

Representative McCreery moved that Rule 42 be suspended.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Davis	DeGroot

Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 039

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

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 27	Butler	Cross
Curtis	Curtman	Lichtenegger	Marshall	McDaniel
McGee	Messenger	Peters	Pietzman	Pogue
Rowland 155	Schroer	Smith 85	Smith 163	Walker 74
Washington				

VACANCIES: 002

Representative McCreery again moved that Rule 42 be suspended.

Which motion was defeated by the following vote:

AYES: 043

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

NOES: 098

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

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Beard	Brown 27	Butler	Curtis
DeGroot	Helms	Johnson	Lauer	Lichtenegger
McDaniel	McGee	Messenger	Peters	Pietzman
Pogue	Redmon	Smith 85	Smith 163	Walker 74

VACANCIES: 002

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

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill Nos. 975 & 1024, Page 300, Section 442.018, Line 10, by inserting after all of said section and line the following:

"EXPLANATION: THIS SECTION HAS BEEN HELD UNCONSTITUTIONAL BY THE UNITED STATES SUPREME COURT AND OTHER COURTS AND IS THEREFORE VOID AND UNENFORCEABLE:
~~[451.022. 1. It is the public policy of this state to recognize marriage only between a man and a woman.~~
~~2. Any purported marriage not between a man and a woman is invalid.~~
~~3. No recorder shall issue a marriage license, except to a man and a woman.~~
~~4. A marriage between persons of the same sex will not be recognized for any purpose in this state even when valid where contracted.]; and~~

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

Representative Shaul (113) raised a point of order that **House Amendment No. 1** violates Rule 42.

The Chair ruled the point of order well taken.

On motion of Representative Shaul (113), **SCS SRBs 975 & 1024** was truly agreed to and finally passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	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	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Neely	Pfausch
Phillips	Pike	Plocher	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 040

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

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 27	Butler	Cookson	Curtis	Fraker
Lichtenegger	McDaniel	Messenger	Muntzel	Peters
Pietzman	Pogue	Redmon	Smith 85	Tate
Walker 74				

VACANCIES: 002

Speaker Richardson declared the bill passed.

SCR 43, SCR 36, SCR 49, SCR 42 and SCR 37 were placed on the Senate Concurrent Resolutions For Third Reading - Informal calendar.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS - INFORMAL

SCR 49, relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **SCR 49** was agreed to.

On motion of Representative Rehder, **SCR 49** was truly agreed to and finally passed by the following vote:

AYES: 096

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

NOES: 047

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Conway 104	Corlew	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Higdon	Kendrick	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Butler	Cookson	Engler
Kidd	Lichtenegger	McDaniel	Messenger	Muntzel
Peters	Phillips	Pietzman	Pogue	Redmon
Shull 16	Smith 85	Taylor		

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SBs 627 & 925, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **SS SCS SBs 627 & 925** was agreed to.

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

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 627 & 925, Page 23, Section 265.490, Line 27, by deleting all of said line and inserting in lieu thereof the following:

"(5) "Meat", means the flesh of a coconut, jackfruit, or artichoke, or any edible portion of livestock or poultry carcass or part thereof;"; and

Further amend said bill, Page 24, Section 265.494, Line 30, by inserting after the word "**poultry**" the following:

"or from a coconut, jackfruit, or artichoke"; and

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

Representative Ross resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Anderson	Andrews	Austin	Bahr	Basye
Bernskoetter	Berry	Black	Brattin	Chipman
Christofanelli	Cookson	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Reiboldt	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

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NOES: 039

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 033

Alferman	Arthur	Barnes 60	Beard	Bondon
Brown 27	Brown 57	Butler	Conway 104	Cross
Davis	Fitzwater	Higdon	Kolkmeyer	Lauer
Marshall	McDaniel	Meredith 71	Messenger	Moon
Peters	Pietzman	Plocher	Pogue	Redmon
Rehder	Reisch	Schroer	Smith 85	Stephens 128
Stevens 46	Walker 74	Mr. Speaker		

VACANCIES: 002

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

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Austin	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	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
Trent	Vescovo	Walker 3	Walsh	White
Wilson	Wood			

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Andrews	Arthur	Bahr	Brown 27
Butler	Cross	Fitzpatrick	Fitzwater	Gannon
Hannegan	McDaniel	Messenger	Moon	Peters
Pietzman	Pogue	Schroer	Smith 85	Stevens 46
Taylor	Walker 74	Washington	Wessels	Wiemann
Mr. Speaker				

VACANCIES: 002

On motion of Representative Houghton, **SS SCS SBs 627 & 925** was truly agreed to and finally passed by the following vote:

AYES: 125

Adams	Alferman	Anderson	Andrews	Austin
Bangert	Barnes 60	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
McGee	Miller	Moon	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	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: 022

Anders	Arthur	Baringer	Barnes 28	Burnett
Carpenter	Kendrick	Marshall	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Morgan
Newman	Nichols	Quade	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Brown 27	Butler	Cross	Hannegan
Lavender	McDaniel	Messenger	Peters	Pietzman
Pogue	Schroer	Smith 85	Walker 74	

VACANCIES: 002

Representative Ross declared the bill passed.

Speaker Richardson resumed the Chair.

HCS SB 884, relating to taxation, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SB 884** was agreed to.

Representative Wiemann moved that **HCS SB 884** be adopted.

Which motion was defeated.

On motion of Representative Wiemann, the title of **SB 884**, relating to taxation, was agreed to.

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

House Amendment No. 1

AMEND Senate Bill No. 884, Page 1, In the Title, Line 3, by deleting the words "bonding requirements of retail sales licensees" and inserting in lieu thereof the word "taxation"; and

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

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

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

House Amendment No. 2

AMEND Senate Bill No. 884, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"32.200. The "Multistate Tax Compact" is hereby enacted into law and entered into with all jurisdictions legally joining therein, in the form substantially as follows:

MULTISTATE TAX COMPACT

Article I

The purposes of this compact are to:

1. Facilitate proper determination of state and local tax liability of multistate taxpayers, including the equitable apportionment of tax bases and settlement of apportionment disputes.
2. Promote uniformity or compatibility in significant components of tax systems.
3. Facilitate taxpayer convenience and compliance in the filing of tax returns and in other phases of tax administration.
4. Avoid duplicative taxation.

Article II

As used in this compact:

1. "State" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States.
2. "Subdivision" means any governmental unit or special district of a state.
3. "Taxpayer" means any corporation, partnership, firm, association, governmental unit or agency or person acting as a business entity in more than one state.
4. "Income tax" means a tax imposed on or measured by net income including any tax imposed on or measured by an amount arrived at by deducting expenses from gross income, one or more forms of which expenses are not specifically and directly related to particular transactions.
5. "Capital stock tax" means a tax measured in any way by the capital of a corporation considered in its entirety.
6. "Gross receipts tax" means a tax, other than a sales tax, which is imposed on or measured by the gross volume of business, in terms of gross receipts or in other terms, and in the determination of which no deduction is allowed which would constitute the tax an income tax.
7. "Sales tax" means a tax imposed with respect to the transfer for a consideration of ownership, possession or custody of tangible personal property or the rendering of services measured by the price of the tangible personal property transferred or services rendered and which is required by state or local law to be separately stated from the sales price by the seller, or which is customarily separately stated from the sales price, but does not include a tax imposed exclusively on the sale of a specifically identified commodity or article or class of commodities or articles.
8. "Use tax" means a nonrecurring tax, other than a sales tax, which
 - (a) is imposed on or with respect to the exercise or enjoyment of any right or power over tangible personal property incident to the ownership, possession or custody of that property or the leasing of that property from another including any consumption, keeping, retention, or other use of tangible personal property; and
 - (b) is complementary to a sales tax.
9. "Tax" means an income tax, capital stock tax, gross receipts tax, sales tax, use tax, and any other tax which has a multistate impact, except that the provisions of articles III, IV and V of this compact shall apply only to the taxes specifically designated therein and the provisions of article IX of this compact shall apply only in respect to determinations pursuant to article IV.

Article III

1. Any taxpayer subject to an income tax whose income is subject to apportionment and allocation for tax purposes pursuant to the laws of a party state or pursuant to the laws of subdivisions in two or more party states may elect to apportion and allocate his income in the manner provided by the laws of such state or by the laws of such states and subdivisions without reference to this compact, or may elect to apportion and allocate in accordance with article IV; **except that for tax years beginning on or after January 1, 2020, any taxpayer subject to the tax imposed by section 143.071 shall apportion and allocate in accordance with the provisions of Chapter 143 and shall not apportion or allocate in accordance with article IV.** This election for any tax year may be made in all party states or subdivisions thereof or in any one or more of the party states or subdivisions thereof without reference to the election made in the others. For the purposes of this paragraph, taxes imposed by subdivisions shall be considered separately from state taxes and the apportionment and allocation also may be applied to the entire tax base. In no instance wherein article IV is employed for all subdivisions of a state may the sum of all apportionments and allocations to subdivisions within a state be greater than the apportionment and allocation that would be assignable to that state if the apportionment or allocation were being made with respect to a state income tax.

2. Each party state or any subdivision thereof which imposes an income tax shall provide by law that any taxpayer required to file a return, whose only activities within the taxing jurisdiction consist of sales and do not include owning or renting real estate or tangible personal property, and whose dollar volume of gross sales made during the tax year within the state or subdivision, as the case may be, is not in excess of \$100,000 may elect to report and pay any tax due on the basis of a percentage of such volume, and shall adopt rates which shall produce a tax which reasonably approximates the tax otherwise due. The multistate tax commission, not more than once in five years, may adjust the \$100,000 figure in order to reflect such changes as may occur in the real value of the dollar, and such adjusted figure, upon adoption by the commission, shall replace the \$100,000 figure specifically provided herein. Each party state and subdivision thereof may make the same election available to taxpayers additional to those specified in this paragraph.

3. Nothing in this article relates to the reporting or payment of any tax other than an income tax.

Article IV

1. As used in this article, unless the context otherwise requires:

(1) "Business income" means income arising from transactions and activity in the regular course of the taxpayer's trade or business and includes income from tangible and intangible property if the acquisition, management, and disposition of the property constitute integral parts of the taxpayer's regular trade or business operations.

(2) "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed.

(3) "Compensation" means wages, salaries, commissions and any other form of remuneration paid to employees for personal services.

(4) "Financial organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company.

(5) "Nonbusiness income" means all income other than business income.

(6) "Public utility" means any business entity

(a) which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) whose rates of charges for goods or services have been established or approved by a federal, state or local government or governmental agency.

(7) "Sales" means all gross receipts of the taxpayer not allocated under paragraphs of this article.

(8) "State" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

(9) "This state" means the state in which the relevant tax return is filed or, in the case of application of this article, to the apportionment and allocation of income for local tax purposes, the subdivision or local taxing district in which the relevant tax return is filed.

2. Any taxpayer having income from business activity which is taxable both within and without this state, other than activity as a financial organization or public utility or the rendering of purely personal services by an individual, shall allocate and apportion his net income as provided in this article. If a taxpayer has income from business activity as a public utility but derives the greater percentage of his income from activities subject to this article, the taxpayer may elect to allocate and apportion his entire net income as provided in this article.

3. For purposes of allocation and apportionment of income under this article, a taxpayer is taxable in another state if

(1) in that state he is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) that state has jurisdiction to subject the taxpayer to a net income tax regardless of whether, in fact, the state does or does not.

4. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonbusiness income, shall be allocated as provided in paragraphs 5 through 8 of this article.

5. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) if and to the extent that the property is utilized in this state; or

(b) in their entirety if the taxpayer's commercial domicile is in this state and the taxpayer is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the taxpayer, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

6. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

(2) Capital gains and losses from sales of tangible personal property are allocable to this state if

(a) the property had a situs in this state at the time of the sale; or

(b) the taxpayer's commercial domicile is in this state and the taxpayer is not taxable in the state in which the property had a situs.

(3) Capital gains and losses from sales of intangible personal property are allocable to this state if the taxpayer's commercial domicile is in this state.

7. Interest and dividends are allocable to this state if the taxpayer's commercial domicile is in this state.

8. (1) Patent and copyright royalties are allocable to this state:

(a) if and to the extent that the patent or copyright is utilized by the payer in this state; or

(b) if and to the extent that the patent copyright is utilized by the payer in a state in which the taxpayer is not taxable and the taxpayer's commercial domicile is in this state.

(2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

(3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the taxpayer's commercial domicile is located.

9. All business income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

10. The property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property owned or rented and used during the tax period.

11. Property owned by the taxpayer is valued at its original cost. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals.

12. The average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the tax administrator may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

13. The payroll factor is a fraction, the numerator of which is the total amount paid in this state during the tax period by the taxpayer for compensation and the denominator of which is the total compensation paid everywhere during the tax period.

14. Compensation is paid in this state if:

(1) the individual's service is performed entirely within the state;

(2) the individual's service is performed both within and without the state, but the service performed without the state is incidental to the individual's service within the state; or

(3) some of the service is performed in the state; and

(a) the base of operations or, if there is no base of operations, the place from which the service is directed or controlled is in the state; or

(b) the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

15. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this state during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period.

16. Sales of tangible personal property are in this state if:

(1) the property is delivered or shipped to a purchaser, other than the United States government, within this state regardless of the f.o.b. point or other conditions of the sale; or

(2) the property is shipped from an office, store, warehouse, factory, or other place of storage in this state; and

(a) the purchaser is the United States government; or

(b) the taxpayer is not taxable in the state of the purchaser.

17. Sales, other than sales of tangible personal property, are in this state if:

(1) the income-producing activity is performed in this state; or

(2) the income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance.

18. If the allocation and apportionment provisions of this article do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(1) separate accounting;

(2) the exclusion of any one or more of the factors;

(3) the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

(4) the employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

Article V

1. Each purchaser liable for a use tax on tangible personal property shall be entitled to full credit for the combined amount or amounts of legally imposed sales or use taxes paid by him with respect to the same property to another state and any subdivision thereof. The credit shall be applied first against the amount of any use tax due the state, and any unused portion of the credit shall then be applied against the amount of any use tax due a subdivision.

2. Whenever a vendor receives and accepts in good faith from a purchaser a resale or other exemption certificate or other written evidence of exemption authorized by the appropriate state or subdivision taxing authority, the vendor shall be relieved of liability for a sales or use tax with respect to the transaction.

Article VI

1. (a) The multistate tax commission is hereby established. It shall be composed of one "member" from each party state who shall be the head of the state agency charged with the administration of the types of taxes to which this compact applies. If there is more than one such agency the state shall provide by law for the selection of the commission member from the heads of the relevant agencies. State law may provide that a member of the commission be represented by an alternate but only if there is on file with the commission written notification of the designation and identity of the alternate. The attorney general of each party state or his designee, or other counsel if the laws of the party state specifically provide, shall be entitled to attend the meetings of the commission, but shall not vote. Such attorneys general, designees, or other counsel shall receive all notices of meetings required under paragraph 1 (e) of this article.

(b) Each party state shall provide by law for the selection of representatives from its subdivisions affected by this compact to consult with the commission member from that state.

(c) Each member shall be entitled to one vote. The commission shall not act unless a majority of the members are present, and no action shall be binding unless approved by a majority of the total number of members.

(d) The commission shall adopt an official seal to be used as it may provide.

(e) The commission shall hold an annual meeting and such other regular meetings as its bylaws may provide and such special meetings as its executive committee may determine. The commission bylaws shall specify the dates of the annual and any other regular meetings, and shall provide for the giving of notice of annual, regular and special meetings. Notices of special meetings shall include the reasons therefor and an agenda of the items to be considered.

(f) The commission shall elect annually, from among its members, a chairman, a vice chairman and a treasurer. The commission shall appoint an executive director who shall serve at its pleasure, and it shall fix his duties and compensation. The executive director shall be secretary of the commission. The commission shall make provision for the bonding of such of its officers and employees as it may deem appropriate.

(g) Irrespective of the civil service, personnel or other merit system laws of any party state, the executive director shall appoint or discharge such personnel as may be necessary for the performance of the functions of the commission and shall fix their duties and compensation. The commission bylaws shall provide for personnel policies and programs.

(h) The commission may borrow, accept or contract for the services of personnel from any state, the United States, or any other governmental entity.

(i) The commission may accept for any of its purposes and functions any and all donations and grants of money, equipment, supplies, materials and services, conditional or otherwise, from any governmental entity, and may utilize and dispose of the same.

(j) The commission may establish one or more offices for the transacting of its business.

(k) The commission shall adopt bylaws for the conduct of its business. The commission shall publish its bylaws in convenient form, and shall file a copy of the bylaws and any amendments thereto with the appropriate agency or officer in each of the party states.

(l) The commission annually shall make to the governor and legislature of each party state a report covering its activities for the preceding year. Any donation or grant accepted by the commission or services borrowed shall be reported in the annual report of the commission, and shall include the nature, amount and conditions, if any, of the donation, gift, grant or services borrowed and the identity of the donor or lender. The commission may make additional reports as it may deem desirable.

2. (a) To assist in the conduct of its business when the full commission is not meeting, the commission shall have an executive committee of seven members, including the chairman, vice chairman, treasurer and four other members elected annually by the commission. The executive committee, subject to the provisions of this compact and consistent with the policies of the commission, shall function as provided in the bylaws of the commission.

(b) The commission may establish advisory and technical committees, membership on which may include private persons and public officials, in furthering any of its activities. Such committees may consider any matter of concern to the commission, including problems of special interest to any party state and problems dealing with particular types of taxes.

(c) The commission may establish such additional committees as its bylaws may provide.

3. In addition to powers conferred elsewhere in this compact, the commission shall have power to:

(a) Study state and local tax systems and particular types of state and local taxes.

(b) Develop and recommend proposals for an increase in uniformity or compatibility of state and local tax laws with a view toward encouraging the simplification and improvement of state and local tax law and administration.

(c) Compile and publish information as in its judgment would assist the party states in implementation of the compact and taxpayers in complying with state and local tax laws.

(d) Do all things necessary and incidental to the administration of its functions pursuant to this compact.

4. (a) The commission shall submit to the governor or designated officer or officers of each party state a budget of its estimated expenditures for such period as may be required by the laws of that state for presentation to the legislature thereof.

(b) Each of the commission's budgets of estimated expenditures shall contain specific recommendations of the amounts to be appropriated by each of the party states. The total amount of appropriations requested under any such budget shall be apportioned among the party states as follows: one-tenth in equal shares; and the remainder in proportion to the amount of revenue collected by each party state and its subdivisions from income taxes, capital stock taxes, gross receipts taxes, sales and use taxes. In determining such amounts, the commission shall employ such available public sources of information as, in its judgment, present the most equitable and accurate comparisons among the party states. Each of the commission's budgets of estimated expenditures and requests for appropriations shall indicate the sources used in obtaining information employed in applying the formula contained in this paragraph.

(c) The commission shall not pledge the credit of any party state. The commission may meet any of its obligations in whole or in part with funds available to it under paragraph 1 (i) of this article; provided that the commission takes specific action setting aside such funds prior to incurring any obligation to be met in whole or in part in such manner. Except where the commission makes use of funds available to it under paragraph 1 (i), the commission shall not incur any obligation prior to the allotment of funds by the party states adequate to meet the same.

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

(e) The accounts of the commission shall be open at any reasonable time for inspection by duly constituted officers of the party states and by any persons authorized by the commission.

(f) Nothing contained in this article shall be construed to prevent commission compliance with laws relating to audit or inspection of accounts by or on behalf of any government contributing to the support of the commission.

Article VII

1. Whenever any two or more party states, or subdivisions of party states, have uniform or similar provisions of law relating to an income tax, capital stock tax, gross receipts tax, sales or use tax, the commission may adopt uniform regulations for any phase of the administration of such law, including assertion of jurisdiction to tax, or prescribing uniform tax forms. The commission may also act with respect to the provisions of article IV of this compact.

2. Prior to the adoption of any regulation, the commission shall:

(a) As provided in its bylaws, hold at least one public hearing on due notice to all affected party states and subdivisions thereof and to all taxpayers and other persons who have made timely request of the commission for advance notice of its regulation-making proceedings.

(b) Afford all affected party states and subdivisions and interested persons an opportunity to submit relevant written data and views, which shall be considered fully by the commission.

3. The commission shall submit any regulations adopted by it to the appropriate officials of all party states and subdivisions to which they might apply. Each such state and subdivision shall consider any such regulation for adoption in accordance with its own laws and procedures.

Article VIII

1. This article shall be in force only in those party states that specifically provide therefor by statute.

2. Any party state or subdivision thereof desiring to make or participate in an audit of any accounts, books, papers, records or other documents may request the commission to perform the audit on its behalf. In responding to the request, the commission shall have access to and may examine, at any reasonable time, such accounts, books, papers, records, and other documents and any relevant property or stock of merchandise. The commission may enter into agreements with party states or their subdivisions for assistance in performance of the audit. The commission shall make charges, to be paid by the state or local government or governments for which it performs the service, for any audits performed by it in order to reimburse itself for the actual costs incurred in making the audit.

3. The commission may require the attendance of any person within the state where it is conducting an audit or part thereof at a time and place fixed by it within such state for the purpose of giving testimony with respect to any account, book, paper, document, other record, property or stock of merchandise being examined in connection with the audit. If the person is not within the jurisdiction, he may be required to attend for such purpose at any time and place fixed by the commission within the state of which he is a resident; provided that such state has adopted this article.

4. The commission may apply to any court having power to issue compulsory process for orders in aid of its powers and responsibilities pursuant to this article and any and all such courts shall have jurisdiction to issue such orders. Failure of any person to obey any such order shall be punishable as contempt of the issuing court. If the party or subject matter on account of which the commission seeks an order is within the jurisdiction of the court to which application is made, such application may be to a court in the state or subdivision on behalf of which the audit is being made or a court in the state in which the object of the order being sought is situated. The provisions of this paragraph apply only to courts in a state that has adopted this article.

5. The commission may decline to perform any audit requested if it finds that its available personnel or other resources are insufficient for the purpose or that, in the terms requested, the audit is impracticable of satisfactory performance. If the commission, on the basis of its experience, has reason to believe that an audit of a particular taxpayer, either at a particular time or on a particular schedule, would be of interest to a number of party states or their subdivisions, it may offer to make the audit or audits, the offer to be contingent on sufficient participation therein as determined by the commission.

6. Information obtained by any audit pursuant to this article shall be confidential and available only for tax purposes to party states, their subdivisions or the United States. Availability of information shall be in accordance with the laws of the states or subdivisions on whose account the commission performs the audit, and only through the appropriate agencies or officers of such states or subdivisions. Nothing in this article shall be construed to require any taxpayer to keep records for any period not otherwise required by law.

7. Other arrangements made or authorized pursuant to law for cooperative audit by or on behalf of the party states or any of their subdivisions are not superseded or invalidated by this article.

8. In no event shall the commission make any charge against a taxpayer for an audit.

9. As used in this article, "tax" in addition to the meaning ascribed to it in article II, means any tax or license fee imposed in whole or in part for revenue purposes.

Article IX

1. Whenever the commission finds a need for settling disputes concerning apportionments and allocations by arbitration, it may adopt a regulation placing this article in effect, notwithstanding the provisions of article VII.

2. The commission shall select and maintain an arbitration panel composed of officers and employees of state and local governments and private persons who shall be knowledgeable and experienced in matters of tax law and administration.

3. Whenever a taxpayer who has elected to employ article IV, or whenever the laws of the party state or subdivision thereof are substantially identical with the relevant provisions of article IV, the taxpayer, by written notice to the commission and to each party state or subdivision thereof that would be affected, may secure arbitration of an apportionment or allocation, if he is dissatisfied with the final administrative determination of the tax agency of the state or subdivision with respect thereto on the ground that it would subject him to double or multiple taxation by two or more party states or subdivisions thereof. Each party state and subdivision thereof hereby consents to the arbitration as provided herein, and agrees to be bound thereby.

4. The arbitration board shall be composed of one person selected by the taxpayer, one by the agency or agencies involved, and one member of the commission's arbitration panel. If the agencies involved are unable to agree on the person to be selected by them, such person shall be selected by lot from the total membership of the arbitration panel. The two persons selected for the board in the manner provided by the foregoing provisions of this paragraph shall jointly select the third member of the board. If they are unable to agree on the selection, the third member shall be selected by lot from among the total membership of the arbitration panel. No member of a board selected by lot shall be qualified to serve if he is an officer or employee or is otherwise affiliated with any party to the arbitration proceeding. Residence within the jurisdiction of a party to the arbitration proceeding shall not constitute affiliation within the meaning of this paragraph.

5. The board may sit in any state or subdivision party to the proceeding, in the state of the taxpayer's incorporation, residence or domicile, in any state where the taxpayer does business, or in any place that it finds most appropriate for gaining access to evidence relevant to the matter before it.

6. The board shall give due notice of the times and places of its hearings. The parties shall be entitled to be heard, to present evidence, and to examine and cross-examine witnesses. The board shall act by majority vote.

7. The board shall have power to administer oaths, take testimony, subpoena and require the attendance of witnesses and the production of accounts, books, papers, records, and other documents, and issue commissions to take testimony. Subpoenas may be signed by any member of the board. In case of failure to obey a subpoena, and upon application by the board, any judge of a court of competent jurisdiction of the state in which the board is sitting or in which the person to whom the subpoena is directed may be found may make an order requiring compliance with the subpoena, and the court may punish failure to obey the order as a contempt. The provisions of this paragraph apply only in states that have adopted this article.

8. Unless the parties otherwise agree the expenses and other costs of the arbitration shall be assessed and allocated among the parties by the board in such manner as it may determine. The commission shall fix a schedule of compensation for members of arbitration boards and of other allowable expenses and costs. No officer or employee of a state or local government who serves as a member of a board shall be entitled to compensation therefor unless he is required on account of his service to forego the regular compensation attaching to his public employment, but any such board member shall be entitled to expenses.

9. The board shall determine the disputed apportionment or allocation and any matters necessary thereto. The determinations of the board shall be final for purposes of making the apportionment or allocation, but for no other purpose.

10. The board shall file with the commission and with each tax agency represented in the proceeding: the determination of the board; the board's written statement of its reasons therefor; the record of the board's proceedings; and any other documents required by the arbitration rules of the commission to be filed.

11. The commission shall publish the determinations of boards together with the statements of the reasons therefor.

12. The commission shall adopt and publish rules of procedure and practice and shall file a copy of such rules and of any amendment thereto with the appropriate agency or officer in each of the party states.

13. Nothing contained herein shall prevent at any time a written compromise of any matter or matters in dispute, if otherwise lawful, by the parties to the arbitration proceeding.

Article X

1. This compact shall enter into force when enacted into law by any seven states. Thereafter, this compact shall become effective as to any other state upon its enactment thereof. The commission shall arrange for notification of all party states whenever there is a new enactment of the compact.

2. Any party state may withdraw from this compact by enacting a statute repealing the same. No withdrawal shall affect any liability already incurred by or chargeable to a party state prior to the time of such withdrawal.

3. No proceeding commenced before an arbitration board prior to the withdrawal of a state and to which the withdrawing state or any subdivision thereof is a party shall be discontinued or terminated by the withdrawal, nor shall the board thereby lose jurisdiction over any of the parties to the proceeding necessary to make a binding determination therein.

Article XI

Nothing in this compact shall be construed to:

(a) Affect the power of any state or subdivision thereof to fix rates of taxation, except that a party state shall be obligated to implement article III 2 of this compact.

(b) Apply to any tax or fixed fee imposed for the registration of a motor vehicle or any tax on motor fuel, other than a sales tax; provided that the definition of "tax" in article VIII 9 may apply for the purposes of that article and the commission's powers of study and recommendation pursuant to article VI 3 may apply.

(c) Withdraw or limit the jurisdiction of any state or local court or administrative officer or body with respect to any person, corporation or other entity or subject matter, except to the extent that such jurisdiction is expressly conferred by or pursuant to this compact upon another agency or body.

(d) Supersede or limit the jurisdiction of any court of the United States.

Article XII

This compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this compact shall be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state participating therein, the compact shall remain in full force and effect as to the remaining party states and in full force and effect as to the state affected as to all severable matters.

143.011. 1. A tax is hereby imposed for every taxable year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over \$1,000.00	1 ½% of the Missouri taxable income
Over \$1,000 but not over \$2,000	\$15 plus 2% of excess over \$1,000
Over \$2,000 but not over \$3,000	\$35 plus 2 1/2% of excess over \$2,000
Over \$3,000 but not over \$4,000	\$60 plus 3% of excess over \$3,000
Over \$4,000 but not over \$5,000	\$90 plus 3 1/2% of excess over \$4,000
Over \$5,000 but not over \$6,000	\$125 plus 4% of excess over \$5,000
Over \$6,000 but not over \$7,000	\$165 plus 4 1/2% of excess over \$6,000
Over \$7,000 but not over \$8,000	\$210 plus 5% of excess over \$7,000
Over \$8,000 but not over \$9,000	\$260 plus 5 ½% of excess over \$8,000
Over \$9,000	\$315 plus 6% of excess over \$9,000

2. (1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of this section may be reduced over a period of years. Each reduction in the top rate of tax shall be by one-tenth of a percent and no more than one reduction shall occur in a calendar year. The top rate of tax shall not be reduced below five and one-half percent. Reductions in the rate of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.

(2) A reduction in the rate of tax shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

(3) Any modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.

(4) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection. The bracket for income subject to the top rate of tax shall be

eliminated once the top rate of tax has been reduced to five and one-half ~~[of a]~~ percent, **and the top remaining rate of tax shall apply to all income in excess of the income in the second highest remaining income bracket.**

3. Beginning with the 2017 calendar year, the brackets of Missouri taxable income identified in subsection 1 of this section shall be adjusted annually by the percent increase in inflation. The director shall publish such brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall take effect on January first of each calendar year and shall apply to tax years beginning on or after the effective date of the new brackets.

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

(1) "CPI", the Consumer Price Index for All Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index;

(2) "CPI for the preceding calendar year", the average of the CPI as of the close of the twelve month period ending on August thirty-first of such calendar year;

(3) **"Net general revenue collected", all revenue deposited into the general revenue fund, less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund;**

(4) "Percent increase in inflation", the percentage, if any, by which the CPI for the preceding calendar year exceeds the CPI for the year beginning September 1, 2014, and ending August 31, 2015.

143.071. 1. For all tax years beginning before September 1, 1993, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to five percent of Missouri taxable income.

2. For all tax years beginning on or after September 1, 1993, **and ending on or before December 31, 2020**, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to six and one-fourth percent of Missouri taxable income.

3. **For all tax years beginning on or after January 1, 2020, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to three and nine-tenths percent of Missouri taxable income.**

4. The provisions of this section shall not apply to out-of-state businesses operating under sections 190.270 to 190.285.

143.431. 1. The Missouri taxable income of a corporation taxable under sections 143.011 to 143.996 shall be so much of its federal taxable income for the taxable year, with the modifications specified in subsections 2 to 4 of this section, as is derived from sources within Missouri as provided in section 143.451. The tax of a corporation shall be computed on its Missouri taxable income at the rates provided in section 143.071.

2. There shall be added to or subtracted from federal taxable income the modifications to adjusted gross income provided in section 143.121, with the exception of subdivision (5) of subsection 2 of section 143.121, and the applicable modifications to itemized deductions provided in section 143.141. There shall be subtracted the federal income tax deduction provided in section 143.171. There shall be subtracted, to the extent included in federal taxable income, corporate dividends from sources within Missouri.

3. (1) If an affiliated group of corporations files a consolidated income tax return for the taxable year for federal income tax purposes ~~[and fifty percent or more of its income is derived from sources within this state as determined in accordance with section 143.451]~~, then it may elect to file a Missouri consolidated income tax return. The federal consolidated taxable income of the electing affiliated group for the taxable year shall be its federal taxable income. **All transactions between affiliated members of the affiliated group shall be eliminated on the Missouri consolidated income tax return.**

(2) So long as a federal consolidated income tax return is filed, an election made by an affiliated group of corporations to file a Missouri consolidated income tax return may be withdrawn or revoked only upon substantial change in the law or regulations adversely changing tax liability under this chapter, or with permission of the director of revenue upon the showing of good cause for such action. After such a withdrawal or revocation with respect to an affiliated group, it may not file a Missouri consolidated income tax return for five years thereafter, except with the approval of the director of revenue, and subject to such terms and conditions as he may prescribe.

(3) No corporation which is part of an affiliated group of corporations filing a Missouri consolidated income tax return shall be required to file a separate Missouri corporate income tax return for the taxable year.

(4) For each taxable year an affiliated group of corporations filing a federal consolidated income tax return does not file a Missouri consolidated income tax return, for purposes of computing the Missouri income tax, the federal taxable income of each member of the affiliated group shall be determined as if a separate federal income tax return had been filed by each such member.

(5) The director of revenue may prescribe such regulations not inconsistent with the provisions of this chapter as he may deem necessary in order that the tax liability of any affiliated group of corporations making a

Missouri consolidated income tax return, and of each corporation in the group, before, during, and after the period of affiliation, may be returned, determined, computed, assessed, collected, and adjusted, in such manner as clearly to reflect the Missouri taxable income derived from sources within this state and in order to prevent avoidance of such tax liability.

4. If a net operating loss deduction is allowed for the taxable year, there shall be added to federal taxable income the amount of the net operating loss modification for each loss year as to which a portion of the net operating loss deduction is attributable. As used in this subsection, the following terms mean:

(1) "Loss year", the taxable year in which there occurs a federal net operating loss that is carried back or carried forward in whole or in part to another taxable year;

(2) "Net addition modification", for any taxable year, the amount by which the sum of all required additions to federal taxable income provided in this chapter, except for the net operating loss modification, exceeds the combined sum of the amount of all required subtractions from federal taxable income provided in this chapter;

(3) "Net operating loss deduction", a net operating loss deduction allowed for federal income tax purposes under Section 172 of the Internal Revenue Code of 1986, as amended, or a net operating loss deduction allowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121, but not including any net operating loss deduction that is allowed for federal income tax purposes but disallowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121;

(4) "Net operating loss modification", an amount equal to the lesser of the amount of the net operating loss deduction attributable to that loss year or the amount by which the total net operating loss in the loss year is less than the sum of:

(a) The net addition modification for that loss year; and

(b) The cumulative net operating loss deductions attributable to that loss year allowed for the taxable year and all prior taxable years.

5. For all tax years ending on or after July 1, 2002, federal taxable income may be a positive or negative amount. Subsection 4 of this section shall be effective for all tax years with a net operating loss deduction attributable to a loss year ending on or after July 1, 2002, and the net operating loss modification shall only apply to loss years ending on or after July 1, 2002.

143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. **For all tax years ending on or before December 31, 2019**, a corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are resided in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders resided in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service

corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders resided in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes.

143.455. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. For all tax years beginning on or after January 1, 2020, a corporation described in subdivision (1) of subsection 1 of section 143.441 shall determine its income derived from sources within this state by allocating and apportioning its net income as provided in this section.

3. As used in this section, unless the context otherwise requires, the following terms mean:

(1) "Apportionable income":

(a) All income that is apportionable under the Constitution of the United States and is not allocated under the laws of this state, including:

a. Income arising from transactions and activity in the regular course of the corporation's trade or business; and

b. Income arising from tangible and intangible property if the acquisition, management, employment, development, or disposition of the property is or was related to the operation of the corporation's trade or business; and

(b) Any income that would be allocable to this state under the Constitution of the United States, but that is apportioned rather than allocated pursuant to the laws of this state;

(2) "Commercial domicile", the principal place from which the trade or business of the corporation is directed or managed;

(3) "Financial organization", any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company;

(4) "Non-apportionable income", all income other than apportionable income;

(5) "Public utility", any business entity:

(a) Which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) Whose rates of charges for goods or services have been established or approved by a federal, state, or local government or governmental agency;

(6) "Receipts", all gross receipts of the corporation that are not allocated under the provisions of this section, and that are received from transactions and activity in the regular course of the corporation's trade or business; except that receipts of a corporation from hedging transactions and from the maturity, redemption, sale, exchange, loan or other disposition of cash or securities, shall be excluded.

4. For purposes of allocation and apportionment of income under this section, a corporation is taxable in another state if:

(1) In that state it is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) That state has jurisdiction to subject the corporation to a net income tax regardless of whether, in fact, the state does or does not do so.

5. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonapportionable income, shall be allocated as provided in subsections 6 to 9 of this section.

6. (1) Net rents and royalties from real property located in this state are allocable to this state.
 - (2) Net rents and royalties from tangible personal property are allocable to this state:
 - (a) If and to the extent the property is utilized in this state; or
 - (b) In their entirety if the corporation's commercial domicile is in this state and the corporation is not organized under the laws of or taxable in the state in which the property is utilized.
 - (3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the corporation, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.
7. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.
 - (2) Capital gains and losses from sales of tangible personal property are allocable to this state if:
 - (a) The property had a situs in this state at the time of the sale; or
 - (b) The corporation's commercial domicile is in this state and the corporation is not taxable in the state in which the property had a situs.
 - (3) Capital gains and losses from sales of intangible personal property are allocable to this state if the corporation's commercial domicile is in this state.
8. Interest and dividends are allocable to this state if the corporation's commercial domicile is in this state.
9. (1) Patent and copyright royalties are allocable to this state:
 - (a) If and to the extent that the patent or copyright is utilized by the payer in this state; or
 - (b) If and to the extent that the patent or copyright is utilized by the payer in a state in which the corporation is not taxable and the corporation's commercial domicile is in this state.
 - (2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the corporation's commercial domicile is located.
 - (3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the corporation's commercial domicile is located.
10. All apportionable income shall be apportioned to this state by multiplying the net income by a fraction, the numerator of which is the total receipts of the corporation in this state during the tax period and the denominator of which is the total receipts of the corporation everywhere during the tax period.
11. Receipts from the sale of tangible personal property are in this state if the property is received in this state by the purchaser. In the case of the delivery of goods by common carrier or by other means of transportation, including transportation by the purchaser, the place at which the goods are ultimately received after all transportation has been completed shall be considered as the place at which the goods are received by the purchaser. Direct delivery into this state by the taxpayer to a person or firm designated by a purchaser from within or without the state shall constitute delivery to the purchaser in this state.
12. (1) Receipts, other than receipts described in subsection 11 of this section, are in this state if the corporation's market for the sales is in this state. The corporation's market for sales is in this state:
 - (a) In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;
 - (b) In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;
 - (c) In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the corporation or the corporation's designee is located outside this state; and
 - (d) In the case of intangible property:

a. That is rented, leased, or licensed, if and to the extent the property is used in this state, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area "are used in this state" to the extent the franchise is located in this state; and

b. That is sold, if and to the extent the property is used in this state, provided that:

(i) A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

(ii) Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under subparagraph a. of this paragraph; and

(iii) All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the receipts factor.

(2) If the state or states of assignment under subdivision (1) of this subsection cannot be determined, the state or states of assignment shall be reasonably approximated.

(3) The director may prescribe regulations as necessary or appropriate to carry out the purposes of this section.

13. (1) In the case of certain industries where unusual factual situations produce inequitable results under the apportionment and allocation provisions of this section, the director shall promulgate rules for determining the apportionment and allocation factors for each such industry, but such rules shall be applied uniformly.

(2) If the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state, the corporation may petition for or the director may require:

(a) Separate accounting;

(b) The inclusion of one or more additional factors which will fairly represent the corporation's income applicable to this state; or

(c) The employment of any other method to effectuate an equitable allocation and apportionment of the corporation's income.

(3) The party petitioning for, or the director requiring, the use of any method to effectuate an equitable allocation and apportionment of the corporation's income pursuant to subdivision (2) of this subsection shall prove by a preponderance of evidence:

(a) That the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state; and

(b) That the alternative to such provisions is reasonable.

The same burden of proof shall apply whether the corporation is petitioning for, or the director is requiring, the use of any reasonable method to effectuate an equitable allocation and apportionment of the corporation's income. Notwithstanding the previous sentence, if the director can show that in any two of the prior five tax years, the corporation had used an allocation or apportionment method at variance with its allocation or apportionment method or methods used for such other tax years, then the director shall not bear the burden of proof in imposing a different method pursuant to subdivision (2) of this subsection.

(4) If the director requires any method to effectuate an equitable allocation and apportionment of the corporation's income, the director cannot impose any civil or criminal penalty with reference to the tax due that is attributable to the corporation's reasonable reliance solely on the allocation and apportionment provisions of this section.

(5) A corporation that has received written permission from the director to use a reasonable method to effectuate an equitable allocation and apportionment of the corporation's income shall not have that permission revoked with respect to transactions and activities that have already occurred unless there has been a material change in, or a material misrepresentation of, the facts provided by the corporation upon which the director reasonably relied.

14. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state. Such report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. This subsection shall not apply to a railroad.

15. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only rails and lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the rails and lines of such corporation in the state shall bear to the total mileage used over the rails and lines of such corporation. The corporation may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

16. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting the same to or from another net income or loss shown by the return.

17. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The corporation may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the corporation shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

18. From the income determined in this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

19. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the deduction.

20. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders resided in this state shall be subject to Missouri income tax as provided in this chapter.

143.461. 1. A corporation shall elect to determine income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455**; first, by filing written notice with the director of revenue on or before the due date of the return (including extensions of time) of the taxpayer's election, or, second, by failing to keep its books and records in such manner as to show the income applicable to this state, including gross income and deductions applicable thereto.

2. If the corporation shall keep its books and records so as to show **the income applicable to this state** by any other method of allocation between this state and other states [~~involved of income from transactions partially within and partially without this state~~], including gross income and deductions applicable thereto, and such method shows the income applicable to this state, including gross income and deductions applicable thereto, then it may, on or before sixty days before the end of any taxable year, petition the director of revenue, in writing, to be permitted in its return required to be filed to apportion to this state according to the method shown by such books or records. If the director of revenue finds that such method does show the income applicable to this state including gross income and the deductions applicable thereto, he **or she** shall notify the corporation, at least thirty days prior to the last day on which such corporation's return for that taxable year is to be filed, that it may use that method **for the shorter of five years or** as long as such method shows the income applicable to this state, including gross income and deductions applicable thereto.

3. The corporation shall cease using such method **after the shorter of five years or** whenever the director of revenue finds and notifies such corporation on or before ninety days before the end of the taxable year, that such method does not so show. Upon and after such **expiration or** revocation the corporation shall be permitted to petition to use **the same or** another method of allocation that will show such income including gross income and deductions applicable thereto as though no petition had ever been filed.

4. Failure, after a method has **expired or** been revoked by the director of revenue, to submit a method which the director of revenue finds will show such income applicable to this state including gross income and deductions applicable thereto, on or before sixty days before the end of any taxable year, or failure to make a return on the basis, which has been approved by the director of revenue on petition of the corporation and which stands unrevoked **or unexpired**, shall constitute an election to accept the determination of income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner set forth in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455.**

143.471. 1. An S corporation, as defined by Section 1361 (a)(1) of the Internal Revenue Code, shall not be subject to the taxes imposed by section 143.071, or other sections imposing income tax on corporations.

2. A shareholder of an S corporation shall determine such shareholder's S corporation modification and pro rata share, including its character, by applying the following:

(1) Any modification described in sections 143.121 and 143.141 which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates. Where a shareholder's pro rata share of any such item is not required to be taken into account separately for federal income tax purposes, the shareholder's pro rata share of such item shall be determined in accordance with his pro rata share, for federal income tax purposes, of S corporation taxable income or loss generally;

(2) Each item of S corporation income, gain, loss, or deduction shall have the same character for a shareholder pursuant to sections 143.005 to 143.998 as it has for federal income tax purposes. Where an item is not characterized for federal income tax purposes, it shall have the same character for a shareholder as if realized directly from the source from which realized by the S corporation or incurred in the same manner as incurred by the S corporation.

3. A nonresident shareholder of an S corporation shall determine such shareholder's Missouri nonresident adjusted gross income and his or her nonresident shareholder modification by applying the provisions of this subsection. Items shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.451, section 143.461, or section 32.200 (Multistate Tax Compact). In determining the adjusted gross income of a nonresident shareholder of any S corporation, there shall be included only that part derived from or connected with sources in this state of the shareholder's pro rata share of items of S corporation income, gain, loss or deduction entering into shareholder's federal adjusted gross income, as such part is determined pursuant to regulations prescribed by the director of revenue in accordance with the general rules in section 143.181. Any modification described in subsections 2 and 3 of section 143.121 and in section 143.141, which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates, but limited to the portion of such item derived from or connected with sources in this state.

4. Notwithstanding subsection 3 of this section to the contrary, for all tax years beginning on or after January 1, 2020, the items referred to in that subsection shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.455 and section 143.461.

5. The director of revenue shall permit S corporations to file composite returns and to make composite payments of tax on behalf of its nonresident shareholders not otherwise required to file a return. If the nonresident shareholder's filing requirements result solely from one or more interests in any other partnerships or subchapter S corporations, that nonresident shareholder may be included in the composite return.

~~[5-]~~ **6.** If an S corporation pays or credits amounts to any of its nonresident individual shareholders as dividends or as their share of the S corporation's undistributed taxable income for the taxable year, the S corporation shall either timely file with the department of revenue an agreement as provided in subsection ~~[6]~~ **7** of this section or withhold Missouri income tax as provided in subsection ~~[7]~~ **8** of this section. An S corporation that timely files an agreement as provided in subsection ~~[6]~~ **7** of this section with respect to a nonresident shareholder for a taxable year shall be considered to have timely filed such an agreement for each subsequent taxable year. An S corporation that does not timely file such an agreement for a taxable year shall not be precluded from timely filing such an agreement for subsequent taxable years. An S corporation is not required to deduct and withhold Missouri income tax for a nonresident shareholder if:

(1) The nonresident shareholder not otherwise required to file a return agrees to have the Missouri income tax due paid as part of the S corporation's composite return;

(2) The nonresident shareholder not otherwise required to file a return had Missouri assignable federal adjusted gross income from the S corporation of less than twelve hundred dollars;

(3) The S corporation is liquidated or terminated;

(4) Income was generated by a transaction related to termination or liquidation; or

(5) No cash or other property was distributed in the current and prior taxable year.

~~[6-]~~ **7.** The agreement referred to in subdivision (1) of subsection ~~[5]~~ **6** of this section is an agreement of a nonresident shareholder of the S corporation to:

(1) File a return in accordance with the provisions of section 143.481 and to make timely payment of all taxes imposed on the shareholder by this state with respect to income of the S corporation; and

(2) Be subject to personal jurisdiction in this state for purposes of the collection of income taxes, together with related interest and penalties, imposed on the shareholder by this state with respect to the income of the S corporation.

The agreement will be considered timely filed for a taxable year, and for all subsequent taxable years, if it is filed at or before the time the annual return for such taxable year is required to be filed pursuant to section 143.511.

~~[7-]~~ **8.** The amount of Missouri income tax to be withheld is determined by multiplying the amount of dividends or undistributed income allocable to Missouri that is paid or credited to a nonresident shareholder during the taxable year by the highest rate used to determine a Missouri income tax liability for an individual, except that the amount of the tax withheld may be determined based on withholding tables provided by the director of revenue if the shareholder submits a Missouri withholding allowance certificate.

~~[8-]~~ **9.** An S corporation shall be entitled to recover for a shareholder on whose behalf a tax payment was made pursuant to this section, if such shareholder has no tax liability.

~~[9-]~~ **10.** With respect to S corporations that are banks or bank holding companies, a pro rata share of the tax credit for the tax payable pursuant to chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the bank otherwise complies with section 148.112:

(1) The credit allowed by this subsection shall be equal to the bank tax calculated pursuant to chapter 148 based on bank income in 1999 and after, on a bank that makes an election pursuant to 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such bank or bank holding company;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A bank holding company is not allowed this credit, except that, such credit shall flow through to such bank holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

~~[10-]~~ **11.** With respect to S corporations that are associations, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the association otherwise complies with section 148.655:

(1) The credit allowed by this subsection shall be equal to the savings and loan association tax calculated under chapter 148 based on the computations provided in section 148.630 on an association that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by the association;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A savings and loan association holding company is not allowed this credit, except that, such credit shall flow through to such savings and loan association holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

~~[11-]~~ **12.** With respect to S corporations that are credit institutions, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the credit institution otherwise complies with section 148.657:

(1) The credit allowed by this subsection shall be equal to the credit institution tax calculated under chapter 148 based on the computations provided in section 148.150 on a credit institution that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such credit institution;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A credit institution holding company is not allowed this credit, except that, such credit shall flow through to such credit institution holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income."; and

Further amend said bill, Page 2, Section 144.087, Line 38, by inserting after all of said section and line the following:

"620.1350. 1. The words used in this section and sections 620.1355 and 620.1360 shall, unless the context otherwise requires, have the meaning provided in subdivision (4) of subsection 2 of section 143.451, and in addition, the following words shall have the following meanings:

- (1) "Department", the department of economic development;
- (2) "Director", the director of the department of economic development.

2. An investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, may make an annual election to compute the portion of income derived from sources within this state either pursuant to section 143.451 or pursuant to section 32.200 relating to the multistate tax compact. The annual election shall be made by the filing of a corporate income tax return reflecting the use of such election and by filing a copy of the certificate issued by the director pursuant to the provisions of this section and sections 620.1355 and 620.1360. The annual election may be made regardless of whether the corporation filed its income tax return on a single entity basis or was included in a consolidated income tax return in any year.

3. Notwithstanding the provisions of subsection 2 of this section to the contrary, for all tax years beginning on or after January 1, 2020, an investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, shall compute the portion of income derived from sources within this state pursuant to section 143.455."; and

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

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

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to Senate Bill No. 884, Page 10, Line 30, by deleting the words "**three and nine-tenths**" and inserting in lieu thereof the words "**four and two-tenths**"; and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Conway 104	Corlew
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Neely	Pfautsch
Pike	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Green	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

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ABSENT WITH LEAVE: 035

Barnes 60	Brown 27	Brown 57	Butler	Christofanelli
Conway 10	Cookson	Cross	Curtis	Davis
Evans	Franks Jr	Gray	Hill	Kidd
Knight	Kolkmeyer	Korman	McCann Beatty	McDaniel
Messenger	Morse 151	Muntzel	Peters	Phillips
Pietzman	Plocher	Pogue	Reisch	Roden
Rone	Shumake	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative Quade moved that **House Amendment No. 1 to House Amendment No. 2** be adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

Which motion was defeated by the following vote:

AYES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

NOES: 091

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

PRESENT: 007

Corlew	Engler	Hansen	Higdon	Pfautsch
Ruth	Walker 3			

ABSENT WITH LEAVE: 026

Barnes 60	Brown 27	Brown 57	Butler	Christofanelli
Conway 10	Cookson	Cross	Curtis	Evans
Gray	Green	Knight	Kolkmeier	Korman
McCann Beatty	McDaniel	Messenger	Morse 151	Peters
Phillips	Pietzman	Pogue	Roden	Smith 85
Walker 74				

VACANCIES: 002

HCS SB 884, as amended, with House Amendment No. 2, pending, was laid over.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS SCS SB 843: Representatives Ross, Bernskoetter, Walker (3), Carpenter and Conway (10)

Representative Taylor assumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 884, as amended, with House Amendment No. 2, pending, was again taken up by Representative Wiemann.

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

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Bill No. 884, Page 10, Line 27 by deleting the year "2020" and inserting in lieu thereof the year "2019"; and

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

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 104

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Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfausch	Phillips	Pike	Redmon	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pierson Jr	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 033

Barnes 60	Bondon	Brown 27	Butler	Conway 10
Cookson	Curtis	Ellebracht	Ellington	Gray
Haefner	Kidd	Korman	Lauer	McDaniel
Messenger	Miller	Mosley	Peters	Pietzman
Plocher	Pogue	Quade	Rehder	Rhoads
Rowland 155	Shull 16	Smith 85	Stacy	Walker 74
Washington	Wilson	Mr. Speaker		

VACANCIES: 002

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

Speaker Richardson resumed the Chair.

On motion of Representative Wiemann, **SB 884, as amended**, was read the third time and passed by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Phillips	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Hurst	Kendrick	Kidd	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels	Wilson	

PRESENT: 007

Engler	Gannon	Hansen	Higdon	Pfautsch
Pike	Walker 3			

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Butler	Conway 10	Cookson
Cornejo	Curtis	Korman	Lauer	McDaniel
Meredith 71	Messenger	Peters	Pietzman	Pogue
Rhoads	Smith 85	Walker 74		

VACANCIES: 002

Speaker Richardson 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#2 HCS HB 1796** entitled:

An act to amend chapters 143, 442, and 443, RSMo, by adding thereto eight new sections relating to the process for the conveyance of real estate, with a penalty provision.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 1.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 1*

AMEND Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1796, Page 4, Section 442.055, Line 5, by inserting after the word “material” the following:

“or other hazardous material”; and

Further amend Line 9 by inserting after the word “material” the following:

“or other hazardous material”; and

Further amend Line 10 by inserting after “radioactive” the following:

“or other hazardous”; and

Further amend Line 13 by inserting after “radioactive” the following:

“or other hazardous”; and

Further amend Line 14 by inserting at the end of said line the following:

“As used in this section, the term “knowledge” shall require the receipt by the owner, seller, landlord, or other transferor of a report stating affirmatively that the premises is or was previously contaminated with radioactive material or other hazardous material.”

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 President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 655, as amended**.

Senators: Sifton, Rizzo, Dixon, Emery, Koenig

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 SB 773, as amended**.

Senators: Hoskins, Cunningham, Schaaf, 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 SB 808, as amended**.

Senators: Brown, Munzlinger, Wasson, Rizzo, Sifton

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HCS HB 1796, as amended - Fiscal Review

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

AFTERNOON SESSION

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

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Alferman	Andrews	Barnes 60	Basye	Bernskoetter
Berry	Bondon	DeGroot	Dinkins	Dogan
Engler	Evans	Fraker	Francis	Gannon
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Lauer	Lichtenegger	May	McCann Beatty	Morris 140
Morse 151	Muntzel	Pfautsch	Redmon	Reisch
Remole	Revis	Roeber	Rowland 29	Taylor
Walsh	White			

NOES: 000

PRESENT: 080

Anderson	Austin	Bangert	Baringer	Barnes 28
Black	Brattin	Brown 57	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Dohrman	Eggleston	Ellebracht	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Hill	Houghton
Houx	Johnson	Kendrick	Kidd	Knight
Kolkmeier	Lant	Love	Lynch	Mathews
Matthiesen	McCreery	McGaugh	Miller	Mitten
Moon	Morgan	Newman	Pike	Rhoads
Roberts	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Trent	Vescovo	Walker 3	Washington
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

ABSENT WITH LEAVE: 044

Adams	Anders	Arthur	Bahr	Beard
Beck	Brown 27	Burns	Butler	Carpenter
Cookson	Curtis	Curtman	Davis	Ellington

Haefner	Higdon	Korman	Lavender	Marshall
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mosley	Neely	Nichols	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Pogue	Quade
Razer	Rehder	Reiboldt	Roden	Smith 85
Spencer	Stevens 46	Unsicker	Walker 74	

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 **SCS HCS HB 1713** entitled:

An act to repeal section 193.128, RSMo, and to enact in lieu thereof one new section relating to birth certificates.

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 **House Amendment No. 1, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 8** and **House Amendment No. 9** to **SB 757** 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 President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 843, as amended**.

Senators: Riddle, Munzlinger, Rowden, Sifton, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 881, 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

SB 757, with House Amendment No. 1, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 8 and **House Amendment No. 9**, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

Representative Tate moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 8** and **House Amendment No. 9** to **SB 757** and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

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

On motion of Representative Rhoads, **CCR HCS SS SB 608** was adopted by the following vote:

AYES: 113

Alferman	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Burnett
Burns	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roerber	Rone	Rowland 155	Runions
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Stacy	Swan	Tate	Taylor	Trent
Unsicker	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 013

Adams	Baringer	Barnes 60	Barnes 28	Gray
Hurst	McCreery	Moon	Mosley	Newman
Roberts	Rowland 29	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 035

Andrews	Bernskoetter	Brown 27	Brown 57	Butler
Carpenter	Conway 10	Curtis	Curtman	Davis
Dogan	Ellington	Haefner	Higdon	Korman
Marshall	McDaniel	McGee	Meredith 71	Messenger
Peters	Pietzman	Plocher	Pogue	Roden
Ross	Ruth	Shumake	Smith 85	Spencer
Stephens 128	Stevens 46	Vescovo	Walker 3	Walker 74

VACANCIES: 002

On motion of Representative Rhoads, **CCS HCS SS SB 608** was truly agreed to and finally passed by the following vote:

AYES: 106

Alferman	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Basye	Beard	Berry
Black	Bondon	Brattin	Chipman	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Meredith 71
Miller	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pike	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roeber	Rone	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 028

Adams	Baringer	Barnes 28	Beck	Burnett
Burns	Ellington	Franks Jr	Gray	Hurst
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Pierson Jr	Quade	Roberts	Rowland 29
Stevens 46	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 027

Andrews	Barnes 60	Bernskoetter	Brown 27	Brown 57
Butler	Carpenter	Christofanelli	Conway 10	Curtis
Davis	Haefner	Higdon	Marshall	McDaniel
Messenger	Peters	Pietzman	Plocher	Pogue
Roden	Ross	Smith 85	Trent	Vescovo
Walker 3	Walker 74			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR SS SCS HB 1633, as amended, relating to criminal offenses, was taken up by Representative Corlew.

On motion of Representative Corlew, **CCR SS SCS HB 1633, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Black
Bondon	Brattin	Burnett	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	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	Trent	Unsicker
Vescovo	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 004

Brown 57	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Bernskoetter	Berry	Brown 27	Butler
Carpenter	Conway 10	Cookson	Cross	Curtis
Haefner	Higdon	Matthiesen	McDaniel	Messenger
Mitten	Peters	Plocher	Pogue	Ross
Smith 85	Walker 3	Walker 74	Mr. Speaker	

VACANCIES: 002

On motion of Representative Corlew, **CCS SS SCS HB 1633** was third read and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer

Barnes 28	Basye	Beard	Beck	Black
Bondon	Brattin	Burnett	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roerber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 004

Brown 57	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Bernskoetter	Berry	Brown 27	Butler
Carpenter	Conway 10	Cookson	Cross	Curtis
Haefner	Hansen	Higdon	McDaniel	Messenger
Mitten	Peters	Phillips	Plocher	Pogue
Roden	Ross	Smith 85	Stephens 128	Walker 3
Walker 74	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 881, as amended, relating to transportation, was taken up by Representative Davis.

Representative Davis moved that the House refuse to recede from its position on **HCS SS SB 881, as amended**, and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

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

On motion of Representative Alferman, **CCR HCS SS SB 870, as amended**, was adopted by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Carpenter	Chipman	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	Merideth 80	Miller	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 015

Burnett	Gray	Hill	Hurst	Kidd
Lavender	Marshall	McCreery	McGee	Meredith 71
Moon	Morgan	Newman	Stevens 46	Washington

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Butler	Christofanelli	Curtis	Higdon
Kolkmeier	Korman	McDaniel	Messenger	Mitten
Peters	Pogue	Rhoads	Smith 85	Smith 163
Trent	Walker 74	Wessels		

VACANCIES: 002

On motion of Representative Alferman, **CCS HCS SS SB 870** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	McGee
Merideth 80	Miller	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	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: 013

Burnett	Hurst	Kidd	Lavender	Marshall
McCreery	Meredith 71	Moon	Morgan	Newman
Nichols	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 27	Butler	Cookson	Curtis	Higdon
Kolkmeyer	Korman	McDaniel	Messenger	Mitten
Peters	Pogue	Rhoads	Smith 85	Walker 74
Washington	Wessels			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SB 806, as amended, relating to guardianship proceedings, was taken up by Representative Neely.

On motion of Representative Neely, **CCR HCS SB 806, as amended**, was adopted by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	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	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 004

Hurst	Marshall	McGaugh	Moon
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PRESENT: 001

Conway 104

ABSENT WITH LEAVE: 022

Barnes 60	Beard	Brown 27	Butler	Davis
Ellebracht	Higdon	Kolkmeier	May	McDaniel
McGee	Messenger	Peters	Phillips	Pogue
Quade	Rhoads	Smith 85	Tate	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Neely, **CCS HCS SB 806** was truly agreed to and finally passed by the following vote:

AYES: 137

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

NOES: 004

Hurst	Marshall	McGaugh	Moon
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PRESENT: 001

Conway 104

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Butler	Carpenter	Ellebracht
Higdon	Kolkmeyer	May	McDaniel	McGee
Messenger	Peters	Phillips	Pogue	Rhoads
Schroer	Smith 85	Walker 74	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HB 1413, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (1): Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 2140, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (2): Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SCS SBs 807 & 577, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Anderson and Wessels

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 SCS HB 1413, as amended, relating to public labor organizations, was taken up by Representative Taylor.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Pike	Plocher	Redmon

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Rehder	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Beard	Brown 27	Cookson	Corlew
Cross	Ellington	Engler	Higdon	Korman
Messenger	Mosley	Peters	Phillips	Pietzman
Pogue	Reiboldt	Smith 85		

VACANCIES: 002

On motion of Representative Taylor, **SS#2 SCS HB 1413, as amended**, was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 059

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Dinkins
Ellebracht	Ellington	Engler	Francis	Franks Jr
Gannon	Gray	Green	Harris	Henderson
Kendrick	Kidd	Lauer	Lavender	Marshall
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pfautsch	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Rowland 29	Runions	Ruth
Sommer	Stevens 46	Tate	Unsicker	Walker 3
Walker 74	Washington	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Cookson	Cross	Higdon
Korman	Messenger	Mosley	Peters	Phillips
Pietzman	Pogue	Reiboldt	Smith 85	

VACANCIES: 002

On motion of Representative Taylor, **SS#2 SCS HB 1413, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 087

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Lant	Lichtenegger	Love	Lynch
Mathews	McDaniel	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 062

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Dinkins
Ellebracht	Ellington	Engler	Francis	Franks Jr
Gannon	Gray	Green	Harris	Henderson

Kendrick	Kidd	Lauer	Lavender	Marshall
Matthiesen	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pfautsch	Pierson Jr	Quade
Razer	Revis	Roberts	Roden	Rowland 29
Runions	Ruth	Shull 16	Sommer	Stevens 46
Tate	Unsicker	Walker 3	Walker 74	Washington
Wessels	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Cookson	Cross	Higdon
Korman	Messenger	Peters	Phillips	Pogue
Reiboldt	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEES

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

SB 757: Representatives Tate, Eggleston, Reiboldt, Adams and Franks Jr

HCS SS SB 881: Representatives Davis, Korman, Reiboldt, McCreery and Razer

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 adopted the Conference Committee Report on **HCS SB 655, as amended**, and has taken up and passed **CCS HCS SB 655**.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 850, relating to records involving children, was taken up by Representative Franklin.

On motion of Representative Franklin, the title of **HCS SB 850** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 850, Page 13, Section 210.150, Lines 135-142, by deleting all of said lines and inserting in lieu thereof the following:

"necessary for another agency to have access to in order to protect a child. Documents other than substantiated reports and materials from files regarding substantiated reports shall only be shared under this subsection if the department of social services receives a written, signed certification that the receiving agency

is prohibited by law from sharing such documents or materials with anyone other than the receiving agency, law enforcement, or court personnel; or in accordance with a court order. In the event that the laws of the receiving state do not provide a basis for such certification, the department may share the information with an agency of another state under a memorandum of understanding between the department and the receiving agency, which limits dissemination of the shared material by the receiving agency to employees of that agency, law enforcement, or court personnel; or as ordered by a court."; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 850, Page 1, Section 193.265, Line 6, by deleting said lines and inserting in lieu thereof the following:

"for certification is made by the children's division, division of youth services, guardian ad litem, or juvenile officer on behalf"; and

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

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

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

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 850, Page 21, Section 453.080, Lines 2 to 3, by deleting such lines and inserting in lieu thereof the following:

"be finalized. **If their attorney appears in person, out-of-state adoptive petitioners may appear by video conference.** During such hearing, the court shall ascertain"; and

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

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

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

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 850, Page 20, Section 453.030, Lines 32 to 53, by deleting said lines and inserting in lieu thereof the following:

"a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney**

representing the party signing the consent. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth ~~[parent]~~ **mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of ~~[such]~~ acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent.** The notary public or witnesses shall verify the identity of the party signing the consent."; and

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

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

On motion of Representative Franklin, **HCS SB 850, as amended**, was adopted.

On motion of Representative Franklin, **HCS SB 850, as amended**, was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	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
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst Marshall Meredith 71 Moon

PRESENT: 000

ABSENT WITH LEAVE: 019

Bangert	Baringer	Barnes 60	Brown 27	Conway 10
Cross	Fraker	Franks Jr	Higdon	Kidd
Messenger	Mitten	Peters	Phillips	Pogue
Redmon	Reisch	Smith 85	Walker 74	

VACANCIES: 002

Speaker Richardson declared the bill passed.

On motion of Representative Vescovo, the House recessed until 6:45 p.m.

EVENING SESSION

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

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 021

Basye	Bernskoetter	Bondon	Butler	DeGroot
Fraker	Francis	Hansen	Hurst	Justus
Kelly 141	Korman	Matthiesen	Morris 140	Morse 151
Redmon	Reiboldt	Taylor	Walsh	White
Wilson				

NOES: 000

PRESENT: 063

Anderson	Austin	Bangert	Baringer	Barnes 28
Berry	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Hill	Houghton
Houx	Johnson	Kolkmeier	Lant	Lauer
Love	Lynch	McCreery	McDaniel	McGaugh
Mosley	Pfautsch	Pike	Reisch	Roberts
Roden	Rone	Ross	Rowland 155	Runions
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Trent	Vescovo
Walker 3	Wiemann	Wood		

ABSENT WITH LEAVE: 077

Adams	Alferman	Anders	Andrews	Arthur
Bahr	Barnes 60	Beard	Beck	Black
Brown 27	Burnett	Burns	Carpenter	Conway 10
Cookson	Cross	Curtis	Curtman	Davis
Eggleston	Ellebracht	Ellington	Engler	Evans
Gannon	Green	Harris	Henderson	Higdon
Kelley 127	Kendrick	Kidd	Knight	Lavender
Lichtenegger	Marshall	Mathews	May	McCann Beatty
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Muntzel	Neely
Newman	Nichols	Peters	Phillips	Pierson Jr
Pietzman	Plocher	Pogue	Quade	Razer
Rehder	Remole	Revis	Rhoads	Roeber
Rowland 29	Ruth	Shull 16	Smith 85	Stevens 46
Swan	Tate	Unsicker	Walker 74	Washington
Wessels	Mr. Speaker			

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 **SCS HB 1250** entitled:

An act to repeal sections 456.985, 456.1035, 456.1080, 456.4-414, 474.150, 515.575, and 515.635, RSMo, and to enact in lieu thereof twenty-seven new sections relating to trusts and estates.

With Senate Amendment No. 1

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1250, Page 1, Section 456.006, Lines 2-3, by striking “in the Internal Revenue Code of 1986, as amended” and inserting in lieu thereof the following:

“**under 26 U.S.C. Section 223(d)(1)**”; and

Further amend said bill and section, Page 2, Lines 14-15, by striking “in the Internal Revenue Code of 1986, as amended” and inserting in lieu thereof the following:

“**under 26 U.S.C. Section 223(c)(1)**”; and

Further amend said bill, Page 3, Section 456.1080, Line 4, by inserting after all of said line the following:

“456.1-103. In sections 456.1-101 to 456.11-1106, **the following terms shall mean:**

- (1) “Action[;]”, with respect to an act of a trustee, includes a failure to act;
- (2) “Ascertainable standard” [~~means~~], a standard relating to an individual's health, education, support, or maintenance within the meaning of Section 2041(b)(1)(A) or Section 2541(c)(1) of the Internal Revenue Code;
- (3) “Beneficiary” [~~means~~], a person that:
 - (a) Has a present or future beneficial interest in a trust, vested or contingent; or
 - (b) In a capacity other than that of trustee, holds a power of appointment over trust property;
- (4) “Charitable trust” [~~means~~], a trust, or portion of a trust, created for a charitable purpose described in subsection 1 of section 456.4-405;

(5) “Conservator” ~~[means]~~, a person described in subdivision (3) of section 475.010. This term does not include a conservator ad litem;

(6) “Conservator ad litem” ~~[means]~~, a person appointed by the court pursuant to the provisions of section 475.097;

(7) **“Directed trust”, any trust, including a split interest trust, in which the trust instrument:**

(a) Authorizes a trust protector to instruct or direct the trustee;

(b) Charges a trust protector with any responsibilities regarding the trust;

(c) Grants the trust protector one or more powers over the trust; or

(d) Directs one or more powers over the trust to a person, who is not serving as a trustee, and is not a settlor or a beneficiary;

(8) “Environmental law” ~~[means]~~, a federal, state, or local law, rule, regulation, or ordinance relating to protection of the environment;

~~[(8)]~~ (9) “Financial institution” ~~[means]~~, a non-foreign bank, savings and loan or trust company chartered, regulated and supervised by the Missouri division of finance, the office of the comptroller of the currency, the office of thrift supervision, the National Credit Union Administration, or the Missouri division of credit union supervision. The term “non-foreign bank” shall mean a bank that is not a foreign bank within the meaning of subdivision (1) of section 361.005;

~~[(9)]~~ (10) “Guardian” ~~[means]~~, a person described in subdivision (7) of section 475.010. The term does not include a guardian ad litem;

~~[(10)]~~ (11) “Interested persons”, include beneficiaries and any others having a property right in or claim against a trust estate which may be affected by a judicial proceeding. It also includes fiduciaries and other persons representing interested persons. The meaning as it relates to particular persons may vary from time to time and must be determined according to the particular purposes of, and matter involved in, any proceeding;

~~[(11)]~~ (12) “Interests of the beneficiaries” ~~[means]~~, the beneficial interests provided in the terms of the trust;

~~[(12)]~~ (13) “Internal Revenue Code” ~~[means]~~, the United States Internal Revenue Code of 1986, as in effect on January 1, 2005, or as later amended;

~~[(13)]~~ (14) “Jurisdiction[.]”, with respect to a geographic area, includes a state or country;

~~[(14)]~~ (15) “Person” ~~[means]~~, an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government; governmental subdivision, agency, or instrumentality; public corporation, or any other legal or commercial entity;

~~[(15)]~~ (16) “Permissible distributee” ~~[means]~~, a beneficiary who is currently eligible to receive distributions of trust income or principal, whether mandatory or discretionary;

~~[(16)]~~ (17) “Power of withdrawal” ~~[means]~~, a presently exercisable power of a beneficiary to withdraw assets from the trust without the consent of the trustee or any other person;

~~[(17)]~~ (18) “Principal place of administration”, of a trust is the trustee’s usual place of business where the records pertaining to the trust are kept, or the trustee’s residence if the trustee has no such place of business, unless otherwise designated by the terms of the trust as provided in section 456.1-108. In the case of cotrustees, the principal place of administration is, in the following order of priority:

(a) The usual place of business of the corporate trustee if there is but one corporate cotrustee;

(b) The usual place of business or residence of the trustee who is a professional fiduciary if there is but one such trustee and no corporate cotrustee; or

(c) The usual place of business or residence of any of the cotrustees;

~~[(18)]~~ (19) “Professional fiduciary” ~~[means]~~, an individual who represents himself or herself to the public as having specialized training, experience or skills in the administration of trusts;

~~[(19)]~~ (20) “Property” ~~[means]~~, anything that may be the subject of ownership, whether real or personal, legal or equitable, or any interest therein;

~~[(20)]~~ (21) “Qualified beneficiary” ~~[means]~~, a beneficiary who, on the date the beneficiary’s qualification is determined:

(a) Is a permissible distributee;

(b) Would be a permissible distributee if the interests of the permissible distributees described in paragraph (a) of this subdivision terminated on that date; or

(c) Would be a permissible distributee if the trust terminated on that date;

~~[(21)]~~ (22) “Record” ~~[means]~~, information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form;

[(22)] (23) “Revocable[;]”, as applied to a trust, means that the settlor has the legal power to revoke the trust without the consent of the trustee or a person holding an adverse interest, regardless of whether the settlor has the mental capacity to do so in fact;

[(23)] (24) “Settlor” [means], a person, including a testator, who creates, or contributes property to, a trust. If more than one person creates or contributes property to a trust, each person is a settlor of the portion of the trust property attributable to that person's contribution except to the extent another person has the power to revoke or withdraw that portion pursuant to the terms of the trust;

[(24)] (25) “Sign” [means], with present intent to authenticate or adopt a record:

(a) To execute or adopt a tangible symbol; or

(b) To attach to or logically associate with the record an electronic sound, symbol, or process;

[(25)] (26) “Spendthrift provision” [means], a term of a trust which restrains either the voluntary or involuntary transfer or both the voluntary and involuntary transfer of a beneficiary's interest;

[(26)] (27) “State” [means], a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States. The term includes an Indian tribe or band recognized by federal law or formally acknowledged by a state;

[(27)] (28) “Terms of a trust” [means], the manifestation of the settlor's intent regarding a trust's provisions as expressed in the trust instrument or as may be established by other evidence that would be admissible in a judicial proceeding;

[(28)] (29) “Trust instrument” [means], an instrument executed by the settlor that contains terms of the trust, including any amendments thereto;

(30) **“Trust protector”, any person, group of persons, or entity not serving as a trustee and not the settlor or a beneficiary, designated in a trust instrument to instruct or direct the trustee or charged in the trust instrument with any responsibilities regarding the trust or expressly granted in the trust instrument one or more powers over the trust. The term “trust protector” includes, but is not limited to, persons or entities identified in the trust instrument as trust advisors, trust directors, distribution advisors, or investment advisors;**

[(29)] (31) “Trustee”, includes an original, additional, and successor trustee, and a cotrustee.”; and

Further amend said bill and page, Section 456.4-414, Line 13, by inserting after all of said line the following:

“456.8-808. 1. While a trust is revocable, the trustee may follow a direction of the settlor that is contrary to the terms of the trust.

2. A trust instrument may provide for ~~[the appointment of a trust protector. For purposes of this section, a “trust protector”, whether referred to in the trust instrument by that name or by some other name, is a person, other than the settlor, a trustee, or a beneficiary, who is expressly granted in the trust instrument one or more powers over the trust]~~ **one or more persons, not then serving as a trustee and not the settlor or a beneficiary, to be given any powers over the trust as expressly granted in the trust instrument. Any such person may be identified and appointed as a trust protector or similar term. Whenever a trust instrument names, appoints, authorizes, or otherwise designates a trust protector, the trust shall be deemed a directed trust.**

3. A trust protector appointed in the trust instrument shall have only the powers granted to the trust protector by the express terms of the trust instrument, and a trust protector is only authorized to act within the scope of the authority expressly granted in the trust instrument. Without limiting the authority of the settlor to grant powers to a trust protector, the express powers that may be granted include, but are not limited to, the following:

(1) Remove and appoint a trustee **or a trust protector** or name a successor trustee or trust protector;

(2) Modify or amend the trust instrument to:

(a) Achieve favorable tax status or respond to changes in the Internal Revenue Code or state law, or the rulings and regulations under such code or law;

(b) Reflect legal changes that affect trust administration;

(c) Correct errors or ambiguities that might otherwise require court construction; or

(d) Correct a drafting error that defeats a grantor's intent;

(3) Increase, decrease, modify, or restrict the interests of the beneficiary or beneficiaries of the trust;

(4) Terminate the trust in favor of the beneficiary or beneficiaries of the trust;

(5) Change the applicable law governing the trust and the trust situs; or

(6) Such other powers as are expressly granted to the trust protector in the trust instrument.

4. Notwithstanding any provision in the trust instrument to the contrary, a trust protector shall have no power to modify a trust to:

(1) Remove a requirement from a trust created to meet the requirements of 42 U.S.C. Section 1396p(d)(4) to pay back a governmental entity for benefits provided to the permissible beneficiary of the trust at the death of that beneficiary; or

(2) Reduce or eliminate an income interest of the income beneficiary of any of the following types of trusts:

(a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law, during the life of the settlor's spouse;

(b) A charitable remainder trust under Section 664 of the Internal Revenue Code, during the life of the noncharitable beneficiary;

(c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code, during any period in which the settlor is a beneficiary; or

(d) A trust for which an election as a qualified Sub-Chapter S Trust under Section 1361(d) of the Internal Revenue Code is currently in place.

5. Except to the extent otherwise provided in a trust instrument specifically referring to this subsection, the trust protector shall not exercise a power in a way that would result in a taxable gift for federal gift tax purposes or cause the inclusion of any assets of the trust in the trust protector's gross estate for federal estate tax purposes.

6. Except to the extent otherwise provided in the trust instrument and in subsection 7 of this section, and notwithstanding any provision of sections 456.1-101 to 456.11-1106 to the contrary:

(1) A trust protector shall act in a fiduciary capacity in carrying out the powers granted to the trust protector in the trust instrument, and shall have such duties to the beneficiaries, the settlor, or the trust as set forth in the trust instrument, **provided that the trust instrument may provide that the trust protector shall act in a nonfiduciary capacity.** A trust protector is not a trustee, and is not liable or accountable as a trustee when performing or declining to perform the express powers given to the trust protector in the trust instrument. A trust protector is not liable for the acts or omissions of any fiduciary or beneficiary under the trust instrument;

(2) A trust protector is exonerated from any and all liability for the trust protector's acts or omissions, or arising from any exercise or nonexercise of the powers expressly conferred on the trust protector in the trust instrument, unless it is established by a preponderance of the evidence that the acts or omissions of the trust protector were done or omitted in breach of the trust protector's duty, in bad faith or with reckless indifference;

(3) A trust protector is authorized to exercise the express powers granted in the trust instrument at any time and from time to time after the trust protector acquires knowledge of their appointment as trust protector and of the powers granted. **The trust protector may take any action, judicial or otherwise, necessary to carry out the duties given to the trust protector in the trust instrument;**

(4) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reasonable compensation, and reimbursement of the reasonable costs and expenses incurred, in determining whether to carry out, and in carrying out, the express powers given to the trust protector in the trust instrument;

(5) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reimbursement of the reasonable costs and expenses, including attorney's fees, of defending any claim made against the trust protector arising from the acts or omissions of the trust protector acting in that capacity unless it is established by clear and convincing evidence that the trust protector was acting in bad faith or with reckless indifference; and

(6) The express powers granted in the trust instrument shall not be exercised by the trust protector for the trust protector's own personal benefit.

7. If a trust protector is granted a power in the trust instrument to direct, consent to, or disapprove a trustee's actual or proposed investment decision, distribution decision, or other decision of the trustee required to be performed under applicable trust law in carrying out the duties of the trustee in administering the trust, then only with respect to such power, excluding the powers identified in subsection 3 of this section, the trust protector shall have the same duties and liabilities as if serving as a trustee under the trust instrument **unless the trust instrument expressly provides otherwise. In carrying out any written directions given to the trustee by the trust protector concerning actual or proposed investment decisions, the trustee shall not be subject to the provisions of sections 469.900 to 469.913. For purposes of this subsection, "investment decisions" means, with respect to any investment, decisions to retain, purchase, sell, exchange, tender, or otherwise engage in transactions affecting the ownership of investments or rights therein and, with respect to nonpublicly traded investments, the valuation thereof.**

8. **Any trustee of a directed trust shall not be accountable under the law or equity for any act or omission of a trust protector and shall stand absolved from liability for executing the decisions or instructions from a trust protector or for monitoring the actions or inactions of a trust protector. A trustee shall take reasonable steps to facilitate the activity of a trust protector in a directed trust.** A trustee shall carry out the written directions given to the trustee by a trust protector acting within the scope of the powers expressly granted to the trust protector in the trust instrument. Except [~~in cases of bad faith or reckless indifference on the part of the trustee, or~~] as otherwise provided in the trust instrument, the trustee shall not be liable for any loss resulting directly or indirectly from any act taken or omitted as a result of the written direction of the trust protector or the failure of the trust protector to provide consent. Except as otherwise provided in the trust instrument, the trustee shall have no duty to monitor the conduct of the trust protector, provide advice to or consult with the trust protector, or communicate with or warn or apprise any beneficiary concerning instances in which the trustee would or might have exercised the trustee's own discretion in a manner different from the manner directed by the trust protector. **Except as otherwise provided in the trust instrument, any actions taken by the trustee at the trust protector's direction shall be deemed to be administrative actions taken by the trustee solely to allow the trustee to carry out the instructions of the trust protector and shall not be deemed to constitute an act by the trustee to monitor the trust protector or otherwise participate in actions within the scope of the trust protector's authority. Whenever a directed trust reserves to a person or vests in an advisory or investment committee authority to direct the making or retention of any investment, to the exclusion of the trustee or trustees, the excluded trustee or trustees shall not be liable, individually or as a trustee, for any loss resulting from the making or retention of any investment pursuant to such direction.**

9. Except to the extent otherwise expressly provided in the trust instrument, the trust protector shall be entitled to receive information regarding the administration of the trust as follows:

(1) Upon the request of the trust protector, unless unreasonable under the circumstances, the trustee shall promptly provide to the trust protector any and all information related to the trust that may relate to the exercise or nonexercise of a power expressly granted to the trust protector in the trust instrument. The trustee has no obligation to provide any information to the trust protector except to the extent a trust protector requests information under this section;

(2) The request of the trust protector for information under this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust; and

(3) If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, a trust protector who requests information under this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

10. A trust protector may resign by giving thirty days' written notice to the trustee and any successor trust protector. A successor trust protector, if any, shall have all the powers expressly granted in the trust instrument to the resigning trust protector unless such powers are expressly modified for the successor trust protector.

11. A trust protector of a trust having its principal place of administration in this state submits personally to the jurisdiction of the courts of this state during any period that the principal place of administration of the trust is located in this state and the trust protector is serving in such capacity. **The trust instrument may also provide that a trust protector is subject to the personal jurisdiction of the courts of this state as a condition of appointment.**”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 881, as amended.**

Senators: Eigel, Schatz, Libla, Hummel, Curls.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2** and **House Amendment No. 2, as amended**, to **SB 884** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SCS HB 1250, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1713**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HCS HB 1796, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Fraker and Wiemann

BILLS CARRYING REQUEST MESSAGES

SB 884, as amended, relating to taxation, was again taken up by Representative Wiemann.

Representative Wiemann moved that the House refuse to recede from its position on **SB 884, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 2140, as amended, relating to public contracts, was taken up by Representative Haefner.

Representative Haefner moved that the House refuse to adopt **SS SCS HCS HB 2140, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Helms	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Rone
Ross	Rowland 155	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	Mr. Speaker		

NOES: 030

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Ellebracht	Franks Jr	Gray	Kendrick	Lavender
May	McCann Beatty	McCreery	Merideth 80	Mitten
Mosley	Newman	Nichols	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 038

Alferman	Anders	Barnes 60	Bernskoetter	Brown 27
Conway 10	Cross	Curtis	Davis	Ellington
Green	Gregory	Hansen	Harris	Henderson
Higdon	Hill	Kelly 141	Kidd	Marshall
McGee	Meredith 71	Messenger	Miller	Morgan
Peters	Phillips	Pierson Jr	Plocher	Pogue
Rhoads	Roeber	Smith 85	Stevens 46	Vescovo
Walker 74	Washington	Wessels		

VACANCIES: 002

Representative Haefner again moved that the House refuse to adopt **SS SCS HCS HB 2140, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SB 884: Representatives Wiemann, Haahr, Fitzpatrick, Carpenter and Kendrick

THIRD READING OF SENATE BILLS - INFORMAL

SB 582, relating to personal information data of students, was taken up by Representative Wood.

On motion of Representative Wood, the title of **SB 582**, relating to personal information data, was agreed to.

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

House Amendment No. 1

AMEND Senate Bill No. 582, Page 1, In the Title, Line 3, by deleting the words "of students"; and

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

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

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

House Amendment No. 2

AMEND Senate Bill No. 582, Page 1, Section 162.1475, Line 9, by inserting immediately after said section and line the following:

"407.431. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority under section 407.145.

407.432. As used in sections 407.430 to 407.436, the following terms shall mean:

(1) "Acquirer", a business organization, financial institution, or an agent of a business organization or financial institution that authorizes a merchant to accept payment by credit card for merchandise;

(2) "Cardholder", the person's name on the face of a credit card to whom or for whose benefit the credit card is issued by an issuer[;] or any agent, authorized signatory, or employee of such person;

(3) "Chip", an integrated circuit imbedded in a card that stores data so that the card may use the EMV payment method for transactions;

(4) "Contactless payment", any payment method that uses a contactless smart card, a near field communication (NFC) antenna, radio-frequency identification (RFID) technology, or other method to remotely communicate data to a scanning device for transactions;

(5) "Counterfeit credit card", any credit card which is fictitious, altered, or forged, any false representation, depiction, facsimile or component of a credit card, or any credit card which is stolen, obtained as part of a scheme to defraud, or otherwise unlawfully obtained, and which may or may not be embossed with account information or a company logo;

~~[(4)]~~ (6) "Credit card" ~~[or "debit card"]~~, any instrument or device, whether known as a credit card, credit plate, bank service card, banking card, check guarantee card, or debit card or by any other name, **that is** issued with or without a fee by an issuer for the use of the cardholder in obtaining money or merchandise on credit~~;~~ **or by transferring payment from the cardholder's checking account** or for use in an automated banking device to obtain any of the services offered through the device. The presentation of a credit card account number is deemed to be the presentation of a credit card. **"Credit card" shall include credit or debit cards whose information is stored in a digital wallet for use in in-app purchases or contactless payments;**

~~[(5)]~~ (7) "Expired credit card", a credit card for which the expiration date shown on it has passed;

~~[(6)]~~ (8) "Issuer", the business organization ~~[or]~~, financial institution, or ~~[its]~~ duly authorized agent~~[-~~ **which] thereof that** issues a credit card;

~~[(7)]~~ (9) "Merchandise", any objects, wares, goods, commodities, intangibles, real estate, services, or anything else of value;

~~[(8)]~~ (10) "Merchant", an owner or operator of any retail mercantile establishment, or any agent, employee, lessee, consignee, officer, director, franchisee, or independent contractor of such owner or operator. A merchant includes a person who receives from ~~[an authorized user of a payment card]~~ **a cardholder**, or an individual the person believes to be ~~[an authorized user]~~ **a cardholder**, a ~~[payment]~~ **credit** card or information from a ~~[payment]~~ **credit** card as the instrument for obtaining, purchasing, or receiving goods, services, money, or anything of value from the person;

~~[(9)]~~ (11) "Person", any natural person or his legal representative, partnership, firm, for-profit or not-for-profit corporation, whether domestic or foreign, company, foundation, trust, business entity or association, and any agent, employee, salesman, partner, officer, director, member, stockholder, associate, trustee or cestui que trust thereof;

~~[(10)]~~ (12) "Reencoder", an electronic device that places encoded information from the **chip or** magnetic strip or stripe of a credit ~~[or debit]~~ card onto the **chip or** magnetic strip or stripe of a different credit ~~[or debit]~~ card;

~~[(11)]~~ (13) "Revoked credit card", a credit card for which permission to use it has been suspended or terminated by the issuer;

~~[(12)]~~ (14) "Scanning device", a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information **stored in the chip or** encoded on the magnetic strip or stripe of a credit ~~[or debit]~~ card. **"Scanning device" shall include devices used by a merchant for contactless payments.**

407.433. 1. No person, other than the cardholder, shall:

(1) Disclose more than the last five digits of a credit card ~~[or debit card]~~ account number on any sales receipt provided to the cardholder for merchandise sold in this state~~;~~

~~———— (2) Use a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a credit or debit card without the permission of the cardholder and with the intent to defraud any person, the issuer, or a merchant; or~~

~~———— (3) Use a reencoder to place information encoded on the magnetic strip or stripe of a credit or debit card onto the magnetic strip or stripe of a different card without the permission of the cardholder from which the information is being reencoded and with the intent to defraud any person, the issuer, or a merchant].~~

2. Any person who knowingly violates this section is guilty of an infraction and any second or subsequent violation of this section is a class A misdemeanor.

3. It shall not be a violation of subdivision (1) of subsection 1 of this section if:

(1) The sole means of recording the credit card number ~~[or debit card number]~~ is by handwriting or, prior to January 1, 2005, by an imprint of the credit card ~~[or debit card]~~; and

(2) For handwritten or imprinted copies of credit card ~~[or debit card]~~ receipts, only the merchant's copy of the receipt lists more than the last five digits of the account number.

4. This section shall become effective on January 1, 2003, and applies to any cash register or other machine or device that prints or imprints receipts of credit card [~~or debit card~~] transactions and which is placed into service on or after January 1, 2003. Any cash register or other machine or device that prints or imprints receipts on credit card [~~or debit card~~] transactions and which is placed in service prior to January 1, 2003, shall be subject to the provisions of this section on or after January 1, 2005.

407.435. 1. A person commits the offense of illegal use of a card scanner if the person:

(1) **Directly or indirectly uses a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information stored in the chip or encoded on the magnetic strip or stripe of a credit card without the permission of the cardholder, the credit card issuer, or a merchant;**

(2) **Possesses a scanning device with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a scanning device with the knowledge that some other person intends to use the scanning device to defraud a cardholder, credit card issuer, or merchant;**

(3) **Directly or indirectly uses a reencoder to copy a credit card without the permission of the cardholder of the card from which the information is being reencoded and does so with the intent to defraud the cardholder, the credit card issuer, or a merchant; or**

(4) **Possesses a reencoder with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a reencoder with the knowledge that some other person intends to use the reencoder to defraud a cardholder, credit card issuer, or merchant.**

2. The offense of illegal use of a card scanner is a class D felony. However, a second or subsequent offense arising from a separate incident is a class C felony.

~~407.436. [1. Any person who willfully and knowingly, and with the intent to defraud, engages in any practice declared to be an unlawful practice in sections 407.430 to 407.436 of this credit user protection law shall be guilty of a class E felony.~~

~~2. The violation of any provision of sections 407.430 to 407.436 of this credit user protection law constitutes an unlawful practice pursuant to sections 407.010 to 407.130, and the violator shall be subject to all penalties, remedies and procedures provided in sections 407.010 to 407.130. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority as provided in section 407.145.] A person commits the offense of defacing a credit card reader if a person damages, defaces, alters, or destroys a scanning device and the person has no right to do so. The offense of defacing a credit card reader is a class A misdemeanor.";~~ and

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

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

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

House Amendment No. 3

AMEND Senate Bill No. 582, Page 1, Section 162.1475, Line 1, by inserting after the numeral "1." the numeral "(1)"; and

Further amend said bill, page, and section, Line 2, by deleting said line and inserting in lieu thereof the following:

"as defined in section 407.1500;

(2) "Education records" shall have the same meaning as defined in 20 U.S.C Section 1232g (a)(4).";

and

Further amend said bill, page, and section, Line 4, by inserting immediately after the word "information" the phrase "**or education records**"; and

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

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

On motion of Representative Wood, **SB 582, as amended**, was read the third time and passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	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	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Bondon	Brattin	Brown 27
Burns	Conway 10	Cross	Curtis	Ellington
Engler	Fitzpatrick	Green	Haefner	Higdon
Kelley 127	Meredith 71	Messenger	Mitten	Peters
Phillips	Pogue	Rhoads	Roeber	Smith 85
Walker 74				

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 2540, as amended, relating to individual income taxes, was taken up by Representative Haahr.

Representative Haahr moved that **SCS HCS HB 2540, as amended**, be adopted.

Representative Quade made a substitute motion that **SCS HCS HB 2540, as amended**, be recommitted to the Committee on Fiscal Review until such time as the Committee on Legislative Research, Division on Oversight, is able to develop an appropriate fiscal note to adequately address the changes adopted to the measure before final consideration by the House of Representatives.

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

AYES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Morgan
Morse 151	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Reiboldt	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

NOES: 094

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

PRESENT: 000

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ABSENT WITH LEAVE: 026

Austin	Barnes 60	Berry	Bondon	Brown 27
Cookson	Cross	Curtis	Davis	Dogan
Ellington	Fraker	Francis	Haefner	Higdon
Korman	Meredith 71	Messenger	Mitten	Peters
Phillips	Pogue	Roeber	Smith 85	Tate
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **SCS HCS HB 2540, as amended**, was adopted by the following vote:

AYES: 099

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

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Black	Burnett	Burns
Butler	Carpenter	Conway 10	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Merideth 80	Moon	Morgan	Newman	Pierson Jr
Quade	Razer	Rehder	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Alferman	Barnes 60	Berry	Brown 27	Cookson
Cornejo	Cross	Curtis	Ellington	Higdon
Meredith 71	Messenger	Miller	Mitten	Mosley

Nichols Peters Phillips Pogue Smith 85
Walker 74

VACANCIES: 002

On motion of Representative Haahr, **SCS HCS HB 2540, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 101

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

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
Marshall	McCann Beatty	McCreery	McGee	Merideth 80
Moon	Morgan	Newman	Pierson Jr	Quade
Razer	Rehder	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Barnes 60	Berry	Brown 27	Cookson
Cross	Curtis	Higdon	May	Meredith 71
Messenger	Miller	Mitten	Mosley	Nichols
Peters	Phillips	Pogue	Smith 85	Walker 74

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Chipman assumed the Chair.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SBs 603, 576 & 898, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 660, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Anderson and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 687, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Haefner, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Fraker, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SCS SB 718, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 743, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Rowland (29) and Wessels

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 **HCR 63**.

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 1388** entitled:

An act to repeal sections 67.3000, 67.3005, 313.940, 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof nine new sections relating to sports contests.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 1872** entitled:

An act to amend chapter 620, RSMo, by adding thereto nine new sections relating to broadband internet service.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HBs 2280, 2120, 1468 & 1616** entitled:

An act to repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

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 the Conference Committee Report on **HCS SS SCS SBs 603, 576 & 898, as amended**, and has taken up and passed **CCS HCS SS SCS SBs 603, 576 & 898**.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 1388 - Fiscal Review

SS HCS HB 1872 - Fiscal Review

SS SCS HCS HBs 2280, 2120, 1468 & 1616 - Fiscal Review

THIRD READING OF SENATE BILLS

SCS SB 1007, relating to the state personnel law, was taken up by Representative Trent.

On motion of Representative Trent, the title of **SCS SB 1007** was agreed to.

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

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 3, Section 36.020, Line 72, by deleting the word "**survivor's**" and inserting in lieu thereof the word "**surviving**"; and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Black	Brattin
Chipman	Christofanelli	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wilson	Wood	Mr. Speaker		

NOES: 031

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

PRESENT: 000

ABSENT WITH LEAVE: 037

Arthur	Bahr	Barnes 28	Berry	Bondon
Brown 27	Brown 57	Carpenter	Conway 104	Cookson
Cross	Curtis	Ellebracht	Ellington	Engler
Franklin	Gray	Houx	Kidd	Lauer
Marshall	Meredith 71	Messenger	Miller	Mitten
Nichols	Peters	Phillips	Pogue	Rehder
Rhoads	Smith 85	Smith 163	Stevens 46	Walker 74
Wessels	Wiemann			

VACANCIES: 002

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

Which motion was defeated.

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

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 4, Section 36.025, Lines 1-6, by deleting all of said section and lines; and

Further amend said bill, Page 47, Section 36.470, Lines 1-17, by deleting all of said section and lines; and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Corlew	Curtman
Davis	DeGroot	Dinkins	Eggleston	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Neely	Pfausch	Pietzman	Pike	Plocher
Redmon	Reiboldt	Remole	Roden	Roerber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Newman	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 60	Barnes 28	Berry	Brown 27	Brown 57
Conway 104	Cookson	Cornejo	Cross	Curtis
Dogan	Dohrman	Evans	Franks Jr	Haahr
Houx	Kidd	Korman	Lauer	Marshall
Meredith 71	Messenger	Miller	Muntzel	Nichols
Peters	Phillips	Pogue	Rehder	Reisch
Rhoads	Smith 85	Smith 163	Stevens 46	Walker 74
Mr. Speaker				

VACANCIES: 002

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

Which motion was defeated.

Representative Merideth (80) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 4, Section 36.025, Line 1, by inserting after the number "**36.025.**" the number "**1.**"; and

Further amend said bill, page, section, and line, by inserting the words "**this section and**" immediately after the word "**in**"; and

Further amend said bill, page, and section, Line 6, by inserting after all of said line the following:

"2. (1) Notwithstanding the definition of employee in section 36.020, for the purposes of this subsection, the term "employee" means any employee who is subject to the provisions of this chapter as such chapter existed on August 27, 2018.

(2) Any employee hired by a state agency before August 28, 2018, shall continue to be subject to the provisions of this chapter as such chapter existed on August 27, 2018, as long as such employee continues to be employed in a position that was subject to the provisions of this chapter as such chapter existed on August 27, 2018. Any such employee shall not be employed at will but shall receive the protections of this chapter as such chapter existed on August 27, 2018"; and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Curtman	DeGroot	Dinkins	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Rehder	Reisch	Remole	Roeber	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Tate	Taylor	Trent	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 035

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McGee
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 036

Arthur	Berry	Brown 27	Burns	Cookson
Corlew	Cornejo	Cross	Curtis	Davis
Dogan	Dohrman	Ellington	Evans	Haahr
Houx	Korman	McCreery	McDaniel	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Razer	Redmon	Reiboldt	Rhoads	Roden
Rone	Ruth	Smith 85	Swan	Vescovo
Walker 74				

VACANCIES: 002

Representative Merideth (80) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth (80):

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AYES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Conway 10	Ellebracht	Franks Jr	Gray	Green
Harris	Lavender	May	McCann Beatty	McGee
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

NOES: 094

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

PRESENT: 000

ABSENT WITH LEAVE: 033

Barnes 60	Bernskoetter	Berry	Brown 27	Burns
Cookson	Corlew	Cross	Curtis	Davis
Dogan	Ellington	Evans	Haahr	Houx
Kendrick	Korman	McCreery	McDaniel	Meredith 71
Messenger	Mitten	Nichols	Peters	Phillips
Pogue	Razer	Reiboldt	Rhoads	Ruth
Smith 85	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater

Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McGee
Morgan	Mosley	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 034

Arthur	Barnes 60	Berry	Brown 27	Burns
Cookson	Corlew	Cross	Curtis	Davis
Dogan	Ellington	Haahr	Houx	Kolkmeier
Korman	Lauer	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Mitten	Newman	Nichols
Peters	Phillips	Pogue	Razer	Reiboldt
Rhoads	Roden	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Trent, **SCS SB 1007** was truly agreed to and finally passed by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon

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Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Redmon	Rehder
Reisch	Remole	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Burnett	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Pierson Jr	Quade
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 001

Roden

ABSENT WITH LEAVE: 024

Berry	Brown 27	Burns	Cookson	Corlew
Cross	Curtis	Davis	Haahr	Houx
Korman	McCreery	McDaniel	Meredith 71	Messenger
Nichols	Peters	Phillips	Pogue	Razer
Reiboldt	Rhoads	Smith 85	Walker 74	

VACANCIES: 002

Representative Chipman 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 SCS HB 1832** entitled:

An act to repeal sections 407.300, 407.432, 407.433, and 407.436, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

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 **House Amendment No. 1 to SCR 40** and has taken up and passed **SCR 40, as amended**.

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 **SB 884, as amended**.

Senators: Koenig, Eigel, Onder, Rizzo, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 951, as amended**, and has taken up and passed **CCS HCS SB 951**.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1832 - Fiscal Review

BILLS IN CONFERENCE

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

On motion of Representative Ross, **CCR HCS SS SCS SB 826, as amended**, was adopted by the following vote:

AYES: 127

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Conway 10
Conway 104	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McGaugh	McGee	Merideth 80	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Rownions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 029

Barnes 60	Brown 27	Burns	Christofanelli	Cookson
Corlew	Cross	Curtis	Davis	Evans
Gray	Haahr	Haefner	Higdon	Korman
May	McCreery	Meredith 71	Messenger	Miller
Nichols	Peters	Phillips	Pogue	Razer
Reiboldt	Smith 85	Smith 163	Walker 74	

VACANCIES: 002

On motion of Representative Ross, **CCS HCS SS SCS SB 826** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Butler	Carpenter	Chipman	Conway 10	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Ellington	Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Brown 57	Burns	Christofanelli
Cookson	Corlew	Cross	Curtis	Davis
Evans	Higdon	Korman	Lavender	May

McCreery	Meredith 71	Messenger	Nichols	Peters
Phillips	Pogue	Razer	Reiboldt	Smith 85
Smith 163	Walker 3	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 126

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Conway 10	Conway 104
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	McGee
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wood
Mr. Speaker				

NOES: 010

Eggleston	Ellington	Hurst	Marshall	McDaniel
Moon	Roeber	Taylor	Wessels	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 025

Alferman	Barnes 60	Brown 27	Burns	Christofanelli
Cookson	Cross	Curtis	Davis	Evans
Higdon	Hill	Korman	McCreery	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Razer	Reiboldt	Smith 85	Smith 163	Walker 74

VACANCIES: 002

CCR HCS SS SCS SB 775, as amended, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR HCS SS SCS SB 775, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
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	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Marshall

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Burns	Cookson	Cross
Curtis	Davis	Francis	Haahr	Higdon
Johnson	Korman	McCreery	Meredith 71	Messenger
Nichols	Peters	Pogue	Razer	Reiboldt
Roden	Smith 85	Spencer	Walker 74	

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS HCS SS SCS SB 775** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McDaniel	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	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
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Burns	Cookson	Cross	Curtis
Davis	Higdon	Korman	McCreery	Meredith 71
Messenger	Nichols	Peters	Pogue	Razer
Reiboldt	Smith 85	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 708, relating to motor vehicle financial responsibility, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **SB 708** was agreed to.

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

House Amendment No. 1

AMEND Senate Bill No. 708, Page 1, Section A, Line 4, by inserting after all of said 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 Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Chipman	Christofanelli	Corlew
Cornejo	DeGroot	Dinkins	Dogan	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Moon
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	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	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Mitten	Morgan	Newman
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 28	Brattin	Brown 27	Brown 57	Burns
Conway 104	Cookson	Cross	Curtis	Curtman
Davis	Dohrman	Ellington	Franklin	Gregory
Haahr	Higdon	Hill	Korman	Lauer

Meredith 71	Messenger	Morris 140	Mosley	Nichols
Peters	Pogue	Razer	Rehder	Reiboldt
Schroer	Smith 85	Trent	Walker 74	Washington
Mr. Speaker				

VACANCIES: 002

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

Which motion was defeated.

On motion of Representative Fitzpatrick, **SB 708** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Morgan	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Eggleston	Hurst	Johnson	Moon	Washington
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PRESENT: 000

ABSENT WITH LEAVE: 028

Brattin	Brown 27	Burns	Cookson	Cross
Curtis	Curtman	Davis	Fraker	Francis
Gregory	Higdon	Korman	Meredith 71	Messenger
Mitten	Morris 140	Nichols	Peters	Pogue

Razer	Rehder	Reiboldt	Schroer	Smith 85
Trent	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Chipman 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 refuses to recede from its position on **SS SCS HCS HB 2140, as amended**, and grants the House a conference thereon.

Also, the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House.

Senators: Nasheed, Rowden, Brown, Munzlinger, Hummel

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 819, as amended**, and has taken up and passed **CCS SB 819**.

HOUSE BILLS WITH SENATE AMENDMENTS

SS#3 SCS HCS HB 1617, relating to telehealth, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), **SS#3 SCS HCS HB 1617** was adopted by the following vote:

AYES: 128

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Grier	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Runions

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

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Brattin	Brown 27	Burns	Cookson
Cross	Curtis	Curtman	Davis	DeGroot
Gregory	Haahr	Haefner	Higdon	Korman
Meredith 71	Messenger	Mitten	Nichols	Peters
Pietzman	Pogue	Razer	Rehder	Reiboldt
Rone	Rowland 29	Schroer	Smith 85	Trent
Walker 74	Mr. Speaker			

VACANCIES: 002

On motion of Representative Barnes (60), **SS#3 SCS HCS HB 1617** was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Alferman	Brown 27	Burns	Cookson	Cross
Curtis	Curtman	Davis	Fraker	Gregory
Haahr	Higdon	Korman	Meredith 71	Messenger
Mitten	Nichols	Peters	Pietzman	Pogue
Razer	Rehder	Reiboldt	Rowland 29	Schroer
Smith 85	Trent	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Chipman declared the bill passed.

Representative Fitzpatrick assumed the Chair.

BILLS IN CONFERENCE

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

On motion of Representative Fitzwater, **CCR HCS SB 660, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	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	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst Marshall McDaniel Moon

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Burns	Cookson	Cross
Curtis	Dohrman	Fraker	Gregory	Haahr
Higdon	Kelly 141	Korman	Meredith 71	Messenger
Mitten	Nichols	Peters	Pietzman	Pogue
Smith 85	Trent	Walker 74	Wessels	

VACANCIES: 002

On motion of Representative Fitzwater, **CCS HCS SB 660** was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
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: 003

Hurst Marshall Moon

PRESENT: 000

ABSENT WITH LEAVE: 022

Bangert	Barnes 60	Brown 27	Burns	Cookson
Cross	Curtis	Higdon	Korman	McCann Beatty
Meredith 71	Messenger	Mitten	Nichols	Peters
Pietzman	Pogue	Rowland 155	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Fitzpatrick 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#2 HB 1460** entitled:

An act to repeal sections 142.803 and 143.121, RSMo, and to enact in lieu thereof three new sections relating to state revenues, with a referendum clause.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HB 1460 - Fiscal Review

BILLS IN CONFERENCE

CCR HCS SB 743, as amended, relating to elementary and secondary education, was taken up by Representative Redmon.

On motion of Representative Redmon, **CCR HCS SB 743, as amended**, was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger

Love	Lynch	Mathews	Matthiesen	May
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Muntzel	Neely
Newman	Pfautsch	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	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Corlew	Cross	Curtis	Ellington
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pietzman
Pogue	Schroer	Smith 85	Trent	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Redmon, **CCS HCS SB 743** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone

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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	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Corlew	Cross	Curtis	Ellington
Higdon	Korman	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pietzman
Pogue	Smith 85	Trent	Walker 74	Wessels
White	Mr. Speaker			

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

CCR HCS SB 687, as amended, relating to student transportation, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **CCR HCS SB 687, as amended**, was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	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	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood			

NOES: 004

Hurst	Marshall	Moon	Roeber
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PRESENT: 000

ABSENT WITH LEAVE: 025

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Ellington	Gray
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74	Wessels	Mr. Speaker

VACANCIES: 002

On motion of Representative Rowland (155), **CCS HCS SB 687** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	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
Walsh	Washington	White	Wiemann	Wilson
Wood				

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NOES: 004

Hurst Marshall Moon Roeber

PRESENT: 000

ABSENT WITH LEAVE: 026

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Ellington	Gray
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pogue
Rowland 155	Smith 85	Trent	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

CCR HCS SS SCS SBs 603, 576 & 898, as amended, relating to virtual education, was taken up by Representative Spencer.

On motion of Representative Spencer, **CCR HCS SS SCS SBs 603, 576 & 898, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	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	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 007

Hurst	Korman	Marshall	May	McDaniel
Moon	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Baringer	Beard	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Gray	Higdon
Meredith 71	Messenger	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74		

VACANCIES: 002

On motion of Representative Spencer, **CCS HCS SS SCS SBs 603, 576 & 898** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	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	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 005

Hurst	Korman	Marshall	May	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 019

Baringer	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Gray	Higdon
Meredith 71	Messenger	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74	Wessels	

VACANCIES: 002

Representative Fitzpatrick 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 adopted the Conference Committee Report on **HCS SB 773, as amended**, and has taken up and passed **CCS HCS SB 773**.

BILLS CARRYING REQUEST MESSAGES

SS#2 SCS SB 590, as amended, relating to historic buildings, was taken up by Representative Rehder.

Representative Rehder moved that the House refuse to recede from its position on **House Amendment No. 1 to SS#2 SCS SB 590** and grant the Senate a conference.

Which motion was adopted.

RECESS

On motion of Representative Vescovo, the House recessed until 10:45 p.m.

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

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 022

Basye	Bernskoetter	Bondon	Fraker	Gannon
Hurst	Justus	Kelley 127	Kelly 141	Korman
Lant	Matthiesen	Morse 151	Muntzel	Phillips
Redmon	Reiboldt	Remole	Roeber	Taylor
Walsh	White			

NOES: 002

Marshall	Rowland 29
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PRESENT: 072

Anderson	Andrews	Austin	Bahr	Bangert
Baringer	Beard	Berry	Black	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Grier	Haahr	Hannegan	Harris	Helms
Hill	Houghton	Johnson	Kendrick	Knight
Kolkmeier	Lauer	Lichtenegger	Love	Lynch
Mathews	McCann Beatty	McCreery	McGaugh	Miller
Moon	Pfautsch	Pike	Plocher	Razer
Reisch	Roden	Rone	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Trent	Walker 3	Washington	Wiemann	Wilson
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 065

Adams	Alferman	Anders	Arthur	Barnes 60
Barnes 28	Beck	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	DeGroot
Ellebracht	Ellington	Engler	Evans	Gray
Green	Gregory	Haefner	Hansen	Henderson
Higdon	Houx	Kidd	Lavender	May
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Mosley	Neely
Newman	Nichols	Peters	Pierson Jr	Pietzman
Pogue	Quade	Rehder	Revis	Rhoads
Roberts	Ross	Runions	Smith 85	Stephens 128
Stevens 46	Unsicker	Vescovo	Walker 74	Wessels

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 SCS HCS HB 1456** entitled:

An act to repeal sections 43.401, 70.210, 190.300, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 650.330, and 650.340, RSMo, and to enact in lieu thereof twenty new sections relating to emergency communication services, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 5.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 32, Section 190.455, Lines 11-12 of said page, by striking all of said lines and inserting in lieu thereof the following:

“inhabitants and located in more than one county and any county in which it is located shall establish an agreement regarding”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 1, Section Title, Line 6 by striking the word “emergency”; and

Further amend said bill, Page 43, Section 190.475, Line 21, by inserting after all of said line the following:

“620.2450. 1. A grant program is hereby established under sections 620.2450 to 620.2458 to award grants to applicants who seek to expand access to broadband internet service in unserved and underserved areas of the state. The department of economic development shall administer and act as the fiscal agent for the grant program and shall be responsible for receiving and reviewing grant applications and awarding grants under sections 620.2450 to 620.2458. Funding for the grant program established under this section shall be subject to appropriation by the general assembly.

2. As used in sections 620.2450 to 620.2458, the following terms shall mean:

(1) “Underserved area”, a project area without access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload;

(2) “Unserved area”, a project area without access to wireline or fixed wireless broadband internet service of speeds of at least ten megabits per second download and one megabit per second upload.

620.2451. Grants awarded under sections 620.2450 to 620.2458 shall fund the acquisition and installation of retail broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but that is scalable to higher speeds.

620.2452. Applicants eligible for grants awarded shall include:

(1) Corporations, or their affiliates, registered in this state;

(2) Incorporated businesses or partnerships;

(3) Limited liability companies registered in this state;

(4) Nonprofit organizations registered in this state;

(5) Political subdivisions; and

(6) Rural electric cooperatives organized under chapter 394 and their broadband affiliates.

620.2453. An eligible applicant shall submit an application to the department of economic development on a form prescribed by the department. An application for a grant under sections 620.2450 to 620.2458 shall include the following information:

(1) A description of the project area;

(2) A description of the kind and amount of broadband internet infrastructure that is proposed to be deployed;

(3) Evidence demonstrating the unserved or underserved nature of the project area;

(4) The number of households that would have new access to broadband internet service, or whose broadband internet service would be upgraded, as a result of the grant;

(5) A list of significant community institutions that would benefit from the proposed grant;

(6) The total cost of the proposal and the timeframe in which it will be completed;

(7) A list identifying sources of funding or in-kind contributions, including government funding, that would supplement any awarded grant; and

(8) Any other information required by the department of economic development.

620.2454. 1. At least thirty days prior to the first day applications may be submitted each fiscal year, the department of economic development shall publish on its website the specific criteria and any quantitative weighting scheme or scoring system the department will use to evaluate or rank applications and award grants under section 620.2455. Such criteria and quantitative scoring system shall include the criteria set forth in section 620.2455.

2. Within three business days of the close of the grant application process, the department of economic development shall publish on its website the proposed unserved and underserved areas, and the proposed broadband internet speeds for each application submitted. Upon request, the department shall provide a copy of any application to an interested party.

3. A broadband internet service provider that provides existing service in or adjacent to the proposed project area may submit to the department of economic development, within forty-five days of publication of the information under subsection 2 of this section, a written challenge to an application. Such challenge shall contain information demonstrating that:

(1) The provider currently provides broadband internet service to retail customers within the proposed unserved or underserved area;

(2) The provider has begun construction to provide broadband internet service to retail customers within the proposed unserved or underserved area; or

(3) The provider commits to providing broadband internet service to retail customers within the proposed unserved or underserved areas within the timeframe proposed by the applicant.

4. Within three business days of the submission of a written challenge, the department of economic development shall notify the applicant of such challenge.

5. The department of economic development shall evaluate each challenge submitted under this section. If the department determines that the provider currently provides, has begun construction to provide, or commits to provide broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but scalable to higher speeds, in the proposed project area, the department shall not fund the challenged project.

6. If the department of economic development denies funding to an applicant as a result of a broadband internet service provider challenge under this section and such broadband internet service provider does not fulfill its commitment to provide broadband internet service in the unserved or underserved area, the department of economic development shall not consider another challenge from such broadband internet service provider for the next two grant cycles, unless the department determines the failure to fulfill the commitment was due to circumstances beyond the broadband internet service provider's control.

620.2455. 1. The department of economic development shall give first priority to grant applications that serve unserved areas.

2. The department of economic development shall give secondary priority to grant applications that demonstrate the ability to receive matching funds that serve unserved areas, whether such matching funds are government funds or other funds.

3. The department shall give third priority to grant applications that serve underserved areas.

4. The department of economic development shall use a quantitative weighing scheme or scoring system including, at a minimum, the following elements to rank the applications:

(1) Financial, technical, and legal capability of the applicant to deploy and operate broadband internet service;

(2) The number of locations served in the most cost-efficient manner possible considering the project area density;

(3) Available minimum broadband speeds;

(4) Ability of the infrastructure to be scalable to higher broadband internet speeds;

(5) Commitment of the applicant to fund at least fifty percent of the project from private sources;

(6) Length of time the provider has been operating broadband internet services in the state;

(7) The offering of new or substantially upgraded broadband internet service to important community institutions including, but not limited to, libraries, educational institutions, public safety facilities, and health care facilities;

(8) The offering of service to economically distressed areas of the state, as measured by indices of unemployment, poverty, or population loss that are significantly greater than the statewide average;

(9) The ability to provide technical support and training to residents, businesses, and institutions in the community of the proposed project to utilize broadband internet service;

(10) Plans to actively promote the adoption of the newly available broadband internet service in the community; and

(11) Strong support for the proposed project from citizens, businesses, and institutions in the community.

620.2456. 1. The department of economic development shall not award any grant to an otherwise eligible grant applicant where funding from the Connect America Fund has been awarded, where high cost support from the federal Universal Service Fund has been received by rate of return carriers, or where any other federal funding has been awarded which did not require any matching fund component, for any portion of the proposed project area, nor shall any grant money be used to serve any retail end user that already has access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload.

2. No grant awarded under sections 620.2450 to 620.2458, when combined with any federal, state, or local funds, shall fund more than fifty percent of the total cost of a project.

3. No single project shall be awarded grants under sections 620.2450 to 620.2458 whose cumulative total exceeds five million dollars.

4. The department of economic development shall endeavor to award grants under sections 620.2450 to 620.2458 to qualified applicants in all regions of the state.

5. An award granted under sections 620.2450 to 620.2458 shall not:

(1) Require an open access network;

(2) Impose rates, terms, and conditions that differ from what a provider offers in other areas of its service area;

(3) Impose any rate, service, or any other type of regulation beyond speed requirements set forth in section 620.2451; or

(4) Impose an unreasonable time constraint on the time to build the service.

620.2457. By June thirtieth of each year, the department of economic development shall publish on its website and provide to the general assembly:

(1) A list of all applications for grants under sections 620.2450 to 620.2458 received during the previous year and, for each application:

(a) The results of any quantitative weighting scheme or scoring system the department of economic development used to award grants or rank the applications;

(b) The grant amount requested;

(c) The grant amount awarded, if any;

(2) All written challenges.

620.2458. The department of economic development shall develop administrative rules governing the eligibility, application and grant award process, and to implement the provisions of sections 620.2450 to 620.2458. 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, Page 57, Section 190.440, Line 50 of said page, by inserting immediately after said line the following:

“Section B. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically three years after the effective date of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically six years after the effective date of the reauthorization of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458; and

(3) Sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 is sunset.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 38, Section 190.460, Line 14, by inserting after all of said line the following:

“6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section. The Missouri 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation of the charge established under this section, and the procedures set forth under this subsection for prohibiting the charge from becoming effective.”; and

Further renumber the remaining subsection accordingly.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HCS HB 1456, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 1250, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1832**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HBs 2280, 2120, 1468 & 1616**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS#2 SCS SB 590: Representatives Rehder, Engler, Taylor, Roberts and Washington

Representative Johnson resumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS HB 1428, as amended, relating to vacancies in elected offices, was taken up by Representative Muntzel.

Representative Muntzel moved that the House refuse to adopt **SS HB 1428, as amended**, and request the Senate to recede from its position and take up and pass **HB 1428**.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SCS SB 802, relating to nonprofit organizations, was taken up by Representative Evans.

On motion of Representative Evans, the title of **SS#2 SCS SB 802** was agreed to.

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

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 802, Page 3, Section 37.020, Line 68, by inserting after all of said section and line the following:

"37.675. 1. There is hereby established in the office of administration the "Missouri Office of Equal Opportunity". All authority, powers, and privileges of the state office of equal employment opportunity, which was established by executive order, shall be transferred to the Missouri office of equal opportunity.

2. The Missouri office of equal opportunity shall have the mission to ensure that all present and prospective employees are afforded equal opportunity at all levels and phases of employment within state government with respect to, but not limited to, hiring, recruiting, training, benefits, promotions, transfers, layoffs, demotions, terminations, rate of compensation, and recalls from layoffs. It shall also work to ensure that the state does not discriminate against any person on account of age, ancestry, color, disability, national origin, race, religion, sex, sexual orientation, or veteran status.

3. (1) The governor shall, by and with the advice and consent of the senate, appoint an officer to head the Missouri office of equal opportunity.

(2) Subject to appropriations, the commissioner of administration shall provide the officer with such facilities, staff, resources, equipment, and supplies as are necessary to carry out the duties set forth herein. The officer shall submit a proposal each fiscal year to the commissioner of administration detailing the needs of the Missouri office of equal opportunity.

(3) The officer shall be the state's chief compliance officer to ensure that the state is complying with all federal and state laws concerning equal employment opportunity and workforce diversity.

4. The Missouri office of equal opportunity shall have the following duties and responsibilities:

(1) The Missouri office of equal opportunity shall have primary responsibility for assisting in the coordination and implementation of workforce diversity programs throughout all departments and offices of the state government;

(2) The Missouri office of equal opportunity shall advise the governor on issues regarding equal employment opportunity, workforce diversity, and efforts to administer workforce diversity action goals and timetables for implementation throughout the departments and offices of the state government;

(3) The Missouri office of equal opportunity shall review progress reports of state departments and offices and shall meet biannually with each department director to evaluate departmental results and determine the course of future workforce diversity goals, timetables, recruiting, planning, and implementation. The results of each meeting shall be reported in writing to the commissioner of administration;

(4) By January first of each year, the Missouri office of equal opportunity shall provide a report to the commissioner of administration, general assembly, and governor that summarizes the activities of each department and that contains recommendations for additional programs to accomplish the mission of the Missouri office of equal opportunity; and

(5) The Missouri office of equal opportunity shall monitor all departments and offices of the state government and assist them to ensure equal employment opportunity.

5. Each state department shall submit a revised workforce diversity plan to the Missouri office of equal opportunity by September thirtieth of each year. The primary responsibility for developing the workforce diversity plan shall rest with each department director. The Missouri office of equal opportunity shall review and approve each submitted plan."; and

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

SS#2 SCS SB 802, with House Amendment No. 1, pending, was laid over.

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 43, relating to the hedging of natural gas and other fuel inputs, was taken up by Representative Black.

On motion of Representative Black, **SCR 43** was truly agreed to and finally passed by the following vote:

AYES: 129

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cornejo
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roeber	Rone	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 032

Anders	Bangert	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Francis	Gray	Higdon	Houx
Justus	Marshall	Meredith 71	Messenger	Mitten
Newman	Nichols	Peters	Pogue	Rhoads
Roden	Ross	Runions	Smith 85	Wessels
Wood	Mr. Speaker			

VACANCIES: 002

Representative Johnson 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 requests the House grant further conference on **SS SCS HB 1633, as amended.**

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 718, as amended**, and has taken up and passed **CCS HCS SCS SB 718**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 884, as amended**, and has taken up and passed **CCS SB 884**.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended, relating to unlawful activity on nuclear power plant property, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **SCS HB 1797, as amended**, was adopted by the following vote:

AYES: 122

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 104	Cornejo	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Johnson	Kelley 127	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	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	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 007

Ellington	Hurst	Lavender	Marshall	McDaniel
Moon	Roberts			

PRESENT: 000

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ABSENT WITH LEAVE: 032

Anders	Bangert	Barnes 60	Berry	Brown 27
Burns	Butler	Conway 10	Cookson	Corlew
Cross	Curtis	Curtman	Francis	Gray
Higdon	Houx	Justus	Kelly 141	Meredith 71
Messenger	Mitten	Newman	Nichols	Peters
Pogue	Rhoads	Runions	Smith 85	Walker 74
Washington	Wessels			

VACANCIES: 002

On motion of Representative Fitzwater, **SCS HB 1797, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 116

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Butler	Carpenter	Chipman
Christofanelli	Corlew	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Merideth 80	Miller	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 008

Burnett	Ellington	Hurst	Lavender	Marshall
McDaniel	Moon	Roberts		

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Baringer	Barnes 60	Brown 27
Burns	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtis	Curtman	Fraker	Francis
Gray	Grier	Higdon	Houghton	Justus
McCann Beatty	Meredith 71	Messenger	Mitten	Morris 140
Newman	Nichols	Peters	Plocher	Pogue

Rhoads
Wessels

Runions
Mr. Speaker

Smith 85

Spencer

Walker 74

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS#2 SCS SB 949 and **HCS#2 SS#2 SCS SB 1050** were placed on the Senate Bills for Third Reading - Informal Calendar.

HCS#2 SS SB 704, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCS#2 SS SB 704** was agreed to.

Representative Dogan moved that **HCS#2 SS SB 704** be adopted.

Which motion was defeated.

On motion of Representative Dogan, the title of **SS SB 704** was agreed to.

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

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 704, Page 32, Section 105.030, Line 41, by inserting immediately after said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) "Elected local government official lobbyist", any natural person ~~[employed specifically for the purpose of attempting]~~ **who, as a part of his or her regular employment duties, attempts** to influence any action by a local government official elected in a county, city, town, or village ~~[with an annual operating budget of over ten million dollars];~~

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

(3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

(4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;

b. Participating in public hearings or public proceedings on rules, grants, or other matters;

c. Responding to any request for information made by any judge or employee of the judicial branch of government;

d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or

e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

(5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Responding to any request for information made by any public official or employee of the legislative branch of government;

b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;

d. Testifying as a witness before the general assembly or any committee thereof;

(6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist, elected local government official lobbyist, or a legislative lobbyist;

(7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

(8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

~~[105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.~~

~~2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.~~

~~3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;~~

~~(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:~~

~~(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;~~

~~(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;~~

~~(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;~~

~~(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date, location, and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:~~

~~a. All members of the senate, which may or may not include senate staff and employees under the direct supervision of a state senator;~~

~~b. All members of the house of representatives, which may or may not include house staff and employees under the direct supervision of a state representative;~~

~~e. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate, which may or may not include joint and standing committee staff;~~

- d. ~~All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;~~
- e. ~~All statewide officials, which may or may not include the staff and employees under the direct supervision of the statewide official;~~
- (e) ~~Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not for profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence and except for any expenditure reported under paragraph (d) of this subdivision;~~
- (f) ~~A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.~~
4. ~~No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.~~
5. ~~Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.~~
6. ~~All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.~~
7. ~~No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.~~
8. ~~Any lobbyist found to knowingly omit, conceal, or falsify in any manner information required pursuant to this section shall be guilty of a class A misdemeanor.~~
9. ~~The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.~~
10. ~~Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.~~
11. ~~The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member elect of the general assembly, judge or~~

~~judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".~~

~~12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.~~

~~13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.]~~

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works; **and, for elected local government official lobbyists, the local government entity to be lobbied.** The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

- a. All members of the senate;
- b. All members of the house of representatives;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill, Page 38, Section 227.601, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"agreement; and

(5) The concession agreement is supported by a preliminary engineering and financial feasibility study including an estimate of the costs of the project and the rate impact on customers during the life of the agreement."; and

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

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

On motion of Representative Dogan, **SS SB 704, as amended**, was read the third time and passed by the following vote:

AYES: 099

Adams	Alferman	Andrews	Arthur	Austin
Bahr	Baringer	Barnes 28	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Brown 57
Burnett	Carpenter	Chipman	Conway 104	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Johnson	Justus	Kelley 127	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Lynch
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pike	Quade	Razer	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Unsicker	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 025

Anderson	Basye	Evans	Fitzwater	Grier
Houx	Hurst	Kelly 141	Kidd	Marshall
McCreery	McDaniel	Moon	Pierson Jr	Pietzman
Plocher	Rehder	Roeber	Rone	Ross
Smith 163	Taylor	Trent	Vescovo	Washington

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Barnes 60	Bondon	Brown 27
Burns	Butler	Christofanelli	Conway 10	Cookson
Cross	Curtis	Curtman	Ellington	Fraker
Gray	Haahr	Higdon	Kendrick	Korman
Love	Meredith 71	Messenger	Newman	Nichols
Peters	Phillips	Pogue	Reiboldt	Roden

Rowland 29 Runions Schroer Smith 85 Walker 74
 Wessels Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SCS SB 802, with House Amendment No. 1, pending, relating to nonprofit organizations, was again taken up by Representative Evans.

House Amendment No. 1 was withdrawn.

On motion of Representative Evans, **SS#2 SCS SB 802** was truly agreed to and finally passed by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Beard	Berry
Black	Bondon	Brown 57	Butler	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Korman	Lant
Lichtenegger	Lynch	Matthiesen	May	McGaugh
Merideth 80	Miller	Mitten	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Pierson Jr
Pike	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roeber
Ross	Rowland 155	Rowland 29	Ruth	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 035

Adams	Barnes 28	Basye	Beck	Bernskoetter
Brattin	Burnett	Carpenter	Eggleston	Ellington
Fitzpatrick	Francis	Green	Houx	Hurst
Johnson	Kidd	Lauer	Lavender	Marshall
Mathews	McCann Beatty	McCreery	McDaniel	McGee
Moon	Morgan	Pietzman	Plocher	Quade
Rone	Schroer	Shull 16	Stephens 128	Washington

PRESENT: 000

ABSENT WITH LEAVE: 028

Anders	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Curtman	Franks Jr
Gray	Higdon	Kendrick	Love	Meredith 71
Messenger	Newman	Nichols	Peters	Phillips
Pogue	Rhoads	Roden	Runions	Smith 85
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 002

Representative Johnson declared the bill passed.

SCS SB 629, relating to tax increment financing, was taken up by Representative Miller.

On motion of Representative Miller, the title of **SCS SB 629** was agreed to.

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

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 629, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area ~~in which~~~~[-by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use]~~ :

(a) **The buildings in the area are unsanitary or unsafe for living or working or are substantially vacant, provided the area qualifies as a distressed community under section 135.530;**

(b) **The level of unemployment is one and one-half times greater than the average rate of unemployment for this state, as averaged over the preceding twelve months; or**

(c) **The median household income is less than fifty percent of the median household income of the metropolitan statistical area, if any;**

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment

plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) “Economic development area”, any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

- (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality;

(6) “Gambling establishment”, an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) “Greenfield area”, any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) “Municipality”, a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) “Obligations”, bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) “Ordinance”, an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) “Payment in lieu of taxes”, those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) “Redevelopment area”, an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) “Redevelopment plan”, the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) “Redevelopment project”, any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) “Redevelopment project costs” include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

- (a) Costs of studies, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;
- (c) Property assembly costs, including, but not limited to:
 - a. Acquisition of land and other property, real or personal, or rights or interests therein;
 - b. Demolition of buildings; and
 - c. The clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
- (e) Initial costs for an economic development area;
- (f) Costs of construction of public works or improvements;
- (g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;
- (h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;
- (i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;
- (j) Payments in lieu of taxes;
- (16) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;
- (17) "Taxing districts", any political subdivision of this state having the power to levy taxes;
- (18) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and
- (19) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings."; and

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

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

Which motion was defeated.

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

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 629, Page 1, Section A, Line 2, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

- (1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, [~~improper subdivision or obsolete platting,~~] or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, [~~morals,~~] or welfare in its present condition and use;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997. **For all redevelopment plans and projects approved on or after January 1, 2020, in retail areas, a conservation area shall meet the dilapidation standard as one of the three factors required under this subdivision;**

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

- (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during

the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

- (a) Costs of studies, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;
- (c) Property assembly costs, including, but not limited to:
 - a. Acquisition of land and other property, real or personal, or rights or interests therein;
 - b. Demolition of buildings; and
 - c. The clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
- (e) Initial costs for an economic development area;
- (f) Costs of construction of public works or improvements;
- (g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;
- (h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;
- (i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;
- (j) Payments in lieu of taxes;

(16) "**Retail area**", a proposed redevelopment area for which most of the projected tax increment financing revenue will be generated from retail businesses, which shall be businesses that primarily sell or offer to sell goods to a buyer primarily for the buyer's personal, family, or household use and not primarily for business, commercial, or agricultural use;

(17) "**Retail infrastructure projects**", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, and any other similar public improvements, but in no case shall retail infrastructure projects include buildings;

(18) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

~~[(17)]~~ (19) "Taxing districts", any political subdivision of this state having the power to levy taxes;

~~[(18)]~~ (20) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

~~[(49)]~~ (21) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a **study conducted by a party other than the proponent of a redeveloped plan, which includes a** detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. Tax increment allocation financing shall not be adopted under sections 99.800 to 99.866 in a retail area unless such financing is exclusively utilized to fund retail infrastructure projects or unless such area is a blighted area or conservation area. The provisions of this subsection shall not apply to any tax increment allocation financing project or plan approved before August 28, 2018, nor any amendment to tax increment allocation financing projects and plans approved before August 28, 2018, provided that such an amendment does not add buildings of new construction in excess of twenty-five percent of the scope of the original redevelopment agreement.

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. (1) Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing.

The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under ~~[subsection 3 of]~~ section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820 shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

(a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;

(b) The date, time, and place of the public hearing;

(c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under ~~[subsection 3 of]~~ section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805[~~that is located within a city not within a county or any county subject to the authority of the East-West Gateway Council of Governments. Municipalities not subject to the authority of the East-West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas~~]."; and

Further amend said bill, Page 3, Section 99.845, Line 75, by deleting said line and inserting in lieu thereof the following:

"January 1, 1998;

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations."; and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Bondon	Brattin
Brown 57	Conway 104	Corlew	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Lynch	Marshall	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Reiboldt
Remole	Roden	Roerber	Rone	Rowland 155

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Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 027

Adams	Barnes 28	Beck	Burnett	Butler
Carpenter	Ellebracht	Ellington	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 050

Anders	Arthur	Bangert	Baringer	Barnes 60
Basye	Black	Brown 27	Burns	Chipman
Christofanelli	Conway 10	Cookson	Cornejo	Cross
Curtis	Curtman	Davis	Evans	Franks Jr
Gray	Haahr	Hansen	Higdon	Kelley 127
Kendrick	Korman	Love	Mathews	Meredith 71
Messenger	Morris 140	Newman	Nichols	Peters
Phillips	Plocher	Pogue	Rehder	Reisch
Rhoads	Ross	Runions	Smith 85	Sommer
Stevens 46	Walker 74	Wessels	Wilson	Mr. Speaker

VACANCIES: 002

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

Which motion was defeated.

On motion of Representative Miller, **SCS SB 629** was truly agreed to and finally passed by the following vote:

AYES: 094

Adams	Alferman	Anderson	Austin	Barnes 28
Beard	Beck	Berry	Black	Bondon
Brown 57	Burnett	Butler	Carpenter	Chipman
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Henderson	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Mitten
Morgan	Mosley	Muntzel	Pfautsch	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Revis	Rhoads	Roberts	Roden
Rone	Rowland 155	Rowland 29	Ruth	Schroer

Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Walker 3	Walsh	Wood	

NOES: 032

Andrews	Bahr	Basye	Brattin	Christofanelli
DeGroot	Eggleston	Franks Jr	Grier	Helms
Hill	Hurst	Johnson	Marshall	McCreery
McDaniel	Moon	Morse 151	Neely	Pietzman
Reisch	Remole	Roeber	Ross	Spencer
Stacy	Taylor	Vescovo	Washington	White
Wiemann	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 035

Anders	Arthur	Bangert	Baringer	Barnes 60
Bernskoetter	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	Fitzpatrick
Gray	Higdon	Kendrick	Korman	Lauer
Mathews	Meredith 71	Messenger	Morris 140	Newman
Nichols	Peters	Phillips	Pogue	Rehder
Runions	Smith 85	Walker 74	Wessels	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

HCS HB 2171, with Senate Amendment No. 1, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, the House concurred in **Senate Amendment No. 1** to **HCS HB 2171** by the following vote:

AYES: 124

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Merideth 80

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Miller	Moon	Morgan	Morse 151	Muntzel
Neely	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
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: 037

Anders	Bangert	Baringer	Barnes 60	Bondon
Brown 27	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Franklin	Gray
Green	Haahr	Higdon	Kendrick	Korman
Meredith 71	Messenger	Mitten	Morris 140	Mosley
Newman	Nichols	Peters	Phillips	Pogue
Rehder	Reisch	Runions	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Wood, **HCS HB 2171, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 120

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McDaniel
McGee	Merideth 80	Miller	Moon	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 041

Anders	Bangert	Baringer	Barnes 60	Bondon
Brown 27	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Franklin	Gray
Green	Haahr	Higdon	Kendrick	Korman
Lichtenegger	McCreery	McGaugh	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Reisch
Runions	Smith 85	Tate	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Johnson declared the bill passed.

SS HB 1953, relating to the dissemination of information on the treatment of certain diseases, was taken up by Representative Neely.

On motion of Representative Neely, **SS HB 1953** was adopted by the following vote:

AYES: 119

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Morgan	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	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	Mr. Speaker	

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 038

Anders	Bangert	Barnes 60	Beck	Bondon
Brown 27	Burns	Carpenter	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	Gray
Green	Haahr	Higdon	Kendrick	Korman
May	Meredith 71	Messenger	Mitten	Morris 140
Newman	Nichols	Peters	Phillips	Pogue
Razer	Rehder	Reisch	Rowland 29	Runions
Smith 85	Walker 74	Wessels		

VACANCIES: 002

On motion of Representative Neely, **SS HB 1953** was truly agreed to and finally passed by the following vote:

AYES: 123

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	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	Mr. Speaker		

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 034

Anders	Barnes 60	Beck	Brown 27	Burns
Carpenter	Conway 10	Cookson	Cross	Curtis
Curtman	Davis	Gray	Green	Haahr

Higdon	Kendrick	Korman	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Rowland 29
Runions	Smith 85	Walker 74	Wessels	

VACANCIES: 002

Representative Johnson 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 HCS HBs 1729, 1621 & 1436** entitled:

An act to repeal sections 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.262, 290.263, 290.265, 290.270, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, and 630.546, RSMo, and to enact in lieu thereof twenty new sections relating to public contracts.

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 President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS#2 SCS SB 590, as amended**.

Senators: Hegeman, Koenig, Cunningham, Rizzo, Hummel

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS HCS HBs 1729, 1621 & 1436 - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HCS HB 1364, relating to petroleum products, was taken up by Representative Kidd.

On motion of Representative Kidd, **SS SCS HCS HB 1364** was adopted by the following vote:

AYES: 115

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler

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Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Ross	Ruth	Schroer	Shaul 113
Shumake	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 001

Roden

ABSENT WITH LEAVE: 041

Anders	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Curtman	Davis
Gray	Green	Haahr	Higdon	Kendrick
Kolkmeier	Korman	May	McCreery	Meredith 71
Messenger	Mitten	Morgan	Morris 140	Newman
Nichols	Peters	Phillips	Pogue	Razer
Rehder	Reiboldt	Rone	Rowland 155	Rowland 29
Runions	Shull 16	Smith 85	Smith 163	Walker 74
Wessels				

VACANCIES: 002

On motion of Representative Kidd, **SS SCS HCS HB 1364** was truly agreed to and finally passed by the following vote:

AYES: 118

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love

Lynch	Mathews	Matthiesen	May	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reisch	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	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: 005

Barnes 28	Hurst	Marshall	McDaniel	Moon
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PRESENT: 001

Roden

ABSENT WITH LEAVE: 037

Adams	Anders	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Cross	Curtis	Curtman
Davis	Gray	Green	Haahr	Higdon
Kendrick	Korman	McCreery	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Reiboldt
Rowland 155	Rowland 29	Runions	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

SS#2 SCS HCS HBs 1288, 1377 & 2050, relating to tax credits for certain benevolent organizations, was taken up by Representative Engler.

On motion of Representative Engler, **SS#2 SCS HCS HBs 1288, 1377 & 2050** was adopted by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews

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Matthiesen	McDaniel	McGaugh	Miller	Moon
Morse 151	Muntzel	Neely	Pfautsch	Pierson Jr
Pike	Plocher	Redmon	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Mr. Speaker		

NOES: 021

Adams	Bangert	Barnes 28	Beck	Burnett
Butler	Carpenter	Franks Jr	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Quade	Razer	Unsicker
Washington				

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 036

Anders	Arthur	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	Gray	Green	Higdon
Kendrick	Korman	Meredith 71	Messenger	Morris 140
Newman	Nichols	Peters	Phillips	Pietzman
Pogue	Rehder	Reiboldt	Reisch	Rowland 29
Runions	Smith 85	Stevens 46	Walker 74	Wessels
Wood				

VACANCIES: 002

On motion of Representative Engler, **SS#2 SCS HCS HBs 1288, 1377 & 2050** was truly agreed to and finally passed by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morse 151	Neely	Pfautsch	Pike
Plocher	Redmon	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16

Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Mr. Speaker			

NOES: 020

Adams	Bangert	Barnes 28	Beck	Burnett
Carpenter	Franks Jr	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Quade	Razer	Unsicker	Washington

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 038

Anders	Arthur	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	Gray	Green	Higdon
Kendrick	Korman	Meredith 71	Messenger	Morris 140
Muntzel	Newman	Nichols	Peters	Phillips
Pierson Jr	Pietzman	Pogue	Rehder	Reiboldt
Reisch	Rowland 29	Runions	Smith 85	Stevens 46
Walker 74	Wessels	Wood		

VACANCIES: 002

Representative Johnson declared the bill passed.

Speaker Richardson resumed the Chair.

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 954**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 982**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Curtis and Rone

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SB 982 - Fiscal Review

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1350

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, with Senate Amendment No. 1 and Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, as amended;
2. That the House recede from its position on House Bill No. 1350;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1350 be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Cody Smith
/s/ Phil Christofanelli
/s/ Kathie Conway
/s/ Bruce Franks, Jr.
/s/ Gina Mitten

FOR THE SENATE:

/s/ Caleb Rowden
/s/ Jeanie Riddle
/s/ Jay Wasson
Scott Sifton
/s/ Gina Walsh

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 951

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 951, with House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment Nos. 4, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 951, as amended;
2. That the Senate recede from its position on Senate Bill No. 951;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 951, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sandy Crawford
/s/ David Sater
/s/ Paul Wieland
/s/ Jason Holsman
/s/ Jill Schupp

FOR THE HOUSE:

/s/ Jack Bondon
/s/ Donna Pfautsch
/s/ Robert Ross
/s/ Cora Faith Walker (74)
/s/ Kip Kendrick

**CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 819**

The Conference Committee appointed on Senate Bill No. 819, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, and House Amendment Nos. 2 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 819, as amended;
2. That the Senate recede from its position on Senate Bill No. 819;
3. That the attached Conference Committee Substitute for Senate Bill No. 819 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Mike Cunningham
/s/ David Sater
/s/ Jeanie Riddle
/s/ Gina Walsh
/s/ Jill Schupp

FOR THE HOUSE:

/s/ Jim Neely
/s/ Robert Cornejo
/s/ Cody Smith (163)
/s/ Lauren Arthur
/s/ Ingrid Burnett

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 655**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 655, with House Amendment Nos. 1, 2 and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 655, as amended;
2. That the Senate recede from its position on Senate Bill No. 655;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 655 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Scott Sifton
/s/ John Rizzo
/s/ Bob Dixon
/s/ Ed Emery
/s/ Andrew Koenig

FOR THE HOUSE:

/s/ Kurt Bahr
/s/ Jean Evans
/s/ Kevin Corlew
/s/ Mark Ellebracht
Barbara Washington

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 773**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 773, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 8, 9, 10, 11, 12, and 13, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 773, as amended;
2. That the Senate recede from its position on Senate Bill No. 773;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 773, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Denny Hoskins
/s/ Mike Cunningham
/s/ Rob Schaaf
/s/ Scott Sifton
/s/ John Rizzo

FOR THE HOUSE:

/s/ Kathryn Swan
/s/ Robert Cornejo
/s/ Jean Evans
/s/ Steven Roberts
/s/ Deb Lavender

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 843**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, House Amendment Nos. 2, 3, 4, 5, 6, 7, 8, 9, and 10, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11 as amended, House Amendment Nos. 12 and 14, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 843;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jeanie Riddle
/s/ Brian Munzlinger
/s/ Caleb Rowden
/s/ Scott Sifton
/s/ Jason Holsman

FOR THE HOUSE:

/s/ Robert Ross
/s/ Mike Bernskoetter
/s/ Nate Walker, (3rd)
/s/ Jon Carpenter
/s/ Pat Conway, (10th)

**CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 884**

The Conference Committee appointed on Senate Bill No. 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2, and House Amendment No. 2 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 884, as amended;
2. That the Senate recede from its position on Senate Bill No. 884;
3. That the attached Conference Committee Substitute for Senate Bill No. 884, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Andrew Koenig
/s/ Bill Eigel
/s/ Bob Onder
/s/ John Rizzo
/s/ Jason Holsman

FOR THE HOUSE:

/s/ John Wiemann
/s/ Elijah Haahr
/s/ Scott Fitzpatrick
Jon Carpenter
Kip Kendrick

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1719**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, with Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 2 to Senate Amendment No. 3, Senate Amendment No. 3, as amended, Senate Amendment No. 4, and Senate Amendment No. 5 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, as amended;
2. That the House recede from its position on House Bill No. 1719;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1719, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Derek Grier
/s/ Representative Steve Helms
/s/ Representative Robert Ross
Representative Jon Carpenter
Representative DaRon McGee

FOR THE SENATE:

/s/ Senator Jeanie Riddle
Senator Mike Cierpiot
/s/ Senator Caleb Rowden
/s/ Senator Jill Schupp
/s/ Senator Scott Sifton

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HB 1350, as amended - Fiscal Review
CCR HCS SB 951, as amended - Fiscal Review
CCR SB 819, as amended - Fiscal Review
CCR HCS SB 655, as amended - Fiscal Review
CCR HCS SB 773, as amended - Fiscal Review
CCR HCS SS SCS SB 843, as amended - Fiscal Review
CCR SB 884, as amended - Fiscal Review
CCR SS SCS HB 1719, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1350, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 951, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 655, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1719, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Alferman and Wiemann

RECESS

Representative Vescovo moved the House stand in recess until such time as Conference Committee Reports are distributed or 3:00 a.m., whichever is earlier, then stand adjourned until 10:00 a.m., Friday, May 18, 2018.

Which motion was adopted.

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE BILL NO. 881

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 881, with House Amendment Nos. 1, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 881, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 881;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 881 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Eigel
/s/ Dave Schatz
/s/ Doug Libla
Jacob Hummel
/s/ Shalonn "KiKi" Curls

FOR THE HOUSE:

/s/ Charlie Davis
/s/ Bart Korman
/s/ Bill Reiboldt
Tracy McCreery
/s/ Greg Razer

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 590**

The Conference Committee appointed on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, as amended;
2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590;
3. That the attached Conference Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Hegeman
/s/ Mike Cunningham
/s/ Andrew Koenig
/s/ Jacob Hummel
/s/ John Rizzo

FOR THE HOUSE:

/s/ Holly Rehder
/s/ Kevin Engler
/s/ Jered Taylor
/s/ Steven Roberts
/s/ Barbara Washington

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SS SB 881, as amended - Fiscal Review
CCR SS#2 SCS SB 590, as amended - Fiscal Review

ADJOURNMENT

Pursuant to the motion of Representative Vescovo, the House adjourned until 10:00 a.m., Friday, May 18, 2018.

COMMITTEE HEARINGS

BUDGET

Friday, May 18, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Continuation of tax credit hearing (if necessary).

FISCAL REVIEW

Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
CANCELLED

HOUSE CALENDAR

SEVENTY-SEVENTH DAY, FRIDAY, MAY 18, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

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
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 2091 - Reiboldt

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
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 HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller

HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE JOINT RESOLUTIONS FOR THIRD READING

SJR 27 - Engler

SENATE BILLS FOR THIRD READING

SCS SB 953 - Hill

SCS SB 824 - Ross

SB 973 - Corlew

SB 954 - McCann Beatty

SS SB 982, (Fiscal Review 5/17/18) - Henderson

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)

SS SB 666 - Schroer

SB 919 - Reiboldt

SS SCS SB 752 - Ross

SB 706 - Korman

HCS SCS SB 672 - Bahr

HCS SB 780 - Hill

HCS SB 796 - Ross

HCS SS SCS SB 547 - Curtman

HCS SCS SBs 946 & 947 - Cornejo

HCS SS#2 SB 674 - Haahr

HCS SCS SBs 632 & 675 - Engler

HCS SB 727, with HA 1, pending - Bondon

HCS SB 681 - Ruth

SB 649 - Engler

HCS SB 695 - Swan

SB 626 - Kidd

HCS SS SCS SB 918, as amended - Houghton

SS SCS SB 568 - Fraker

HCS SS#2 SCS SB 949 - Kelley (127)

HCS#2 SS#2 SCS SB 1050, E.C. - Reiboldt

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 50 - Andrews
SCR 53 - Houghton

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 36 - Kidd
SCR 42 - Davis
SCR 37 - Matthiesen

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HCS HB 1796, as amended - Ruth
SCS HCS HB 1713 - Phillips
SCS HB 1250, as amended - Plocher
SS SCS HCS HB 1388, (Fiscal Review 5/17/18) - Gregory
SS SCS HCS HBs 2280, 2120, 1468 & 1616 - Haefner
SS HCS HB 1872 - Johnson
SS SCS HB 1832 - Cornejo
SS#2 HB 1460, (Fiscal Review 5/17/18) - Evans
SS SCS HCS HB 1456, as amended (Fiscal Review 5/17/18) - Lauer
SS HCS HBs 1729, 1621 & 1436, (Fiscal Review 5/17/18) - Justus

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1635 - Bernskoetter
SS SCS HB 1769 - Mathews
SCS HCS#2 HB 1503 - Dohrman
SS#2 HCS HB 2129 - Cookson
SS HB 1415, as amended, E.C. - Lauer
SCS HB 2347 - Davis

BILLS CARRYING REQUEST MESSAGES

SS HB 1428, as amended (request Senate recede/take up and pass bill) - Muntzel
CCS SS SCS HB 1633, as amended (request House grant further conference) - Corlew

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
CCR HCS SCS SB 718, as amended, E.C. - Rhoads
CCR SS SCS HB 1350, as amended - Smith (163)
CCR HCS SB 951, as amended - Bondon
HCS SB 808, as amended - Bondon

CCR HCS SCS SBs 807 & 577, as amended - Lichtenegger
CCR SB 819, w/HA 1 HA 1, HA 2 HA 1, HA 1, a.a., HA 2 & HA 4 (Fiscal Review 5/17/18) -
Neely
CCR SS SCS HB 1719, as amended - Grier
CCR HCS SB 655, as amended - Bahr
CCR HCS SB 773, as amended (Fiscal Review 5/17/18) - Swan
CCR HCS SS SCS SB 843, as amended (Fiscal Review 5/17/18), E.C. - Ross
SB 757, with HA 1, HA 3, HA 4, HA 5, HA 6, HA 8, HA 9 - Tate
CCR HCS SS SB 881, as amended (Fiscal Review 5/17/18) - Davis
CCR SB 884, w/ HA 1, HA 2 HA 2, HA 2, A.A. (Fiscal Review 5/17/18) - Wiemann
SS SCS HCS HB 2140, as amended - Haefner
CCR SS#2 SCS SB 590, with HA 1 (Fiscal Review 5/17/18), E.C. - Rehder

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

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