

JOURNAL OF THE HOUSE

First Regular Session, 100th GENERAL ASSEMBLY

ELEVENTH DAY, TUESDAY, JANUARY 29, 2019

The House met pursuant to adjournment.

Speaker Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

The hand of our God is upon all of them for good that seek him. (Ezra 8:22)

O God, our heavenly creator, whose power is infinite and whose love is eternal, we pray for the leading of Your spirit as we work for the well-being of our state and endeavor to secure peace in our cities and farms. May Your wisdom so move our minds and Your love so motivate our hearts that, in the crises we face daily, we may think clearly, speak calmly, and act courageously. Unite us and our people in the principles of bipartisanship, upon which our founders created this nation, that, as responsible citizens, we may do our full part in seeking the good of all peoples.

Direct and prosper the deliberations of this body that truth, justice and good will may be established here and among all citizens.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the tenth day was approved as printed by the following vote:

AYES: 159

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bland Manlove
Bondon	Bosley	Bromley	Brown 27	Brown 70
Burnett	Burns	Busick	Butz	Carpenter
Carter	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Eslinger	Evans 154
Evans 99	Falkner III	Fishel	Fitzwater	Francis
Franks Jr.	Gannon	Gray	Green	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurst
Ingle	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lavender	Lovasco
Love	Lynch	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGee	McGill	Merideth
Messenger	Miller	Mitten	Morgan	Morris 140

Morse 151	Mosley	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pierson Jr.	Pietzman
Pike	Plocher	Pogue	Pollitt 52	Pollock 123
Porter	Price	Proudie	Quade	Razer
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roberts 77	Roden	Roeber
Rogers	Rone	Ross	Rowland	Runions
Ruth	Sain	Sauls	Schnelting	Schroer
Sharpe	Shaul 113	Shawan	Shields	Shull 16
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Veit	Vescovo
Walker	Walsh	Washington	Wiemann	Wilson
Windham	Wood	Wright	Mr. Speaker	

NOES: 000

PRESENT: 002

Chappelle-Nadal Ellington

ABSENT WITH LEAVE: 001

Moon

VACANCIES: 001

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 716, introduced by Representative Schroer, relating to workers' compensation.

HB 717, introduced by Representative Miller, relating to energy savings.

HB 718, introduced by Representative Mackey, relating to the sale of firearms.

HB 719, introduced by Representative Mitten, relating to the authorized electronic monitoring in long-term care facilities act, with penalty provisions.

HB 720, introduced by Representative Justus, relating to sewer districts.

HB 721, introduced by Representative Tate, relating to retail storage and transport of alcohol.

HB 722, introduced by Representative Dinkins, relating to charges for the service of court orders.

HB 723, introduced by Representative Pike, relating to teacher and school employee retirement systems.

HB 724, introduced by Representative Morgan, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 725, introduced by Representative Rone, relating to the prescribing and dispensing of tobacco cessation products.

HB 726, introduced by Representative Hicks, relating to the operation of certain motor vehicles on the shoulder of the roadway.

HB 727, introduced by Representative Clemens, relating to multidose medications given to patients at discharge.

HB 728, introduced by Representative Billington, relating to the name of the party in interest in certain civil actions.

HB 729, introduced by Representative Roberts (161), relating to offender registries.

HB 730, introduced by Representative Richey, relating to the reimbursement of costs related to electronic monitoring.

HB 731, introduced by Representative Bland Manlove, relating to automatic voter registration.

HB 732, introduced by Representative Mayhew, relating to state funding for higher education costs.

HB 733, introduced by Representative Franks Jr., relating to airports, with an emergency clause.

HB 734, introduced by Representative Franks Jr., relating to county mergers.

HB 735, introduced by Representative Riggs, relating to the 21st century Missouri patient education task force.

HB 736, introduced by Representative Justus, relating to sales and use tax, with a delayed effective date.

HB 737, introduced by Representative Pierson Jr., relating to tax credits for grocery stores.

HB 738, introduced by Representative Morse (151), relating to political advertisements.

HB 739, introduced by Representative Miller, relating to elementary and secondary education.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 26, relating to state road bonds.

SECOND READING OF HOUSE REVISION BILLS

The following House Revision Bill was read the second time:

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 700, relating to grandparents' visitation rights.

HB 701, relating to use taxes.

HB 702, relating to freestanding emergency departments.

HB 703, relating to a tax refund donation.

HB 704, relating to protests of assessed taxes.

HB 705, relating to prohibited uses of occupational fees.

HB 706, relating to safe schools, with penalty provisions.

HB 707, relating to the narcotics control act, with penalty provisions.

HB 708, relating to the offense of possession of a controlled substance.

HB 709, relating to the silica claims priorities act.

HB 710, relating to assistant physicians.

HB 711, relating to immunizations for children.

HB 712, relating to sales tax exemptions.

HB 713, relating to special license plates.

HB 714, relating to unlawful merchandising practices, with penalty provisions.

HB 715, relating to higher education financial aid for families of military members.

HOUSE RESOLUTIONS

HCS HR 137, relating to the Committee on Ethics Rules of Procedure, was taken up by Representative Eggleston.

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

House Amendment No. 1

AMEND House Committee Substitute for House Resolution No. 137, Page 5, Lines 136 to 139, by deleting all of said lines and inserting in lieu thereof the following:

"the replacement of a member of the minority party; except that, if the Speaker is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Chair of the Committee or, if the Minority Floor Leader is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Vice Chair of the Committee."; and

Further amend said resolution, Page 6, Lines 152 to 156, by deleting all of said lines and inserting in lieu thereof the following:

"D. If the complaint proceeds to a preliminary hearing, an unredacted report shall be provided to the complainant and alleged victim. Any document provided by the Committee shall contain a watermark indicating that the document is confidential and shall list the name of the recipient."; and

Further amend said resolution, Page 11, Line 329, by deleting the word "is" on said line and inserting in lieu thereof the word "**are**"; and

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

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

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Resolution No. 137, Page 1, Line 13, by inserting immediately after the phrase "**provided to the complainant**" on said line the following:

", respondent,"; and

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

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Resolution No. 137, Page 1, Lines 10 and 11, by deleting said lines and inserting in lieu thereof the following:

"terms shall have the following meanings~~], and the use of masculine gender shall include the feminine.]~~"; and

Further amend said resolution, Page 2, Line 40, by inserting immediately after the word "**his**" on said line the following:

"or her"; and

Further amend said resolution, Page 6, Line 150, by inserting immediately after the word "**his**" on said line the following:

"or her"; and

Further amend said resolution, Page 6, Line 158, by deleting the word "**Rule**" on said line and inserting in lieu thereof the following:

"RULE"; and

Further amend said resolution, Page 6, Line 162, by inserting immediately after the word "his" on said line the following:

"or her"; and

Further amend said resolution, Page 6, Line 162, by inserting immediately after the word "he" on said line the following:

"or she"; and

Further amend said resolution, Page 10, Line 206, by inserting immediately after the word "him" on said line the following:

"or her"; and

Further amend said resolution, Page 10, Line 263, by inserting immediately after the word "his" on said line the following:

"or her"; and

Further amend said resolution, Page 10, Line 275, by inserting immediately after the word "him" on said line the following:

"or her"; and

Further amend said resolution, Page 10, Line 288, by inserting immediately after the word "he" on said line the following:

"or she"; and

Further amend said resolution, Page 10, Line 291, by inserting immediately after the word "his" on said line the following:

"or her"; and

Further amend said resolution, Page 10, Line 292, by inserting immediately after the word "him" on said line the following:

"or her"; and

Further amend said resolution, Page 10, Line 293, by inserting immediately after the word "he" on said line the following:

"or she"; and

Further amend said resolution, Page 10, Line 296, by inserting immediately after the word "his" on said line the following:

"or her"; and

Further amend said resolution, Page 11, Line 309, by inserting immediately after the word "his" on said line the following:

"or her"; and

Further amend said resolution, Page 11, Line 310, by inserting immediately after the word "his" on said line the following:

"or her"; and

Further amend said resolution, Page 11, Line 327, by inserting immediately after the word **"his"** on said line the following:

"or her"; and

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

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

Which motion was defeated.

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

House Amendment No. 3

AMEND House Committee Substitute for House Resolution No. 137, Page 8, Line 230, by inserting immediately after the phrase **"formal hearing"** on said line the following:

"which shall take place no later than ninety (90) calendar days after the date that the recommended sanction was rejected"; and

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

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

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Resolution No. 137, Page 1, Line 5, by inserting immediately after the phrase **"sanction was rejected"** the following:

"or as scheduled or extended by a majority vote of the Committee"; and

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

Speaker Pro Tem Wiemann assumed the Chair.

On motion of Representative Mitten, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Dogan, **House Amendment No. 3, as amended**, was adopted.

On motion of Representative Eggleston, **HCS HR 137, as amended**, was adopted by the following vote:

AYES: 155

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bland Manlove
Bondon	Bosley	Bromley	Brown 27	Brown 70
Burnett	Burns	Busick	Butz	Carpenter
Carter	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Eslinger	Evans 154
Evans 99	Falkner III	Fishel	Fitzwater	Francis
Franks Jr.	Gannon	Gray	Green	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lavender	Lovasco	Love
Lynch	Mackey	Mayhew	McCreery	McGaugh
McGee	McGill	Merideth	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pietzman	Pike	Plocher
Polliitt 52	Pollock 123	Porter	Price	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Roeber	Rogers	Ross	Rowland
Runions	Ruth	Sain	Sauls	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Shull 16	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Veit
Vescovo	Walker	Walsh	Washington	Wiemann
Wilson	Windham	Wood	Wright	Mr. Speaker

NOES: 004

Ellington	Hurst	McDaniel	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 003

Chappelle-Nadal Moon Rone

VACANCIES: 001

Representative Ross assumed the Chair.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 354 - Financial Institutions

HB 599 - Financial Institutions

COMMITTEE REPORTS

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 62**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Appelbaum, Bondon, Carter, Deaton, Dohrman, Love, Mackey, Pfautsch, Pike, Richey, Schroer, Stephens (128), Stevens (46) and Veit

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 79**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Appelbaum, Bondon, Carter, Deaton, Dohrman, Love, Mackey, Pfautsch, Pike, Richey, Schroer, Stephens (128), Stevens (46) and Veit

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 86**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Appelbaum, Bondon, Carter, Deaton, Dohrman, Love, Mackey, Pfautsch, Pike, Richey, Schroer, Stephens (128), Stevens (46) and Veit

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 147**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Appelbaum, Bondon, Carter, Deaton, Dohrman, Love, Mackey, Pfautsch, Pike, Richey, Schroer, Stephens (128), Stevens (46) and Veit

Noes (0)

Absent (0)

ESCORT COMMITTEE

The Speaker appointed the following select committee to act with a like committee from the Senate pursuant to **HCR 3**: Representatives Plocher, Veit, Trent, Christofanelli, Evans (154), Mitten, Ellebracht, Mackey, Roberts (77) and Sauls.

COMMUNICATIONS

January 29, 2019

Dana Miller, Chief Clerk
Missouri House of Representatives
201 W. Capitol Avenue
Jefferson City, MO 65101

RE: Possible Personal Conflict of Interest

Dear Madam Clerk:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of a possible personal conflict of interest in the Subcommittee on Appropriations - Health, Mental Health and Social Services. I am and have been involved with the Missouri Valley Community Action Agency for thirty years.

In compliance with Section 105.461, RSMo, please publish this report in the Journal of the House.

Thank you for your attention to this matter.

Sincerely,

/s/ Peggy McGaugh
District 39

The following member's presence was noted: Moon.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Wednesday, January 30, 2019.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Wednesday, January 30, 2019, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 161, HB 204, HB 401

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

Hearing room change.

CORRECTED

BUDGET

Wednesday, January 30, 2019, 8:15 AM, House Hearing Room 3.

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

Budget presentations from the Secretary of State, Department of Revenue, Department of Transportation and Department of Public Safety.

BUDGET

Thursday, January 31, 2019, 8:15 AM, House Hearing Room 3.

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

Budget presentations from the Governor, Department of Insurance, Financial Institutions and Professional Registration and Department of Labor.

CONSERVATION AND NATURAL RESOURCES

Monday, February 4, 2019, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 260, HB 283

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

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 30, 2019, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 363, HB 361

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

FINANCIAL INSTITUTIONS

Thursday, January 31, 2019, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 354, HB 599

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

GENERAL LAWS

Wednesday, January 30, 2019, 6:00 PM, House Hearing Room 1.

Public hearing will be held: HB 523

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

Removed HB 445. Guest speaker will be May Scheve Reardon, Lottery Director.

AMENDED

INSURANCE POLICY

Wednesday, January 30, 2019, 6:00 PM, House Hearing Room 5.

Public hearing will be held: HB 188, HB 182

Executive session will be held: HB 188, HB 182

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

Added executive session.

AMENDED

JOINT COMMITTEE ON DISASTER PREPAREDNESS AND AWARENESS

Wednesday, January 30, 2019, 3:30 PM, SCR 1.

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

Mission statement, develop committee priorities.

Presentation: Adjutant General Stephen L. Danner.

Missouri National Guard's structure and capabilities.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, February 6, 2019, 1:00 PM, House Hearing Room 5.

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

MoDot's annual report executive session to be held: one specialty license plate, four memorial highway/bridge designations.

SPECIAL COMMITTEE ON AGING

Wednesday, January 30, 2019, 6:00 PM, House Hearing Room 6.

Public hearing will be held: HB 242, HB 240

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

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Thursday, January 31, 2019, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 113, HB 352, HB 341

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

SPECIAL COMMITTEE ON STUDENT ACCOUNTABILITY

Tuesday, February 5, 2019, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 169, HB 456

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

SPECIAL COMMITTEE ON TOURISM

Thursday, January 31, 2019, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 72, HB 108

Executive session will be held: HB 72, HB 108

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

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, January 30, 2019, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

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

Informational meeting.

TRANSPORTATION

Thursday, January 31, 2019, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 499
Executive session will be held: HB 207, HB 280, HB 402
Executive session may be held on any matter referred to the committee.

VETERANS

Wednesday, January 30, 2019, 12:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Organizational meeting. Hearing moved to HR 1.
Corrected: Joe Driskill will give an overview of what the Department of Economic Development does for veterans.

CORRECTED

WAYS AND MEANS

Wednesday, January 30, 2019, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 374, HB 548
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWELFTH DAY, WEDNESDAY, JANUARY 30, 2019

HOUSE BILLS FOR SECOND READING

HB 716 through HB 739

HOUSE BILLS FOR PERFECTION

HCS HB 397 - Coleman (97)
HCS HB 67 - Plocher

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith
CCS SCS HCS HB 2002 - Smith
CCS SCS HCS HB 2003 - Smith
CCS SCS HCS HB 2004 - Smith
CCS SCS HCS HB 2005 - Smith
CCS SCS HCS HB 2006 - Smith
CCS SCS HCS HB 2007 - Smith
CCS SCS HCS HB 2008 - Smith
CCS SCS HCS HB 2009 - Smith
CCS SS SCS HCS HB 2010 - Smith

CCS SCS HCS HB 2011 - Smith

CCS SCS HCS HB 2012 - Smith

SCS HCS HB 2013 - Smith

HCS HB 2017 - Smith

HCS HB 2018 - Smith

HCS HB 2019 - Smith