

JOURNAL OF THE HOUSE

First Regular Session, 100th GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 6, 2019

The House met pursuant to adjournment.

Speaker Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Be strong, not in yourselves but in the Lord, in the power of His boundless resource. (Ephesians 6:10)

O God and creator of us all, out of the differences and divisions of this world we come humbly to worship You. From things that people are doing, we enter Your presence to think of what You are doing for us. As we pray, reveal to us Your glory, bestow upon us Your wisdom, make us equal to the tasks of these times and ready always to walk the path of goodness, truth, and love. As we pray, purify our affections, refine our ambitions, cleanse our minds and strengthen our spirits, that we may think clearly, plan wisely, and work diligently for the good of our beloved state during this Black History Month.

We pray for our governor, our speaker and every member of this House and their staffs. We pray for those who serve our country at home and abroad, particularly our wounded warriors and their families. May Your spirit steady them and strengthen them for every experience and trial.

Grant that Your mighty energy may surge through all peoples and governments so that we may learn the art of living together on this planet.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

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

AYES: 143

Allred	Anderson	Appelbaum	Bailey	Baker
Bangert	Baringer	Barnes	Beck	Billington
Black 137	Black 7	Bland Manlove	Bondon	Bosley
Bromley	Brown 27	Brown 70	Burnett	Burns
Busick	Butz	Carter	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Gray	Green	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hill
Houx	Hudson	Hurst	Ingle	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lavender	Lovasco	Love	Lynch

Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	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	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Roeber	Rogers	Rone
Ross	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	Walsh	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 000

PRESENT: 002

Ellington Franks Jr.

ABSENT WITH LEAVE: 016

Andrews	Basye	Carpenter	Chappelle-Nadal	Hicks
Hovis	McDaniel	McGee	Messenger	Moon
Rehder	Roden	Rowland	Walker	Washington
Windham				

VACANCIES: 002

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 35, introduced by Representative Hicks, relating to alcohol.

INTRODUCTION OF HOUSE BILLS

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

HB 841, introduced by Representative Ruth, relating to diffuse intrinsic pontine glioma awareness day.

HB 842, introduced by Representative Griffith, relating to historic buildings.

HB 843, introduced by Representative Pierson Jr., relating to tax credits for certain teachers.

HB 844, introduced by Representative Hudson, relating to lodging establishments.

HB 845, introduced by Representative Price, relating to Dred and Harriet Scott day.

HB 846, introduced by Representative Carpenter, relating to income tax, with a contingent effective date.

HB 847, introduced by Representative Carpenter, relating to MO HealthNet services, with a referendum clause.

HB 848, introduced by Representative Gannon, relating to child passenger restraint systems, with penalty provisions.

HB 849, introduced by Representative Henderson, relating to regulations by a county, with a penalty provision.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 33, relating to the U.S. Army.

HCR 34, relating to the Baseball Hall of Fame.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 37, relating to county consolidation.

HJR 38, relating to the assessment of certain real property values.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2019, and ending June 30, 2020.

HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2019, and ending June 30, 2020.

HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 11, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2019, and ending June 30, 2020.

HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

HB 14, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2019.

HB 18, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2019 and ending June 30, 2020.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 813, to authorize the conveyance of certain state property.

HB 814, relating to unlawful merchandising practices.

HB 815, relating to credit insurance.

HB 816, relating to embalming apprenticeships.

HB 817, relating to certified nursing assistants.

HB 818, relating to venue in guardianship and conservatorship proceedings.

HB 819, relating to a tax credit for providers of services to homeless persons.

HB 820, relating to a tax credit for certain property owners.

HB 821, relating to land banks, with penalty provisions.

HB 822, relating to taxation of motor fuel.

HB 823, relating to a sales and use tax exemption.

HB 824, relating to industrial hemp.

HB 825, relating to prohibiting public entities from contracting with companies discriminating against Israel.

HB 826, relating to child care facilities.

HB 827, relating to the designation of memorial highways.

HB 828, relating to animal abuse, with penalty provisions.

HB 829, relating to costs of litigation arising from Article XIV of the Missouri Constitution.

HB 830, relating to the addition of an associate circuit judge in a certain county.

HB 831, relating to the establishment of a special license plate.

HB 832, relating to the designation of a memorial highway.

HB 833, relating to parental visitation.

HB 834, relating to income taxes.

HB 835, relating to property tax assessments of electric companies.

HB 836, relating to criminal background checks for persons having contact with students.

HB 837, relating to student associations at public institutions of higher learning.

HB 838, relating to civil liability.

HB 839, relating to orders of protection.

HB 840, relating to collaborative practice agreements.

PERFECTION OF HOUSE BILLS

HB 188, relating to the narcotics control act, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **HB 188** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 188, Pages 1 and 2, Section 195.450, Lines 1-23, by deleting all of said lines and inserting in lieu thereof the following:

"195.450. 1. Sections 195.450 to 195.465 shall be known and may be cited as the "Narcotics Control Act".

2. As used in sections 195.450 to 195.465, the following terms shall mean:

- (1) "Controlled substance", the same meaning given to such term in section 195.010 and marijuana, marihuana and marijuana-infused products;
- (2) "Department", the department of health and senior services;
- (3) "Dispenser", a person who delivers a controlled substance to a patient, but does not include:
 - (a) A hospital, as defined in section 197.020, that distributes such substances for the purpose of inpatient care or dispenses prescriptions for controlled substances at the time of discharge from such facility;
 - (b) A practitioner or other authorized person who administers such a substance; or
 - (c) A wholesale distributor of a controlled substance;
- (4) "Marijuana" or "Marihuana", the same meaning given to such term in Article XVI, Section 1 of the Missouri Constitution;
- (5) "Marijuana-Infused Products", the same meaning given to such term in Article XVI, Section 1 of the Missouri Constitution;
- (6) "Patient", a person who is the ultimate user of a drug for whom a prescription is issued or for whom a drug is dispensed, not including a hospice patient enrolled in a Medicare-certified hospice program who has controlled substances dispensed to him or her by such hospice program;
- (7) "Prescribe" shall also mean "certify by a physician" under the provisions of section 1 of article XVI of the Missouri Constitution;
- (8) "Schedule II, III, or IV controlled substance", a controlled substance that is listed in Schedule II, III, or IV of the schedules provided under this chapter or the Controlled Substances Act, 21 U.S.C. Section 812.

3. The provisions of sections 195.450 to 195.465 shall not apply to persons licensed under chapter 340."; and

Further amend said bill, Page 2, Section 195.453, Line 3, by inserting after the first occurrence of the word "substances" the words "**and all marijuana, marihuana, and marijuana-infused products**"; and

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

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

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 055

Anderson	Bailey	Baker	Billington	Bondon
Busick	Chipman	Deaton	DeGroot	Dinkins
Dohrman	Eggleston	Fishel	Grier	Haffner
Hansen	Helms	Hill	Houx	Hovis
Hudson	Hurst	Kelley 127	Kelly 141	Kidd
Knight	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Moon	Pietzman	Plocher	Pollock 123
Toalson Reisch	Remole	Richey	Roden	Rone
Ross	Schnelting	Shull 16	Simmons	Sommer
Spencer	Stacy	Swan	Taylor	Trent
Vescovo	Wiemann	Wilson	Wood	Wright

NOES: 095

Allred	Andrews	Appelbaum	Bangert	Baringer
Barnes	Basye	Beck	Black 137	Black 7
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Butz	Carpenter	Carter	Clemens
Coleman 97	Dogan	Ellebracht	Ellington	Eslinger
Evans	Falkner III	Fitzwater	Francis	Franks Jr.
Gannon	Green	Gregory	Griesheimer	Griffith
Haden	Hannegan	Henderson	Ingle	Justus
Kendrick	Kolkmeyer	Lavender	Love	Lynch
Mackey	McCreery	McGee	Merideth	Messenger
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pike	Pogue	Pollitt 52
Porter	Proudie	Quade	Razer	Reedy
Rehder	Riggs	Roberts 161	Roberts 77	Roeber
Rogers	Rowland	Runions	Ruth	Sain
Sauls	Sharpe	Shaul 113	Shawan	Shields
Smith	Solon	Stephens 128	Stevens 46	Tate
Unsicker	Veit	Washington	Windham	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 011

Bland Manlove	Chappelle-Nadal	Christofanelli	Coleman 32	Gray
Hicks	Mitten	Price	Schroer	Walker
Walsh				

VACANCIES: 002

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

House Amendment No. 2

AMEND House Bill No. 188, Page 4, Section 195.456, Lines 33-34, by deleting all of said lines and inserting in lieu thereof the following:

"6. (1) Prior to a prescriber prescribing any medication to a patient, the prescriber or any other licensed medical professional in the prescriber's office shall access the database to determine what medications have been prescribed previously. Prior to any dispenser dispensing any medication to a patient, the dispenser shall access the database to determine what other medications have been prescribed previously.

(2) The department shall create a method in the database for a prescriber or dispenser to indicate that he or she has accessed the database as required under this subsection.

(3) Failure to access the database as required under this subsection shall result in a one hundred dollar fine for each failure."; and

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

Speaker Pro Tem Wiemann assumed the Chair.

Representative Roden 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 House Bill No. 188, Page 1, Line 11, by inserting after all of said line the following:

"Further amend said bill, Page 5, Section 195.465, Line 12, by inserting after all of said line the following:

"3. Neither the sovereign nor the official immunity doctrines shall apply to a person or a department authorized to have private prescription-related medical information under sections 195.450 to 195.468 in instances when such information is disclosed to an unauthorized party. If the department is responsible in whole or in part for private prescription-related medical information being negligently disclosed to an unauthorized party, then the person whose information was disclosed shall have a cause of action to recover liquidated damages in the amount of twenty-five thousand dollars in addition to compensatory economic and non-economic damages, attorney fees, and court costs. None of the foregoing damages shall be paid out from the state legal expense fund but shall be paid out of the appropriations to the department for its operations."; and

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

Speaker Haahr resumed the Chair.

Representative Roden moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

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

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 050

Anderson	Bailey	Baker	Billington	Bondon
Busick	Chipman	Christofanelli	Deaton	DeGroot
Dogan	Dohrman	Eggleston	Eslinger	Fishel
Grier	Haffner	Helms	Hill	Hovis
Hudson	Hurst	Kelley 127	Kidd	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Messenger
Moon	Pietzman	Pollitt 52	Pollock 123	Reedy
Toalson Reisch	Remole	Richey	Roden	Ross
Schnelting	Smith	Sommer	Spencer	Stacy
Taylor	Trent	Veit	Vescovo	Walsh

NOES: 098

Allred	Andrews	Appelbaum	Bangert	Baringer
Barnes	Basye	Beck	Black 137	Black 7
Bland Manlove	Bosley	Bromley	Brown 27	Brown 70
Burnett	Burns	Butz	Carpenter	Carter
Clemens	Coleman 97	Dinkins	Ellebracht	Ellington
Evans	Falkner III	Fitzwater	Francis	Franks Jr.
Gannon	Green	Gregory	Griesheimer	Griffith
Haden	Hannegan	Hansen	Henderson	Houx
Ingle	Justus	Kelly 141	Kendrick	Knight
Lavender	Love	Lynch	Mackey	McCreery
McGee	Merideth	Miller	Mitten	Morris 140
Morse 151	Mosley	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pierson Jr.	Pike
Plocher	Pogue	Price	Proudie	Quade
Razer	Rehder	Riggs	Roberts 161	Roberts 77
Roeber	Rogers	Rone	Rowland	Runions
Sain	Sauls	Sharpe	Shaul 113	Shawan
Shields	Shull 16	Simmons	Solon	Stephens 128
Stevens 46	Swan	Unsicker	Washington	Wiemann
Wood	Wright	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 013

Chappelle-Nadal	Coleman 32	Gray	Hicks	Kolkmeier
Morgan	Porter	Ruth	Schroer	Tate
Walker	Wilson	Windham		

VACANCIES: 002

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

House Amendment No. 3

AMEND House Bill No. 188, Page 2, Section 195.450, Line 18, by inserting after the word "**program**" the words "**and any patient diagnosed with chronic pain lasting twelve weeks or longer**"; and

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

Representative Moon 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 Moon:

AYES: 042

Anderson	Bailey	Baker	Billington	Bondon
Busick	Chipman	Deaton	DeGroot	Dinkins
Eggleston	Evans	Fishel	Green	Haffner
Hansen	Helms	Hill	Hurst	Kidd
Lovasco	Mayhew	McDaniel	McGirt	Moon
Neely	Pietzman	Pollock 123	Toalson Reisch	Remole
Richey	Roden	Ross	Runions	Schnelting
Schroer	Spencer	Stacy	Taylor	Vescovo
Walsh	Wilson			

NOES: 101

Allred	Andrews	Appelbaum	Baringer	Barnes
Basye	Beck	Black 137	Black 7	Bosley
Bromley	Brown 70	Burnett	Burns	Butz
Carpenter	Carter	Clemens	Coleman 32	Coleman 97
Dogan	Dohrman	Ellebracht	Eslinger	Falkner III
Francis	Franks Jr.	Gannon	Gray	Gregory
Grier	Griesheimer	Griffith	Haden	Hannegan
Henderson	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Lavender	Love	Lynch	Mackey	McCreery
McGaugh	McGee	Merideth	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Murphy	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pike	Plocher	Pogue	Pollitt 52	Price
Proudie	Quade	Razer	Reedy	Rehder
Riggs	Roberts 161	Roberts 77	Roeber	Rogers
Rowland	Sain	Sauls	Sharpe	Shaul 113
Shawan	Shields	Shull 16	Simmons	Solon
Sommer	Stephens 128	Stevens 46	Swan	Unsicker
Veit	Washington	Wiemann	Wood	Wright
Mr. Speaker				

PRESENT: 002

Ellington	Mosley
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ABSENT WITH LEAVE: 016

Bangert	Bland Manlove	Brown 27	Chappelle-Nadal	Christofanelli
Fitzwater	Hicks	Kolkmeier	Porter	Rone
Ruth	Smith	Tate	Trent	Walker
Windham				

VACANCIES: 002

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

House Amendment No. 4

AMEND House Bill No. 188, Page 3, Section 195.453, Line 42, by inserting after all of said line the following:

"195.454. 1. Beginning January 1, 2020 and annually thereafter, any physician, practitioner or prescriber licensed to prescribe controlled substances shall register with the department their intent to utilize or not utilize the database created under the narcotics control act. This information shall be provided to the department during the month of January of each year.

2. Any physician or practitioner failing to register within the month of January of each year shall have his or her privileges to prescribe controlled substances suspended until such registration is completed.

3. The department shall provide, on their official website, a searchable list of the name, address, and participation status of each physician or practitioner by February 28 of each year."; and

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

Representative Lovasco moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

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

House Amendment No. 5

AMEND House Bill No. 188, Page 5, Section 195.465, Line 12, by inserting after all of said line the following:

"Section 1. There is hereby created in the state treasury the "Law Enforcement Opioid Response Fund". Any moneys received from sources other than appropriation by the general assembly, including from private sources, gifts, donations, and grants, shall be credited to the law enforcement opioid response fund and shall be appropriated by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund, and moneys in the fund shall be used solely by the department of public safety for the purpose of funding local law enforcement operations across the state of Missouri to combat drug addiction issues.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

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

4. The director of the department of public safety shall establish a program for local law enforcement officials to apply for funding from the law enforcement opioid response fund.

5. Monies from the fund shall be used for the purpose of reducing opioid and drug abuse including, but not limited to:

(1) Investigation and enforcement of the laws governing prescription drugs including sections 195.450 to 195.465;

(2) Improving the health and economic well being of drug users;

(3) Helping to prevent children from experimenting with drugs; and

(4) Reducing gang violence associated with drug trafficking.

6. When determining the amount of funding a local law enforcement agency may qualify for, the director shall base such decision on the size of the population and level of drug addiction in the affected area.

7. The director is authorized to accept all gifts, bequests, and donations from any source. The commission may also apply for and receive grants consistent with the purposes of this section and sections 195.450 to 195.465. All such gifts, bequests, donations, and grants shall be used or expended upon appropriation in accordance with their terms or stipulations, and the gifts, bequests, donations, or grants may be used."; and

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

Speaker Pro Tem Wiemann resumed the Chair.

Speaker Haahr resumed the Chair.

Representative Richey moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Moon offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Bill No. 188, Page 5, Section 195.465, Line 12, by inserting after all of said line the following:

"195.468. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under sections 195.450 to 195.468 shall automatically sunset three years after the full implementation of sections 195.450 to 195.468 unless reauthorized by an act of the general assembly;

(2) The department shall make an assessment of the total number of opioid deaths occurring after implementation of the program authorized under sections 195.450 to 195.468 and one month prior to the automatic sunset in subdivision (1) of this subsection and such assessment shall be reported to the general assembly by the department;

(3) If such program is reauthorized, the program authorized under sections 195.450 to 195.468 shall automatically sunset six years after the effective date of the reauthorization of sections 195.450 to 195.468; and

(4) Sections 195.450 to 195.468 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 195.450 to 195.468 is sunset."; and

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

Representative Moon moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Moon:

AYES: 040

Anderson	Bailey	Baker	Bondon	Busick
Chipman	Christofanelli	Deaton	DeGroot	Dinkins
Eggleston	Haffner	Hansen	Helms	Hill
Hudson	Hurst	Messenger	Moon	Neely
Pietzman	Plocher	Pollock 123	Toalson Reisch	Remole
Richey	Roden	Ross	Schnelting	Schroer
Simmons	Smith	Spencer	Stacy	Taylor
Trent	Vescovo	Wiemann	Wilson	Wood

NOES: 107

Allred	Andrews	Appelbaum	Bangert	Baringer
Barnes	Basye	Beck	Billington	Black 137
Black 7	Bland Manlove	Bromley	Brown 27	Brown 70
Burnett	Burns	Butz	Carpenter	Clemens
Coleman 32	Coleman 97	Dohrman	Ellebracht	Eslinger

Evans	Falkner III	Fishel	Francis	Franks Jr.
Gannon	Gray	Green	Gregory	Grier
Griesheimer	Griffith	Haden	Hannegan	Henderson
Houx	Hovis	Ingle	Justus	Kelley 127
Kelly 141	Kendrick	Knight	Kolkmeyer	Lavender
Love	Lynch	Mayhew	McCreery	McGaugh
McGee	McGill	Merideth	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Murphy	O'Donnell	Pfautsch	Pierson Jr.	Pike
Pogue	Pollitt 52	Porter	Price	Proudie
Quade	Razer	Reedy	Rehder	Riggs
Roberts 161	Roberts 77	Roeber	Rogers	Rone
Rowland	Runions	Ruth	Sain	Sauls
Sharpe	Shaul 113	Shawan	Shields	Shull 16
Solon	Sommer	Stephens 128	Stevens 46	Swan
Tate	Unsicker	Veit	Walsh	Washington
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 014

Bosley	Carter	Chappelle-Nadal	Dogan	Ellington
Fitzwater	Hicks	Kidd	Lovasco	Mackey
McDaniel	Patterson	Walker	Windham	

VACANCIES: 002

On motion of Representative Rehder, **HB 188** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 110

Allred	Andrews	Appelbaum	Bangert	Baringer
Barnes	Basye	Beck	Billington	Black 137
Black 7	Bland Manlove	Bosley	Bromley	Brown 27
Brown 70	Burnett	Burns	Butz	Carpenter
Clemens	Coleman 32	Coleman 97	Dinkins	Dohrman
Ellebracht	Falkner III	Fishel	Fitzwater	Francis
Franks Jr.	Gannon	Gray	Green	Gregory
Griesheimer	Griffith	Haden	Hannegan	Henderson
Houx	Hovis	Hudson	Ingle	Justus
Kelley 127	Kendrick	Knight	Kolkmeyer	Lavender
Love	Lynch	Mackey	McCreery	McGaugh
McGee	Merideth	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pierson Jr.	Pike	Plocher	Pollitt 52	Porter
Price	Proudie	Quade	Razer	Reedy
Rehder	Remole	Riggs	Roberts 161	Roberts 77
Roeber	Rogers	Rone	Rowland	Runions
Ruth	Sain	Sauls	Sharpe	Shaul 113
Shawan	Shields	Shull 16	Solon	Stephens 128
Stevens 46	Swan	Tate	Unsicker	Veit
Washington	Wilson	Wood	Wright	Mr. Speaker

NOES: 043

Anderson	Bailey	Baker	Bondon	Busick
Chipman	Christofanelli	Deaton	DeGroot	Dogan
Eggleston	Ellington	Eslinger	Evans	Grier
Haffner	Hansen	Helms	Hill	Hurst
Kelly 141	Mayhew	McGill	Moon	Pietzman
Pogue	Pollock 123	Toalson Reisch	Richey	Roden
Ross	Schnelting	Schroer	Simmons	Smith
Sommer	Spencer	Stacy	Taylor	Trent
Vescovo	Walsh	Wiemann		

PRESENT: 000

ABSENT WITH LEAVE: 008

Carter	Chappelle-Nadal	Hicks	Kidd	Lovasco
McDaniel	Walker	Windham		

VACANCIES: 002

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 324**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Appelbaum, Franks Jr., Green, Hansen, Henderson, McDaniel, Moon, Morse (151), Remole and Roden

Noes (0)

Absent (0)

Committee on Judiciary, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 447**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (16): Christofanelli, DeGroot, Ellebracht, Evans, Gregory, Hicks, Hill, Kolkmeier, Mackey, Mitten, Roberts (77), Sauls, Schroer, Toalson Reisch, Trent and Veit

Noes (0)

Absent (1): Coleman (97)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 461**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (17): Christofanelli, Coleman (97), DeGroot, Ellebracht, Evans, Gregory, Hicks, Hill, Kolkmeier, Mackey, Mitten, Roberts (77), Sauls, Schroer, Toalson Reisch, Trent and Veit

Noes (0)

Absent (0)

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 **HCS HBs 448 & 206**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 2** entitled:

Relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

In which the concurrence of the House is respectfully requested.

COMMITTEE APPOINTMENTS

February 6, 2019

Ms. Dana Rademan Miller
Chief Clerk
State Capitol, Room 310
Jefferson City, MO 65101

Dear Chief Clerk Rademan Miller,

I hereby appoint Representative Greg Razer to the Missouri State Capitol Commission, pursuant to Section 8.003, RSMo.

Please feel free to contact my office with any questions.

Thank you in advance for your consideration.

Sincerely,

/s/ Crystal Quade
House Minority Leader
District 132

February 6, 2019

Ms. Dana Rademan Miller
Chief Clerk
State Capitol, Room 310
Jefferson City, MO 65101

Dear Chief Clerk Rademan Miller,

I hereby appoint Representative Robert Sauls to serve on the Missouri Veterans Commission.

Please contact my office with any questions.

Thank you.

Sincerely,

/s/ Crystal Quade
House Minority Leader
District 132

COMMITTEE CHANGES

February 6, 2019

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Derek Grier as Chair to the Standing Committee on Economic Development and Representative Jeff Coleman as Vice Chair.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Elijah Haahr
Speaker of the House

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 7, 2019.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 7, 2019, Upon Adjournment, House Hearing Room 7.

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

We will be modifying the following sections of the Missouri House of Representatives Policy Handbook:

Section B - Employment

Section G - Member Specific

Section H - General Administration

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Constitution of Missouri and RSMo 610.021(3) (personnel matter).

BUDGET

Thursday, February 7, 2019, 8:15 AM, House Hearing Room 3.

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

Budget presentations from the General Assembly, Judiciary, Public Defender and continued testimony from the Department of Public Safety.

CHILDREN AND FAMILIES

Tuesday, February 12, 2019, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 540, HB 488, HB 680, HB 339

Executive session will be held: HB 487, HB 127

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

FINANCIAL INSTITUTIONS

Thursday, February 7, 2019, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 333, HB 455

Executive session will be held: HB 354, HB 599

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

Added bills to executive session.

AMENDED

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Thursday, February 7, 2019, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 189, HB 192

Executive session 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 12, 2019, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 631, HB 507

Executive session will be held: HB 169, HB 456

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

SPECIAL COMMITTEE ON TOURISM

Thursday, February 7, 2019, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 266, HB 501, HB 565

Executive session will be held: HB 501, HB 565

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

TRANSPORTATION

Thursday, February 7, 2019, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 159

Executive session will be held: HB 499

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

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 7, 2019

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 35

HOUSE BILLS FOR SECOND READING

HB 841 through HB 849

HOUSE BILLS FOR PERFECTION

HB 182 - Shull (16)

HB 280 - Ruth

HB 108 - Sommer

HB 72 - Tate

HOUSE BILLS FOR THIRD READING

HB 445 - Dogan

HCS HB 67 - Plocher

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 2

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

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