

JOURNAL OF THE HOUSE

First Regular Session, 100th GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 13, 2019

The House met pursuant to adjournment.

Speaker Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

O praise the Lord, all you nations; praise Him all you people. For His merciful kindness is great toward us and the truth of the Lord endures forever. (Psalm 117)

Eternal God and Creator of us all, everywhere present and everywhere available, we wait upon You in this, our morning prayer. We come with humble hearts and in deep need, crying aloud for insight to see the way we should take, for courage to walk in it, and for the strength to endure even when endurance seems impossible.

As we face the trying tasks of these hurried hours, our thoughts are with those in the service of our state, particularly our citizens. Grant that the sacrifices they are making for us may never be in vain.

Guide Missouri, our leaders and our people through these winter times. May we learn the wisdom of the ages that only those who trust in You win the higher victories which will usher in the great day of justice and enduring peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the nineteenth day was approved as corrected by the following vote:

AYES: 136

Allred	Anderson	Andrews	Appelbaum	Baker
Bangert	Baringer	Barnes	Basye	Beck
Billington	Black 137	Black 7	Bland Manlove	Bondon
Bromley	Brown 27	Brown 70	Burnett	Burns
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Gannon
Gray	Green	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurst	Ingle	Justus	Kelley 127
Kendrick	Kidd	Knight	Lavender	Lovasco
Love	Lynch	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Messenger
Miller	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pierson Jr.

Pietzman	Pike	Pogue	Pollitt 52	Pollock 123
Porter	Proudie	Quade	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Roeber	Rogers	Ross
Rowland	Runions	Ruth	Sain	Sauls
Schnelting	Schroer	Sharpe	Shawan	Shull 16
Simmons	Smith	Solon	Sommer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Veit	Vescovo	Walker	Walsh
Wiemann	Wilson	Windham	Wood	Wright
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Bailey	Bosley	Carpenter	Carter	Chappelle-Nadal
Ellington	Francis	Franks Jr.	Gregory	Kelly 141
Kolkmeyer	McGee	Mitten	Moon	Morgan
Mosley	Plocher	Price	Roden	Rone
Shaul 113	Shields	Spencer	Stephens 128	Washington

VACANCIES: 002

Representative Eggleston assumed the Chair.

Speaker Haahr resumed the Chair.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 40, introduced by Representative Kidd, relating to taxation of real property.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

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

HB 19, introduced by Representative Smith, to appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the fiscal period beginning July 1, 2019 and ending June 30, 2020.

INTRODUCTION OF HOUSE BILLS

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

HB 921, introduced by Representative Sauls, relating to the clean water commission.

HB 922, introduced by Representative Taylor, relating to elections, with penalty provisions and a delayed effective date.

HB 923, introduced by Representative Swan, relating to tax credits for qualified film projects.

HB 924, introduced by Representative Razer, relating to charter schools.

HB 925, introduced by Representative Neely, relating to the offense of nonconsensual dissemination of private sexual images.

HB 926, introduced by Representative Shawan, relating to dealer license plates.

HB 927, introduced by Representative Deaton, relating to higher education.

HB 928, introduced by Representative Schroer, relating to law enforcement officer disciplinary actions.

HB 929, introduced by Representative Sain, relating to the Missouri voter fraud prevention act.

HB 930, introduced by Representative Ross, relating to authorizing the commissioner of administration to conduct reverse auctions.

HB 931, introduced by Representative Ross, relating to emergency rules.

HB 932, introduced by Representative Rehder, relating to the development of multidisciplinary adult protection teams by certain attorneys.

HB 933, introduced by Representative Rowland, relating to financial institutions.

HB 934, introduced by Representative Hicks, relating to research on animal subjects, with penalty provisions.

HB 935, introduced by Representative O'Donnell, relating to financing for electrical corporations.

HB 936, introduced by Representative Green, relating to museums.

HB 937, introduced by Representative Murphy, relating to lobbyists.

HB 938, introduced by Representative Mitten, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 939, introduced by Representative Riggs, relating to the assignment of benefits for creditors.

HB 940, introduced by Representative Roberts (161), relating to museum and cultural districts.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 38, relating to the General Assembly.

HCR 39, relating to persons with cognitive disabilities.

HCR 41, relating to the Act of Admission.

HCR 42, relating to motorcycle profiling.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 898, relating to the establishment of a special license plate.

HB 899, relating to the time frame to appeal landlord-tenant actions.

HB 900, relating to the offense of failure to execute an arrest warrant, with penalty provisions.

HB 901, relating to hospital workplace violence prevention plans.

HB 902, relating to the sunshine law.

HB 903, relating to the department of corrections.

HB 904, relating to the treatment of substance use disorders.

HB 905, relating to internet domain names of website operators, with penalty provisions.

HB 906, relating to minority stake interests in facilities permissible under Article XIV of the Constitution of Missouri.

HB 907, relating to paramedic practitioners, with a penalty provision.

HB 908, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 909, relating to municipally owned utilities.

HB 910, relating to consent for voluntary searches.

HB 911, relating to unlawful discriminatory practices, with penalty provisions.

HB 912, relating to the offense of driving while intoxicated, with penalty provisions.

HB 913, relating to funding of inaugural activities, with penalty provisions.

HB 914, relating to hazardous waste sites.

HB 915, relating to a tax credit for certain medical marijuana dispensary facility license applications.

HB 916, relating to intoxicating liquor, with a penalty provision.

HB 917, relating to elections, with penalty provisions.

HB 918, relating to MO HealthNet.

HB 919, relating to the partition of property among heirs.

HB 920, relating to healthcare products available to prisoners.

PERFECTION OF HOUSE BILLS

HB 214, relating to purchases to be made on competitive bids, was taken up by Representative Trent.

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

House Amendment No. 1

AMEND House Bill No. 214, Page 5, Section 34.047, Line 12, by inserting after all of said line the following:

- "34.075. 1. For purposes of this section, the following terms shall mean:**
- (1) "Department", the department of labor and industrial relations;**
 - (2) "Director", the director of the department of labor and industrial relations or the director's designee;**
 - (3) "Nonresident bidder", a person or entity who does not meet the definition of a resident bidder;**
 - (4) "Public body", the state and any of its political subdivisions including, but not limited to, a school district or public utility;**
 - (5) "Public improvement", a building or other construction work to be paid for in whole or in part by the use of funds of the state, its agencies, or any of its political subdivisions, including road construction, reconstruction, and maintenance projects;**
 - (6) "Public utility", includes municipally owned utilities and municipally owned waterworks;**
 - (7) "Resident bidder", a person or entity authorized to transact business in this state and having a place of business for transacting business within the state at which it is conducting and has conducted business for at least three years prior to the date of the first advertisement for the public improvement. If another state or foreign country has a more stringent definition of a resident bidder, the more stringent definition is applicable as to bidders from that state or foreign country;**
 - (8) "Resident labor force preference", a requirement in which all or a portion of a labor force working on a public improvement is a resident of a particular state or country.**

2. Notwithstanding this chapter, when a contract for a public improvement is to be awarded to the lowest and best bidder, a resident bidder shall be allowed a preference as against a nonresident bidder from a state or foreign country if that state or foreign country gives or requires any preference to bidders from that state or foreign country including, but not limited to, any preference to bidders, the imposition of any type of labor force preference, or any other form of preferential treatment to bidders or laborers from that state or foreign country. The preference allowed shall be equal to the preference given or required by the state or foreign country in which the nonresident bidder is a resident. In the instance of a resident labor force preference, a nonresident bidder shall apply the same resident labor force preference to a public improvement in this state as would be required in the construction of a public improvement by the state or foreign country in which the nonresident bidder is a resident.

3. If it is determined that this section shall cause denial of federal funds which would otherwise be available or would otherwise be inconsistent with requirements of any federal law or regulation, this section shall be suspended, but only to the extent necessary to prevent denial of the funds or to eliminate the inconsistency with federal requirements.

4. The public body involved in a public improvement shall require a nonresident bidder to specify on all project bid specifications and contract documents whether any preference as described in subsection 2 is in effect in the nonresident bidder's state or country of domicile at the time of a bid submittal.

5. The director and the department shall administer and enforce this section, and the director shall adopt rules for the administration and enforcement of this section.

6. The director shall have the following powers and duties for the purposes of this section:

- (1) The director shall hold hearings and investigate charges of violations of this section;
- (2) The director shall, consistent with due process of law, enter any place of employment to inspect records concerning labor force residency; to question an employer or employee; and to investigate such facts, conditions, or matters as are deemed appropriate in determining whether any person has violated the provisions of this section. The director shall only make such an entry in response to a written complaint;
- (3) The director shall develop a written complaint form applicable to this section and make it available in department offices and on the department's internet site;
- (4) The director shall sue for injunctive relief against the awarding of a contract, the undertaking of a public improvement, or the continuation of a public improvement in response to a violation of this section;
- (5) The director shall investigate and ascertain the residency of a worker engaged in any public improvement in this state;
- (6) The director shall administer oaths, take or cause to be taken deposition of witnesses, and require by subpoena the attendance and testimony of witnesses and the production of all books, registers, payrolls, and other evidence relevant to a matter under investigation or hearing;
- (7) The director shall employ qualified personnel as are necessary for the enforcement of this section; and
- (8) The director shall require a contractor or subcontractor to file, within ten days of receipt of a request, any records enumerated in subsection 7. If the contractor or subcontractor fails to provide the requested records within ten days, the director shall direct, within fifteen days after the end of the ten-day period, the fiscal or financial office charged with the custody and disbursement of funds of the public body that contracted for construction of the public improvement or undertook the public improvement, to immediately withhold from payment to the contractor or subcontractor up to twenty-five percent of the amount to be paid to the contractor or subcontractor under the terms of the contract or written instrument under which the public improvement is being performed. The amount withheld shall be immediately released upon receipt by the public body of a notice from the director indicating that the request for records as required by this section has been satisfied.

7. While participating in a public improvement, a nonresident bidder domiciled in a state or country that has established a resident labor force preference shall make and keep, for a period of not less than three years, accurate records of all workers employed by the contractor or subcontractor on the public improvement. The records shall include each worker's name, address, telephone number if available, Social Security number, trade classification, and the starting and ending time of employment.

8. Any person or entity that violates the provisions of this section is subject to a civil penalty in an amount not to exceed one thousand dollars for each violation found in a first investigation by the department, not to exceed five thousand dollars for each violation found in a second investigation by the department, and not to exceed fifteen thousand dollars for a third or subsequent violation found in any subsequent investigation by the department. Each violation of this section for each worker and for each day the violation

continues constitutes a separate and distinct violation. In determining the amount of the penalty, the department shall consider the appropriateness of the penalty to the person or entity charged, upon determination of the gravity of the violations. The collection of these penalties shall be enforced in a civil action brought by the attorney general on behalf of the department.

9. A party seeking review of the department’s determination pursuant to this section shall file a written request for an informal conference. The request shall be received by the department within fifteen days after the date of issuance of the department’s determination. During the conference, the party seeking review shall present written or oral information and arguments as to why the department’s determination should be amended or vacated. The department shall consider the information and arguments presented and issue a written decision advising all parties of the outcome of the conference.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void.";

and

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

Representative Beck 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: 043

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Burns	Butz	Carpenter	Clemens	Ellebracht
Ellington	Franks Jr.	Gray	Green	Ingle
Kendrick	Lavender	Mackey	McCreery	McGee
Merideth	Mitten	Morgan	Mosley	Pierson Jr.
Price	Proudie	Quade	Razer	Roberts 77
Rogers	Rowland	Sain	Sauls	Stevens 46
Unsicker	Washington	Windham		

NOES: 103

Allred	Anderson	Andrews	Baker	Basye
Billington	Black 137	Black 7	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Lovasco	Love
Lynch	Mayhew	McDaniel	McGaugh	McGill
Messenger	Moon	Morris 140	Morse 151	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfausch
Pietzman	Pike	Plocher	Pogue	Pollitt 52
Pollock 123	Porter	Reedy	Rehder	Remole
Richey	Riggs	Roberts 161	Rone	Ross

Schnelting	Sharpe	Shawan	Shields	Shull 16
Simmons	Smith	Solon	Sommer	Spencer
Stephens 128	Swan	Tate	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

PRESENT: 002

Dinkins Roden

ABSENT WITH LEAVE: 013

Bailey	Carter	Chappelle-Nadal	Kolkmeier	Miller
Toalson Reisch	Roeber	Runions	Ruth	Schroer
Shaul 113	Stacy	Walker		

VACANCIES: 002

On motion of Representative Trent, **HB 214** was ordered perfected and printed.

HB 77, relating to the public school retirement system, was taken up by Representative Black (7).

On motion of Representative Black (7), the title of **HB 77** was agreed to.

On motion of Representative Black (7), **HB 77** was ordered perfected and printed.

HCS HB 447, relating to coroners, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HCS HB 447** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 447, Page 2, Section 58.035, Line 49, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 3, Section 58.095, Line 26, by deleting the word "**coroners**" and inserting in lieu thereof the word "**coroner**"; and

Further amend said bill, Page 4, Section 58.208, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

"58.208. 1. One dollar of the fee collected for any death certificate issued under section 193.265 shall be deposited into the Missouri state coroners' training fund"; and

Further amend said bill, Page 8, Section 193.145, Line 110, by deleting the word "**coroners**" and inserting in lieu thereof the word "**coroner**"; and

Further amend said bill, page, and section, Lines 112 and 114, by deleting both instances of the word "**their**" and inserting in lieu thereof the words "**his or her**"; and

Further amend said bill and page, Section 193.265, Line 8, by deleting the words "**all copies**" and inserting in lieu thereof the words "**each certification or copy**"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 447, Page 5, Section 58.208, Line 22, by inserting immediately after said section and line the following:

"58.451. 1. When any person, in any county in which a coroner is required by section 58.010, dies and there is reasonable ground to believe that such person died as a result of:

- (1) Violence by homicide, suicide, or accident;
- (2) Criminal abortions, including those self-induced;
- (3) Some unforeseen sudden occurrence and the deceased had not been attended by a physician during the thirty-six-hour period preceding the death;
- (4) In any unusual or suspicious manner;
- (5) Any injury or illness while in the custody of the law or while an inmate in a public institution[;]

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the coroner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the coroner or deputy coroner shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death, including whether by the act of man, and the manner of death. The coroner or deputy coroner may take the names and addresses of witnesses to the death and shall file this information in the coroner's office. The coroner or deputy coroner shall take possession of all property of value found on the body, making exact inventory of such property on the report and shall direct the return of such property to the person entitled to its custody or possession. The coroner or deputy coroner shall take possession of any object or article which, in the coroner's or the deputy coroner's opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall immediately contact the county coroner. Immediately upon receipt of such notification, the coroner or the coroner's deputy shall make the determination if further investigation is necessary, based on information provided by the individual contacting the coroner, and immediately advise such individual of the coroner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice as a natural death due to disease or diagnosed illness. The hospice shall provide written notice to the coroner within twenty-four hours of the death.

~~[3-]~~ 4. Upon taking charge of the dead body and before moving the body the coroner shall notify the police department of any city in which the dead body is found, or if the dead body is found in the unincorporated area of a county governed by the provisions of sections 58.451 to 58.457, the coroner shall notify the county sheriff or the highway patrol and cause the body to remain unmoved until the police department, sheriff or the highway patrol has inspected the body and the surrounding circumstances and carefully noted the appearance, the condition and position of the body and recorded every fact and circumstance tending to show the cause and manner of death, with the names and addresses of all known witnesses, and shall subscribe the same and make such record a part of the coroner's report.

~~[4-]~~ 5. In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the coroner, upon being advised of such facts, may at the coroner's own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

~~[5-]~~ 6. The coroner may certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death or when a physician is unavailable to sign a certificate of death.

~~[6-]~~ 7. When the cause of death is established by the coroner, the coroner shall file a copy of the findings in the coroner's office within thirty days.

~~[7-]~~ 8. If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner determines that a further examination is necessary in the public interest, the coroner on the coroner's own authority may make or cause to be made an autopsy on the body. The coroner may on the coroner's own authority employ the services of a pathologist, chemist, or other expert to aid in the examination of the body or of substances supposed to have caused or contributed to death, and if the pathologist, chemist, or other expert is not already employed by the city or county for the discharge of such services, the pathologist, chemist, or other expert shall, upon written authorization of the coroner, be allowed reasonable compensation, payable by the city or county, in the manner provided in section 58.530. The coroner shall, at the time of the autopsy, record or cause to be recorded each fact and circumstance tending to show the condition of the body and the cause and manner of death.

~~[8-]~~ 9. If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner considers a further inquiry and examination necessary in the public interest, the coroner shall make out the coroner's warrant directed to the sheriff of the city or county requiring the sheriff forthwith to summon six good and lawful citizens of the county to appear before the coroner, at the time and place expressed in the warrant, and to inquire how and by whom the deceased died.

~~[9-]~~ 10. (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility, the place which the person is determined to be dead shall be considered the place of death and the county coroner or medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may with authorization of the coroner or medical examiner from the original transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the original transferring county. The coroner or medical examiner from the original transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner of the county where a person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person, and shall make available information and records obtained for investigation of the death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[10-]~~ 11. There shall not be any statute of limitations or time limits on the cause of death when death is the final result or determined to be caused by homicide, suicide, accident, child fatality, criminal abortion including those self-induced, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead. The final investigation of death in determining the cause and matter of death shall revert to the county of origin, and the coroner or medical examiner of such county shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[11-]~~ 12. Except as provided in subsection ~~[9]~~ 10 of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

~~[12-]~~ 13. In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation.

- 58.720. 1. When any person dies within a county having a medical examiner as a result of:
- (1) Violence by homicide, suicide, or accident;
 - (2) Thermal, chemical, electrical, or radiation injury;
 - (3) Criminal abortions, including those self-induced;
 - (4) Disease thought to be of a hazardous and contagious nature or which might constitute a threat to public health; or when any person dies:
 - (a) Suddenly when in apparent good health;
 - (b) When unattended by a physician, chiropractor, or an accredited Christian Science practitioner, during the period of thirty-six hours immediately preceding his death;
 - (c) While in the custody of the law, or while an inmate in a public institution;
 - (d) In any unusual or suspicious manner[;]

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the office of the medical examiner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the medical examiner or his designated assistant shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death. He may take the names and addresses of witnesses to the death and shall file this information in his office. The medical examiner or his designated assistant shall take possession of all property of value found on the body, making exact inventory thereof on his report and shall direct the return of such property to the person entitled to its custody or possession. The medical examiner or his designated assistant examiner shall take possession of any object or article which, in his opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall contact the county medical examiner. Immediately upon receipt of such notification, the medical examiner or the medical examiner's deputy shall make a determination if further investigation is necessary, based on information provided by the individual contacting the medical examiner, and immediately advise such individual of the medical examiner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice as a natural death due to disease or diagnosed illness. The hospice shall provide written notice to the medical examiner within twenty-four hours of the death.

~~[3-]~~ 4. In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the medical examiner, upon being advised of such facts, may at his own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

~~[4-]~~ 5. The medical examiner shall certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death, and may sign a certificate of death in the case of any death.

~~[5-]~~ 6. When the cause of death is established by the medical examiner, he shall file a copy of his findings in his office within thirty days after notification of the death.

~~[6-]~~ 7. (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility, the place which the person is determined to be dead shall be considered the place of death and the county coroner or the medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may, with authorization of the coroner or medical examiner from the transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the transferring county. The coroner or medical examiner from the transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner, or the county where a person is determined to be dead, shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person and shall make available information and records obtained for investigation of death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[7-]~~ **8.** There shall not be any statute of limitations or time limits on cause of death when death is the final result or determined to be caused by homicide, suicide, accident, criminal abortion including those self-induced, child fatality, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead, but the final investigation of death determining the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[8-]~~ **9.** Except as provided in subsection ~~[6]~~ **7** of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

~~[9-]~~ **10.** In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation."; and

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

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

On motion of Representative Houx, **HCS HB 447, as amended**, was adopted.

On motion of Representative Houx, **HCS HB 447, as amended**, was ordered perfected and printed.

HCS HBs 243 & 544, relating to victims of certain crimes, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS HBs 243 & 544** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 243 & 544, Page 1, Section 441.920, Line 15, by deleting the phrase "**of such according to the provisions of this section**" and inserting in lieu thereof the phrase "**and has provided any requested documentation under subsection 4 of this section**"; and

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

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

On motion of Representative Neely, **HCS HBs 243 & 544, as amended**, was adopted.

On motion of Representative Neely, **HCS HBs 243 & 544, as amended**, was ordered perfected and printed.

HB 283, relating to the geologic resources fee, was taken up by Representative Anderson.

On motion of Representative Anderson, the title of **HB 283** was agreed to.

On motion of Representative Anderson, **HB 283** was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 26 - Transportation

REFERRAL OF HOUSE JOINT RESOLUTIONS

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

HJR 15 - Transportation

HJR 17 - Transportation

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 17 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 225 - Fiscal Review

HCS HB 255 - Fiscal Review

HB 96 - Special Committee on Urban Issues

HB 106 - Judiciary

HB 117 - Economic Development

HB 168 - Special Committee on Urban Issues

HB 186 - Judiciary

HB 221 - Special Committee on Career Readiness

HB 248 - Judiciary

HB 262 - Judiciary

HB 263 - Conservation and Natural Resources

HB 289 - Judiciary

HB 297 - Special Committee on Urban Issues

- HB 338** - Special Committee on Tourism
- HB 407** - Special Committee on Tourism
- HB 464** - Special Committee on Student Accountability
- HB 485** - Elementary and Secondary Education
- HB 492** - Health and Mental Health Policy
- HB 493** - Insurance Policy
- HB 495** - Judiciary
- HB 500** - Transportation
- HB 575** - Higher Education
- HB 580** - General Laws
- HB 594** - Elementary and Secondary Education
- HB 595** - Elections and Elected Officials
- HB 600** - Health and Mental Health Policy
- HB 626** - General Laws
- HB 633** - Utilities
- HB 634** - General Laws
- HB 651** - General Laws
- HB 654** - Health and Mental Health Policy
- HB 655** - Conservation and Natural Resources
- HB 677** - Economic Development
- HB 679** - Downsizing State Government
- HB 686** - General Laws
- HB 692** - Special Committee on Urban Issues
- HB 735** - Health and Mental Health Policy
- HB 744** - Special Committee on Career Readiness
- HB 745** - General Laws
- HB 746** - Crime Prevention and Public Safety
- HB 751** - General Laws
- HB 757** - Financial Institutions
- HB 758** - Professional Registration and Licensing
- HB 762** - Local Government
- HB 764** - Health and Mental Health Policy
- HB 769** - Elections and Elected Officials
- HB 799** - Conservation and Natural Resources
- HB 813** - Corrections and Public Institutions
- HB 841** - Special Committee on Tourism
- HB 844** - Special Committee on Tourism
- HB 846** - Ways and Means
- HB 853** - General Laws
- HB 856** - Downsizing State Government
- HB 857** - Elementary and Secondary Education
- HB 863** - Special Committee on Tourism
- HB 870** - Children and Families
- HB 871** - Downsizing State Government
- HB 913** - General Laws

COMMITTEE REPORTS

Committee on Judiciary, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 239**, 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)

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 265**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Andrews, Billington, Butz, Falkner III and Murphy

Noes (0)

Absent (2): Allred and Green

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 372**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Andrews, Billington, Butz, Falkner III and Murphy

Noes (0)

Absent (2): Allred and Green

Committee on Ways and Means, Chairman Sommer reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 219**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Eggleston, Gray, Justus, Lovasco, Shull (16) and Sommer

Noes (0)

Absent (4): Chappelle-Nadal, Christofanelli, Ellington and Roden

COMMITTEE CHANGES

February 13, 2019

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

Dear Chief Clerk Rademan Miller,

I hereby remove the following member from the Standing Committee on Ways and Means:

Representative Brandon Ellington

I hereby appoint the following members to serve on the Standing Committee on Ways and Means:

Representative Alan Gray, Ranking Member
Representative LaKeySha Bosley

If you have any questions, please contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
District 132

February 13, 2019

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

Dear Chief Clerk Rademan Miller,

I hereby remove the following member from the Committee on Rules-Legislative Oversight:

Representative Peter Merideth

I hereby appoint the following member to serve on the Committee on Rules-Legislative Oversight:

Representative Barbara Washington

If you have any questions, please contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
District 132

COMMUNICATIONS

February 13, 2019

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

Dear Ms. Miller:

The Special Committee on Government Oversight will report to the Committee on Rules - Legislative Oversight.

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

Sincerely,

/s/ Elijah Haahr
Speaker of the House

The following members' presence was noted: Chappelle-Nadal, Kolkmeier, and Shaul (113).

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 14, 2019.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Nineteenth Day, Tuesday, February 12, 2019, Page 518, Line 33, by deleting said line and inserting after Line 27 of said page the following:

“HOUSE RESOLUTIONS

Representative Rowland offered House Resolution No. 545.”

AFFIDAVIT

I, State Representative Elaine Gannon, District 115, hereby state and affirm that my presence should have been noted in the Journal of the House for Tuesday, February 12, 2019. I am requesting that the Journal be corrected to show that I was present in the chamber and my presence should have been recorded.

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of February, 2019.

/s/ Elaine Gannon
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 13th of February in the year 2019.

/s/ Megan J. Limbach
Notary Public

COMMITTEE HEARINGS

BUDGET

Thursday, February 14, 2019, 8:15 AM, House Hearing Room 3.

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

Office of Administration presentation regarding supplemental. Reappropriations, maintenance & repair and capital improvements continued if necessary.

CORRECTED

BUDGET

Thursday, February 21, 2019, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 423, HB 682

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

CHILDREN AND FAMILIES

Tuesday, February 19, 2019, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 474, HB 254, HB 540, HB 664

Executive session will be held: HB 487, HB 680, HB 339, HB 126

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

ETHICS

Thursday, February 14, 2019, upon adjournment, House Hearing Room 6.

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

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 137 and RSMo 610.021 (3).

FINANCIAL INSTITUTIONS

Thursday, February 14, 2019, 9:30 AM, House Hearing Room 5.

Executive session will be held: HB 333, HB 455

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

Time change only.

CORRECTED

FISCAL REVIEW

Monday, February 18, 2019, 2:00 PM, House Hearing Room 5.

Executive session will be held: HCS HB 225, HCS HB 255

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

JOINT COMMITTEE ON DISASTER PREPAREDNESS AND AWARENESS

Tuesday, February 19, 2019, 5:00 PM, SCR 1.

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

Review of Table of Contents. Presentation by State Emergency Management Agency Director Ron Walker, SEMA's structure and capabilities.

NOTE: This hearing will be in the Capitol, SCR1, and not off site at SEMA

JOINT COMMITTEE ON EDUCATION

Monday, February 18, 2019, 11:00 AM, SCR 1.

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

1. Organization/welcome new members.
2. Presentation: Missouri Computer Science Landscape/Liberal Arts Education.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, February 14, 2019, upon adjournment of both chambers, House Hearing Room 7.

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

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

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, February 14, 2019, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HB 402, HB 240, HCS HB 499, HB 565, HB 113, HCS HB 242, HB 127, HCS HB 581

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

Rescheduled hearing, previously noticed for 2/13/19 at 4:00 PM.

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 14, 2019, 8:00 AM, House Hearing Room 4.

Executive session will be held: HB 138, HB 321, HCS HB 451

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

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Thursday, February 14, 2019, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 444

Executive session will be held: HB 189, HB 192, HB 341

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

Removed HB 80.

AMENDED

SPECIAL COMMITTEE ON TOURISM

Thursday, February 14, 2019, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 78

Executive session will be held: HB 78

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

**SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT**

Wednesday, February 20, 2019, 8:15 AM, House Hearing Room 3.

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

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, February 20, 2019, 2:00 PM, House Hearing Room 3.

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

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 19, 2019, 2:00 PM, House Hearing Room 3.

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

Appropriation Subcommittee Markup.

**SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND
SOCIAL SERVICES**

Tuesday, February 19, 2019, 8:15 AM, House Hearing Room 3.

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

Appropriation Subcommittee Markup.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION AND REVENUE**

Wednesday, February 20, 2019, 2:00 PM, House Hearing Room 5.

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

Appropriation Subcommittee Markup.

TRANSPORTATION

Thursday, February 14, 2019, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 213

Executive session will be held: HB 159

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

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 14, 2019

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 40

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 19

HOUSE BILLS FOR SECOND READING

HB 921 through HB 940

HOUSE BILLS FOR PERFECTION

HCS HB 324 - Henderson

HOUSE BILLS FOR THIRD READING

HB 182 - Shull (16)

HB 280 - Ruth

HB 108 - Sommer

HB 72 - Tate

HCS HB 255, (Fiscal Review 2/13/19) - Fitzwater

HCS HB 185 - Trent

HCS HB 225, (Fiscal Review 2/13/19) - Swan

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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