

JOURNAL OF THE HOUSE

First Regular Session, 100th GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 26, 2019

The House met pursuant to adjournment.

Speaker Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Lift up your heads, O you gates; and be you lifted up, you everlasting doors; and the King of Glory shall come in.
(Psalm 24:7)

As we bow our heads, our God, may we also open the doors of our hearts, that the glory of Your spirit may come in and dwell with us, helping us to render a true service to You and a faithful service to our fellow citizens. Working under the banner of truth, justice, and love, may we lead our people beyond the limits of differences and divisions to the heights of unity and peace. For Yours is the kingdom, the power, and the glory forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-sixth day was approved as printed by the following vote:

AYES: 139

Allred	Anderson	Appelbaum	Bailey	Baker
Bangert	Baringer	Barnes	Beck	Billington
Black 137	Black 7	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	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hill	Houx	Hovis
Hudson	Hurst	Ingle	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lavender	Lovasco	Love	Lynch	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGirl
Merideth	Miller	Mitten	Moon	Morris 140
Morse 151	Mosley	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfausch	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	Rogers	Rone	Ross

Runions	Ruth	Sauls	Schnelting	Schroer
Sharpe	Shawan	Shields	Simmons	Smith
Solon	Sommer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Veit	Vescovo
Walker	Walsh	Washington	Wiemann	Wilson
Windham	Wood	Wright	Mr. Speaker	

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Andrews	Basye	Bland Manlove	Carpenter	Chappelle-Nadal
Franks Jr.	Gray	Hicks	McGee	Messenger
Morgan	Rehder	Roden	Roeber	Rowland
Sain	Shaul 113	Shull 16	Spencer	Stephens 128
Unsicker				

VACANCIES: 002

INTRODUCTION OF HOUSE BILLS

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

HB 1056, introduced by Representative Chappelle-Nadal, relating to counties, with a referendum clause.

HB 1057, introduced by Representative Shawan, relating to infection control data reporting.

HB 1058, introduced by Representative Busick, relating to the designation of Purple Heart Trails.

HB 1059, introduced by Representative Brown (70), relating to accreditation of school districts.

HB 1060, introduced by Representative Fitzwater, relating to a disability modification tax credit.

HB 1061, introduced by Representative Patterson, relating to bonds issued by port authorities.

HB 1062, introduced by Representative Hansen, relating to eminent domain.

HB 1063, introduced by Representative Pollock (123), relating to bail bonds.

HB 1064, introduced by Representative Rehder, relating to veterans.

HB 1065, introduced by Representative Evans, relating to criminal offenses, with penalty provisions.

HB 1066, introduced by Representative Porter, relating to the licensing of home inspectors, with penalty provisions and an effective date.

HB 1067, introduced by Representative Wood, relating to MO HealthNet.

HB 1068, introduced by Representative Hudson, relating to public water supply districts.

HB 1069, introduced by Representative Mackey, relating to suspension of students.

HB 1070, introduced by Representative Butz, relating to license plates and windshield placards for disabled persons.

HB 1071, introduced by Representative Rowland, relating to the collection of forensic evidence in emergency rooms.

HB 1072, introduced by Representative Windham, relating to incarceration.

HB 1073, introduced by Representative Black (137), relating to transient guest taxes.

HB 1074, introduced by Representative Ingle, relating to vital records.

HB 1075, introduced by Representative Ingle, relating to parental consent for vaccinations.

HB 1076, introduced by Representative Ingle, relating to foster care.

HB 1077, introduced by Representative Ingle, relating to sexual assault policies of institutions of higher education.

HB 1078, introduced by Representative Washington, relating to parole eligibility.

HB 1079, introduced by Representative McCreery, relating to product repair requirements, with a penalty provision.

HB 1080, introduced by Representative Riggs, relating to audits of state entities.

HB 1081, introduced by Representative Bondon, relating to alcohol.

HB 1082, introduced by Representative Kelly (141), relating to child support.

HB 1083, introduced by Representative O'Donnell, relating to courts.

HB 1084, introduced by Representative Chappelle-Nadal, relating to counties, with a referendum clause.

HB 1085, introduced by Representative Hansen, to authorize the conveyance of certain state property.

HB 1086, introduced by Representative Ellington, relating to the offense of shooting a victim while surrendering, with a penalty provision.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 42, relating to modification of statutory measures proposed by the people of the general assembly.

HJR 43, relating to county consolidation.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1044, relating to the Rock Island Trail State Park endowment fund.

HB 1045, relating to the administrative adjudication of municipal ordinance violations, with penalty provisions.

HB 1046, relating to wind energy, with a delayed effective date for a certain section.

HB 1047, relating to custody of in vitro human embryos.

HB 1048, relating to property regulations.

HB 1049, relating to health benefit plans.

HB 1050, relating to ethics, with penalty provisions.

HB 1051, relating to reimbursement of prisoner medical costs.

HB 1052, relating to the McDaniel Second Amendment Act.

HB 1053, relating to reimbursement allowance taxes.

HB 1054, relating to the senior citizens' services funds.

HB 1055, relating to initiative petitions.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 5, relating to the establishment of the Joint Committee on Solid Waste Management District Operations.

SCR 6, relating to Falun Gong.

SCR 10, relating to an audit of the State Auditor's office.

SCR 12, relating to the Gold Star Families Memorial Monument.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 21, relating to local sales taxes, with an emergency clause for a certain section.

SS SCS SB 28, relating to low-income housing tax credits.

SCS SB 90, relating to employment security.

SB 134, relating to solid waste penalty assessments.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 499, relating to accidents occurring in work or emergency zones, was taken up by Representative Griesheimer.

Representative Griesheimer moved that **HCS HB 499** be recommitted to the Committee on Rules - Administrative Oversight.

Which motion was adopted.

PERFECTION OF HOUSE BILLS

HCS HBs 743 & 673, relating to student journalists, was taken up by Representative Fishel.

Representative Fishel moved the title of **HCS HBs 743 & 673** be agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 743 & 673, Page 1, In the Title, Lines 2 and 3, by deleting the phrase "student journalists" and inserting in lieu thereof the phrase "student benefits"; and

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

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

Which motion was defeated.

On motion of Representative Fishel, the title of **HCS HBs 743 & 673** was agreed to.

On motion of Representative Fishel, **HCS HBs 743 & 673** was adopted.

On motion of Representative Fishel, **HCS HBs 743 & 673** was ordered perfected and printed.

HCS HB 678, relating to the Missouri ABLE program, was taken up by Representative Patterson.

On motion of Representative Patterson, the title of **HCS HB 678** was agreed to.

Speaker Pro Tem Wiemann assumed the Chair.

On motion of Representative Patterson, **HCS HB 678** was adopted.

On motion of Representative Patterson, **HCS HB 678** was ordered perfected and printed.

HB 219, relating to health assurance programs, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HB 219** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 219, Page 1, Section 208.146, Line 16, by deleting the phrase "two hundred fifty" and inserting in lieu thereof the phrase "~~two hundred fifty~~ **five hundred**"; and

Further amend said bill, page, and section, Lines 17-18, by deleting the phrase "two hundred fifty and three hundred" and inserting in lieu thereof the phrase "~~two hundred fifty and three hundred~~ **four hundred fifty and five hundred**"; and

Further amend said bill and section, Page 3, Line 68, by deleting said line and inserting the following:

"hundred fifty percent of the federal poverty level;

(5) For a person whose gross income equals or exceeds three hundred percent up to and including five hundred percent of the federal poverty level, six percent of income at three hundred percent of the federal poverty level."; and

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

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

Which motion was defeated.

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

House Amendment No. 2

AMEND House Bill No. 219, Page 3, Section 208.146, Line 80, by inserting the following after said line and section:

"208.1320. 1. As used in this section, the following terms shall mean:

(1) "Committee", the joint committee on legislative research;

(2) "Exchange", the same as defined in section 376.2000.

2. The joint committee on legislative research shall investigate the merits of a Medicaid buy-in program to be offered by the state.

3. The investigation shall consider the viability, merits, and challenges of the following options:

(1) A targeted Medicaid buy-in in which the state offers Medicaid-like coverage off the exchange to those not eligible for Medicaid, Medicare, or subsidized exchange coverage;

(2) A qualified health plan public option in which the state offers a lower cost product on the exchange to individuals and small employers in partnership with an existing insurer;

(3) A basic health program in which the state offers coverage for individuals with incomes up to two hundred percent of the federal poverty level who are not Medicaid-eligible; and

(4) A Medicaid buy-in for all in which the state offers Medicaid-like coverage for everyone, except individuals covered by Medicare, as a low-cost option off the exchange.

4. In addition to investigating the four options for a Medicaid buy-in in subsection 3 of this section, the committee shall also make findings on the following:

(1) The fiscal implications of a Medicaid buy-in to the state, individuals, and the cost of medical services;

(2) The stability of the health care market and the exchange in this state;

(3) The rate at which individuals in the state are uninsured; and

(4) The ways in which a Medicaid buy-in would contribute to health care outcomes and the overall health and welfare of the state.

5. In investigating and making findings under subsections 3 and 4 of this section, the committee shall consult a variety of stakeholders including, but not limited to, the following:

(1) Patients and consumers of health care and their care givers;

(2) Insurers doing business in this state;

(3) Health care providers, including physicians, clinics, hospitals, treatment centers, and other health care providers;

(4) State agencies and other entities with an interest in health care, including the department of social services, the department of mental health, the department of health and senior services, the department of insurance, financial institutions and professional registration, the department of elementary and secondary education, the department of public safety, and the department of labor and industrial relations; and

(5) Businesses and labor representatives.

The committee shall seek comments from the entities in subdivisions (1) through (5) of this subsection in developing its reports and shall make the reports available for comment from those entities as well as members of the general public. These comments shall be considered and incorporated into the final report.

6. The committee shall produce a final report on its findings on or before August 30, 2022. In addition to this final report, the committee shall also submit reports on the progress of the investigation and the current findings annually on or before August thirtieth of 2020 and 2021. All reports shall be submitted to the speaker and the minority floor leader of the house of representatives and the president pro tempore and the minority leader of the senate."; and

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

House Amendment No. 2 was withdrawn.

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

House Amendment No. 3

AMEND House Bill No. 219, Page 3, Section 208.146, Line 80, by deleting all of said line and inserting in lieu thereof the following:

"~~[7. The provisions of this section shall expire August 28, 2019.]~~"; and

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

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

Which motion was defeated.

On motion of Representative Wood, **HB 219** was ordered perfected and printed.

HCS HB 469, relating to the Missouri one start program, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HCS HB 469** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 469, Page 9, Section 620.809, Line 19, by inserting after the word "**existing**" the word "**Missouri**"; and

Further amend said bill and section, Page 10, Line 41, by inserting after the word "**existing**" the word "**Missouri**"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 469, Page 15, Section 620.809, Line 224, by inserting immediately after said section and line the following:

"620.1949. 1. There is hereby created in the state treasury the "Economic Development Grant Program Fund", which shall consist of moneys appropriated annually by the general assembly from general revenue and any gifts, bequests, or donations. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. 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. 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.

2. There is hereby established an “Economic Development Grant Program”. The department of economic development shall administer the economic development grant program and approve disbursements from the economic development grant program fund.

3. The moneys deposited into the economic development grant program fund shall be used and distributed to allow companies to reopen a manufacturing facility that has been closed. The amount granted to such company shall not exceed the amount of moneys necessary for such company to reopen such manufacturing facility. The department of economic development shall develop a procedure for those eligible under this section to apply for grants under this section.

4. In the event that the balance in the fund and any appropriations for this grant program are insufficient to fund all grants approved by the department of economic development for a given fiscal year, all such grants shall be reduced pro rata as necessary.

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

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.”; and

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

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

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

AYES: 039

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

NOES: 104

Allred	Andrews	Bailey	Baker	Billington
Black 137	Black 7	Bondon	Bromley	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis

Hudson	Hurst	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Lovasco	Love	Lynch
Mayhew	McDaniel	McGaugh	McGill	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pietzman	Pike	Pogue	Pollitt 52	Pollock 123
Porter	Reedy	Rehder	Toalson Reisch	Remole
Richey	Riggs	Roden	Roeber	Rone
Ross	Ruth	Schnelting	Sharpe	Shields
Shull 16	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wood	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 018

Anderson	Basye	Burns	Carter	Chappelle-Nadal
Gregory	Kidd	McGee	Mosley	Plocher
Roberts 161	Sain	Schroer	Shaul 113	Shawan
Unsicker	Walker	Wilson		

VACANCIES: 002

Speaker Haahr resumed the Chair.

On motion of Representative Grier, **HCS HB 469, as amended**, was adopted.

On motion of Representative Grier, **HCS HB 469, as amended**, was ordered perfected and printed.

HCS HB 333, relating to taxation, was placed on the Informal Calendar.

HB 599, relating to financial institutions, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HB 599** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 599, Page 18, Section 369.678, Line 8, by inserting after all of said section and line the following:

"370.010. Any seven persons, residents of the state of Missouri, may apply to the director of the division of credit unions, for permission to organize a credit union by signing and acknowledging ~~[in triplicate]~~ a certificate of organization and entering into articles of agreement, in which they shall bind themselves to comply with its requirements and with all the laws, rules, and regulations applicable to credit unions.

370.030. At the time of filing the certificate with the director of the division of credit unions, the organizers shall submit ~~[in triplicate, sets of]~~ the bylaws with acknowledgment of their adoption by the organizers which shall provide:

(1) For the annual meeting, which shall take place no later than one hundred eighty days following the close of the fiscal year, the manner of notification of meetings and the conduct of the same, the number of members constituting a quorum and regulations as to voting;

(2) The number of directors, which shall not be less than five, all of whom must be members, their powers and duties, together with the duties of officers elected by the board of directors;

(3) The qualifications for membership;

(4) The number of members of the credit committee and of the supervisory committee, if elected or appointed, which shall not be less than three each, their terms of office, together with their respective powers and duties;

(5) The conditions under which shares may be issued, transferred and withdrawn, loans made and repaid, and the funds otherwise invested; **and**

(6) The charges, if any, which shall be made for failure to meet obligations punctually, whether or not the credit union shall have the power to borrow, the method of receipting for money, the manner of accumulating a reserve fund and determining a dividend.

370.040. 1. The director may approve the certificate of organization, if it is in conformity with this chapter and the bylaws, if satisfied that the proposed field of operation is favorable to the success of such credit union and that the standing of the proposed organizers is such as to give assurance that its affairs will be properly administered.

2. ~~He~~ **The director** shall thereupon issue to the proposed organizers a certificate of approval ~~in~~ ~~triplicate~~, annexed respectively to the ~~triplicates of the~~ certificate of organization and of the bylaws. He shall retain ~~one~~ **a** copy, send ~~the second~~ **a** copy to the credit union, and ~~the third~~ **a** copy, together with attachments, shall be filed with secretary of state.

3. Thereupon the organizers shall become and be created a corporation under the name used in the certificate of organization.

4. At the time of the issuance of the certificate, an organization fee of five dollars shall be paid to the director of revenue.

5. A certificate of organization so issued shall be provisional, and an examination will be conducted of the credit union after six months, at division expense, and after one year of operation, to determine that the credit union is a viable entity meeting minimum standards as set by the director. If it is found that the credit union has not made satisfactory progress in meeting minimum standards, the director may revoke the charter, dissolve the credit union, or merge it with another credit union as provided in this chapter.

370.350. 1. At any meeting called for the purpose, notice of the purpose being contained in the call, three-fourths of the membership present may vote to dissolve the credit union and shall thereupon signify their consent to such dissolution in writing and shall file such consent with the director of the division of credit unions attested by a majority of its officers, with a statement of the names and addresses of the directors and officers duly verified.

2. The director of the division of credit unions shall execute ~~in duplicate~~ a certificate to the effect that such consent and statement have been filed and that it appears therefrom that the credit union has complied with this section.

3. Such ~~duplicate~~ certificate shall be filed by the **director of the division of credit ~~union~~ unions** in the office of the secretary of state.

4. The director shall then appoint the share insurer or guarantor of the credit union, or other suitable person or persons, or entities, as liquidating agent, who shall proceed to liquidate the credit union by procedures as defined by rules and regulations.

5. The director of the division of credit unions is authorized to promulgate rules and regulations concerning the dissolution of credit unions and, upon the termination of such credit union, and upon notice to the director from his or her appointed liquidating agent, the director of the division of credit unions shall notify the secretary of state of such final dissolution.

6. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

7. The director of the division of credit unions, with the consent of another credit union, may transfer the existing membership and related field of membership of a credit union in dissolution to the second credit union and the liquidating agent, upon receiving notice of such action, shall forward its records of the members so to be transferred to the second credit union.

8. Notwithstanding any other provisions of this section, following a membership vote to dissolve the credit union, the director of the division of credit unions, or his or her appointee, may at the request of the board of directors proceed to bring about an orderly dissolution of the credit union as provided in subsection 4 of this section.

370.355. 1. Upon approval by the director of the division of credit unions, articles of merger or articles of consolidation shall be executed [~~in triplicate~~], by each credit union, by its president, or a vice president, and verified by him **or her**, and with the corporate seal of each credit union affixed thereto, attested by its secretary or an assistant secretary, and shall set forth:

- (1) The plan of merger or plan of consolidation;
- (2) The total membership of each credit union; **and**
- (3) As to each credit union the number of members voting for and against the plan, respectively.

2. If the director of the division of credit unions finds that the articles conform to law, when all required taxes or fees have been paid, [~~he~~] **the director** shall file the same, keeping one copy as a permanent record, forward a copy to the secretary of state after having issued a certificate of merger or a certificate of consolidation, and a verified copy of the certificate, to which he shall affix the other copy of the articles.

3. Upon the issuance of the certificate of merger or the certificate of consolidation by the director of the division of credit unions, the merger or consolidation shall be effected.

4. The certificate of merger with a copy of the articles of merger affixed thereto by the director of the division of credit unions, or the certificates of consolidation with the copy of the articles of consolidation and certified copy thereof, with the copy of the articles of consolidation affixed thereto by the director of the division of credit unions, shall be returned to the surviving credit union, or new credit union, as the case may be, or to its representative.

370.358. 1. A credit union organized under the laws of another state may apply to the director of the division of credit unions for a certificate of organization as a credit union under the laws of this state and may be issued such a certificate by complying with the provisions of this section.

2. The application shall state:

- (1) The name of the credit union and the state or country under the laws of which it is organized;
- (2) The date of its organization and the period of its duration;
- (3) The place where its business office will be located in this state;
- (4) The names and address of its directors and officers;
- (5) A statement of its capital and the amount of its surplus, if any; **and**
- (6) Such additional information as may be necessary or appropriate in order to enable the director of the division of credit unions to determine whether the credit union should be issued a certificate of organization.

3. The application shall be executed [~~in triplicate~~] by the credit union by its president or a vice president and verified by him **or her**.

4. There shall be delivered to the director of the division of credit unions with the application a copy of its certificate of organization in the state in which it is organized, and all amendments thereto and a copy of its bylaws and amendments duly authenticated by the proper officer of the state or country where it was organized. There shall also be submitted a statement similarly authenticated that the credit union is in good standing in the state or country.

5. (1) When the application is filed in conformity with the foregoing sections and the same fee paid to the director of the division of credit unions as would be paid by applicants for organization of a credit union in Missouri, the director of the division of credit unions, if he **or she** finds the application is in conformity herewith, may issue a certificate of organization creating the credit union as a Missouri corporation pending cancellation of its charter in the state in which it is organized, but having a duration of ninety days. A copy of the certificate shall be filed in the office of the secretary of state.

(2) When the director of the division of credit unions receives a certificate duly authenticated by the proper officer of the state or country where it was organized that the credit union's charter in that state has been cancelled, then [~~he~~] **the director** shall issue a certificate of approval as provided for in subsection 2 of section 370.040.

(3) Thereafter, the provisions of subsections 2, 3 and 4 of section 370.040 shall be followed in organizing the credit union as a Missouri corporation.

6. Any credit union organized under the laws of this state and in good standing may transfer its charter to another state or country by complying with the following requirements:

(1) The proposition for the transfer shall first be approved by the board of directors of the credit union and a date set for a vote thereon by the members. Written notice of the proposition to transfer and of the date of the members' meeting to vote on the same shall be mailed to each member at the member's address as it appears on the credit union records, not more than thirty nor less than seven days prior to the date. Approval of the proposition to transfer shall be by the affirmative vote of a majority of the members voting in person or by a written ballot filed with the credit union secretary on or before the date of the meeting. The board of directors may prescribe the form of the ballot and the procedure for its use.

(2) An application for the transfer shall be filed with the director of the division of credit unions with a statement of the results of the vote of the meeting verified by the affidavits of the president or vice president and the secretary of the credit union within ten days after the date of the meeting.

(3) The transfer of the credit union to another state or country shall be subject to the approval of the director of the division of credit unions.

(4) After the application and approval, there shall be filed with the director of the division of credit unions a written certificate duly authenticated by the official of another state or country in charge of issuing credit union charters stating that upon cancellation of the charter of the Missouri credit union it will be organized as a credit union in the state or country with all of the rights of its members unimpaired.

(5) When the foregoing provisions are complied with the director of the division of credit unions may issue a certificate of cancellation of the credit union charter, a copy of which shall be filed with the secretary of state.";
and

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

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

On motion of Representative Bondon, **HB 599, as amended**, was ordered perfected and printed.

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

AFTERNOON SESSION

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

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 031

Black 7	Bondon	Brown 27	Burns	Busick
Coleman 97	DeGroot	Gannon	Haden	Haffner
Henderson	Hovis	Hurst	Justus	Kelley 127
Kelly 141	Lovasco	Love	McGaugh	McGill
Morris 140	Morse 151	Muntzel	Pfausch	Pogue
Rehder	Riggs	Rowland	Schnelting	Taylor
Walsh				

NOES: 001

McDaniel

PRESENT: 094

Allred	Anderson	Appelbaum	Bailey	Baker
Baringer	Barnes	Beck	Billington	Black 137
Bosley	Bromley	Brown 70	Burnett	Butz
Carter	Chappelle-Nadal	Chipman	Christofanelli	Clemens
Coleman 32	Deaton	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III

Fishel	Fitzwater	Franks Jr.	Gregory	Grier
Griesheimer	Griffith	Hannegan	Hansen	Helms
Hicks	Hill	Houx	Hudson	Ingle
Kendrick	Knight	Kolkmeier	Lynch	Mackey
Mayhew	McCreery	Merideth	Messenger	Miller
Morgan	Murphy	O'Donnell	Patterson	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Proudie
Razer	Reedy	Richey	Roberts 161	Roberts 77
Roden	Rogers	Ross	Runions	Sauls
Schroer	Sharpe	Shawan	Shields	Simmons
Solon	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Trent	Veit	Vescovo	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

ABSENT WITH LEAVE: 035

Andrews	Bangert	Basye	Bland Manlove	Carpenter
Ellington	Francis	Gray	Green	Kidd
Lavender	McGee	Mitten	Moon	Mosley
Neely	Pierson Jr.	Pietzman	Price	Quade
Toalson Reisch	Remole	Roeber	Rone	Ruth
Sain	Shaul 113	Shull 16	Smith	Spencer
Tate	Unsicker	Walker	Washington	Windham

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 126, relating to abortion, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 126** was agreed to.

Representative Coleman (97) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 126, Page 1, Section A, Line 3, by inserting after said section and line the following:

"188.020. No person shall perform or induce an abortion except a physician. **Except in cases of medical emergency, no physician shall perform or induce an abortion upon a woman presumed to be pregnant unless such physician first determines whether there is a detectable heartbeat or brain function of the unborn child. The method of determining the presence of a heartbeat shall be consistent with such physician's good faith understanding of standard medical practice. Such physician shall record in the woman's medical record the estimated gestational age of the unborn child if she is found to be pregnant, the method used to test for the presence or absence of a heartbeat, or brain function the date and time of the test, and the results of the test.**"; and

Further amend said bill and page, Section 188.026, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

188.026. 1. This section shall be known and may be cited as the "Missouri Stands for the Unborn Act".
2. In Roe v. Wade, 410 U.S. 113 (1973), certain information about the development of the unborn child, human pregnancy, and the effects of abortion was either not part of the record or was not available at the time. Since 1973, advances in medical and scientific technology have greatly expanded our knowledge of prenatal life and the effects of abortion on women. The general assembly of this state finds that:

- (1) During the fifth week of gestational age an unborn child's heart starts beating;
- (2) Depending on the ultrasound equipment being used, the unborn child's heartbeat can be visually detected as early as six to eight weeks gestational age;
- (3) Confirmation of pregnancy can be indicated through the detection of the unborn child's heartbeat, while the absence of the unborn child's heartbeat can be an indicator of the death of the unborn child if the child has reached that point of development;
- (4) The unborn child's heartbeat can be consistently made audible by about eight weeks gestational age, through the use of a handheld Doppler fetal heart rate device;
- (5) The detection of a heartbeat in an unborn child is a key indicator that he or she will likely reach viability and live birth;
- (6) Heart rate monitoring during pregnancy and labor is used to measure the heart rate and rhythm of the unborn child, at an average rate between 110 and 160 beats per minute, and helps determine the health of the unborn child;
- (7) The placenta begins developing during the early first trimester of pregnancy, and later in the first trimester and throughout the second and third trimesters of pregnancy performs a respiratory function making oxygen supply to and carbon dioxide removal from the unborn child possible;
- (8) By the fifth week of gestation, the development of the brain of the unborn child is underway; brainwaves have been measured and recorded during the eighth week of gestation;
- (9) It has been established under section 1.205 that the life of each human being begins at conception. Missouri law also identifies the presence of circulation, respiration and brain function and brain function as indicia of life under section 194.005 (legal definition of death), as the presence of circulation, respiration, and brain function indicates that such person is not legally dead, but is legally alive;
- (10) Vital Statistics Annual Report includes the annual statistical report on abortions performed for that year as required by Section 188.052.5, RSMo. Missouri Vital Statistics Annual Reports from 2017 include annual abortion statistics; sixty-five abortions took place after twenty-one weeks gestation (as defined by last menstrual date); fifty-four abortions took place during the twentieth week; one hundred ninety three abortions took place between seventeen and nineteen weeks gestation; one hundred eighty two abortions took place between thirteen and fourteen weeks gestation; four hundred ninety two abortions took place between weeks eleven and twelve gestation; nine hundred and fifty seven abortions took place between weeks nine and ten gestation; one thousand six hundred and seventy three abortions took place prior to week nine of gestation;
- (11) In *Webster v. Reproductive Health Services*, 492 U.S. 490 (1989), the Supreme Court noted in upholding a Missouri statute, "that there may be a 4-week error in estimating gestational age". Thus, an unborn child thought to be fourteen weeks gestational age might in fact be eighteen weeks gestational age, when the unborn child is considerably more developed;
- (12) A motor response in the unborn child can first be seen as a whole-body movement away from a stimulus and observed on ultrasound from as early as seven and a half weeks gestational age. The perioral area is the first part of the unborn child's body to respond to touch at about eight weeks gestational age, but by fourteen weeks gestational age, most of the unborn child's body is responsive to touch;
- (13) Peripheral cutaneous sensory receptors, the receptors that feel pain, develop early in the unborn child. They appear in the perioral cutaneous area at around seven to eight weeks gestational age, and later in the palmar regions at ten to ten and a half weeks gestational age, the abdominal wall at fifteen weeks gestational age, and then over all of the unborn child's body at sixteen weeks gestational age;
- (14) Substance P, a peptide that functions as a neurotransmitter, especially in the transmission of pain, is present in the dorsal horn of the spinal cord of the unborn child at eight to ten weeks gestational age. Enkephalins, peptides that play a role in neurotransmission and pain modulation, are present in the dorsal horn of the spinal cord of the unborn child at twelve to fourteen weeks gestational age;
- (15) For most women, by fourteen weeks gestational age their chance of miscarriage is less than one percent when a strong heartbeat is detected in the unborn child;
- (16) When intrauterine needling is performed on an unborn child at sixteen weeks gestational age and older, the reaction to this invasive stimulus is blood flow redistribution to the brain. Increased blood flow to the brain is the same type of stress response seen in a born child and an adult;
- (17) From sixteen weeks gestational age, pain transmission from a peripheral receptor to the cortex is possible in the unborn child;

(18) Physicians are providing anesthesia during in utero treatment of unborn children as young as sixteen weeks gestational age, such as to correct fetal urinary tract obstruction. Anesthesia is administered by ultrasound-guided injection into the arm or leg of the unborn child;

(19) A leading textbook on prenatal development of the human brain states: "It may be concluded that, although nociperception (the actual perception of pain) awaits the appearance of consciousness, nociception (the experience of pain) is present some time before birth. In the absence of disproof, it is merely prudent to assume that pain can be experienced even early in prenatal life (Dr. J. Wisser, Zürich): the fetus should be given the benefit of the doubt." O'Raahilly, Ronan & Müller, Fabiola. (2005). *The Embryonic Human Brain: An Atlas of Developmental Stages, Third Edition*;

(20) At around fourteen or fifteen weeks gestational age and later, the predominant abortion method in Missouri is dilation and evacuation (D & E). The D & E abortion method includes the dismemberment, disarticulation, and exsanguination of the unborn child, causing the unborn child's death;

(21) The D & E abortion method was found in *Gonzales v. Carhart*, 550 U.S. 124 (2007) to be "in some respects as brutal, if not more, than the intact D & E" partial birth abortion method banned by Congress and upheld as facially constitutional by the Supreme Court, even though the federal ban was applicable both before and after viability and had no exception for the health of the mother;

(22) Missouri's ban on the partial birth abortion method, section 565.300, is in effect because of *Gonzales v. Carhart* and the Supreme Court's subsequent decision in *Nixon v. Reproductive Health Services of Planned Parenthood of the St. Louis Region, Inc.*, 550 U.S. 901 (2007) to vacate and remand to the appeals court the prior invalidation of section 565.300. Since section 565.300, like the congressional ban on partial birth abortion, is applicable both before and after viability, there is ample precedent for the general assembly to constitutionally prohibit the brutal D & E abortion method at fourteen weeks gestational age and later, even before the unborn child is viable, with a medical emergency exception;

(23) In *Roper v. Simmons*, 543 U.S. 551 (2005), the Supreme Court determined that "evolving standards of decency" dictated that a Missouri statute allowing the death penalty for a conviction of murder in the first degree of a person under eighteen years of age when the crime was committed, was unconstitutional under the Eighth and Fourteenth Amendments to the United States Constitution, in that it violated the prohibition against "cruel and unusual punishments".

(24) Evolving standards of decency dictate that Missouri should prohibit the brutal and painful D & E, Laminaria, and curettage abortion method at fourteen weeks gestational age and later, with a medical emergency exception, because if a comparable method of killing was used on:

(a) A person convicted of murder in the first degree, it would be cruel and unusual punishment;
and

(b) An animal, it would be unlawful under state law because it would not be a humane method, humane euthanasia, or humane killing of certain animals under chapters 273 and 578, RSMo;

(25) In *Roper v. Simmons*, the Court also found that "[i]t is proper that we acknowledge the overwhelming weight of international opinion against the juvenile death penalty ... The opinion of the world community, while not controlling our outcome, does provide respected and significant confirmation for our own conclusions." In its opinion, the Court was instructed by "international covenants prohibiting the juvenile death penalty", such as the International Covenant on Civil and Political Rights, 999 U.N.T.S. 171;

(26) The opinion of the world community, reflected in the laws of the United Nation's 193-member states and six other entities, is that in most countries, most abortions are prohibited at fourteen weeks gestational age and later;

(27) The opinion of the world community is also shared by most Americans, based on polling since 1996, that most abortions in the second and third trimesters of pregnancy should not be legal;

(28) Abortion procedures performed later in pregnancy have a higher medical risk for women. Compared to an abortion at eight weeks gestational age or earlier, the relative risk increases exponentially at higher gestational ages. The relative risk of death for a pregnant woman who had an abortion performed or induced upon her at:

(a) Thirteen to fifteen weeks gestational age is almost fifteen times higher than an abortion at eight weeks gestational age or earlier;

(b) Sixteen to twenty weeks gestational age is almost thirty times higher than an abortion at eight weeks gestational age or earlier;

(c) Twenty-one weeks gestational age or later is more than seventy-five times higher than an abortion at eight weeks gestational age or earlier;

(29) In addition to short-term risks from abortion, some studies find that the long-term physical and psychological consequences of abortion for women include, but are not limited to, an increased risk of preterm birth, low birthweight babies, and placenta previa in subsequent pregnancies, as well as serious behavioral health issues. These risks increase as abortion is performed or induced at later gestational ages. These consequences of abortion have a detrimental effect on not only women, their children, and their families, but also on an already-burdened health care system, taxpayers, and the workforce;

3. The state of Missouri is bound by Article VI, clause 2 of the Constitution of the United States that "all treaties made, or which shall be made, under the authority of the United States, shall be the supreme law of the land". One such treaty is the International Covenant on Civil and Political Rights, 999 U.N.T.S. 171, (entered into force March 23, 1976, adopted by the United States September 8, 1992). In ratifying the Covenant, the United States declared that while the provisions of Articles 1 through 27 of the Covenant are not self-executing, the United States' understanding is that state governments share responsibility with the federal government in implementing the Covenant.

4. Article 6, paragraph 1, U.N.T.S. at 174, of the International Covenant on Civil and Political Rights states: "Every human being has the inherent right to life. This right shall be protected by law. No one shall be arbitrarily deprived of his life." The state of Missouri takes seriously its obligation to comply with the Covenant and to implement this paragraph as it relates to: the inherent right to life of unborn human beings; protecting the rights of unborn human beings by law; and ensuring that such unborn human beings are not arbitrarily deprived of life. The state of Missouri hereby implements Article 6, paragraph 1 of the Covenant by the regulation of abortion, as provided herein.

5. A large percentage of women who have an abortion performed or induced upon them in Missouri each year are at less than eight weeks gestational age. A prohibition on performing or inducing an abortion at eight weeks gestational age and later, with a medical emergency exception, does not amount to a substantial obstacle to a large fraction of women for whom the prohibition is relevant, which is pregnant women in Missouri who are seeking an abortion while not experiencing a medical emergency; and

(1) The burden that a prohibition on performing or inducing an abortion at eight weeks gestational age and later, with a medical emergency exception, might impose on abortion access, is outweighed by the benefits conferred on, including but not limited to:

- (a) Women more advanced in pregnancy who are at greater risk of harm from abortion;
- (b) Unborn children at later stages of development;
- (c) The medical profession, by preserving its integrity and fulfilling its commitment to do no harm;

and

(d) Society, by fostering respect for human life, born and unborn, at all stages of development, and by lessening societal tolerance of violence against innocent human life.

6. The state of Missouri has interests that include, but are not limited to:

(1) Protecting unborn children throughout pregnancy, and preserving and promoting their lives from conception to birth;

(2) Encouraging childbirth over abortion;

(3) Ensuring respect for all human life from conception to natural death;

(4) Safeguarding an unborn child who is eight weeks gestational age or older from serious harm of pain by an abortion method which would cause the unborn child to experience pain while she or he was being killed;

(5) Preserving the integrity of the medical profession and regulating and restricting practices that might cause the medical profession or society as a whole to become insensitive, even disdainful, to life. This includes regulating and restricting abortion methods that are not only brutal and painful, but if allowed to continue, will further coarsen society to the humanity of not only unborn children, but all vulnerable and innocent human life, making it increasingly difficult to protect such life;

(6) Reducing the risks of harm to pregnant women who obtain abortions later in pregnancy;

(7) Avoiding burdens on the health care system, taxpayers, and the workforce because of increased preterm births, low birthweight babies, compromised pregnancies, extended postpartum recoveries, and behavioral health problems caused by the long-term effects of abortions performed or induced later in pregnancy; and

(8) Notwithstanding any other provision of law to the contrary, no abortion shall be performed or induced upon a woman at eight weeks gestational age or later, such gestational age as the unborn child has detectable heart beat or measurable brain function except in cases of medical emergency. Any person who

knowingly performs or induces an abortion of an unborn child in violation of this subsection shall be guilty of a class B felony, as well as subject to suspension or revocation of his or her professional license by his or her professional licensing board. A woman upon whom an abortion is performed or induced in violation of this subsection shall not be prosecuted for a conspiracy to violate the provisions of this subsection.

7. It shall be an affirmative defense for any person alleged to have violated the provisions of subsection 6 of this section that the person performed or induced an abortion because of a medical emergency. The defendant shall have the burden of persuasion that the defense is more probably true than not.

8. If any one or more provisions, sections, subsections, sentences, clauses, phrases, or words of this section or the application thereof to any person, circumstance, or period of gestational age is found to be unconstitutional or invalid by a court of competent jurisdiction, the same is hereby declared to be severable and the balance of the section shall remain effective notwithstanding such unconstitutionality or invalidity. The general assembly hereby declares that it would have passed this section, and each provision, section, subsection, sentence, clause, phrase, or word thereof, irrespective of the fact that any one or more provisions, sections, subsections, sentences, clauses, phrases, or words of the section, or the application of the section to any person, circumstance, or period of gestational age, would be declared unconstitutional or invalid. If the prohibition on performing or inducing an abortion at eight weeks gestational age or later is declared unconstitutional or invalid, then the prohibition on performing or inducing an abortion shall be at fourteen weeks gestational age or later.

9. A large majority, more than eight-seven percent, of women who have an abortion performed or induced upon them in Missouri each year are at less than fourteen weeks gestational age. A prohibition on performing or inducing an abortion at fourteen weeks gestational age and later, with a medical emergency exception, does not amount to a substantial obstacle to a large fraction of women for whom the prohibition is relevant, which is pregnant women in Missouri who are seeking an abortion while not experiencing a medical emergency; and

(1) The burden that a prohibition on performing or inducing an abortion at fourteen weeks gestational age and later, with a medical emergency exception, might impose on abortion access, is outweighed by the benefits conferred on, including but not limited to:

- (a) Women more advanced in pregnancy who are at greater risk of harm from abortion;
- (b) Unborn children at later stages of development;
- (c) The medical profession, by preserving its integrity and fulfilling its commitment to do no harm;

and

(d) Society, by fostering respect for human life, born and unborn, at all stages of development, and by lessening societal tolerance of violence against innocent human life.

10. The state of Missouri has interests that include, but are not limited to:

(1) Protecting unborn children throughout pregnancy, and preserving and promoting their lives from conception to birth;

(2) Encouraging childbirth over abortion;

(3) Ensuring respect for all human life from conception to natural death;

(4) Safeguarding an unborn child who is fourteen weeks gestational age or older from serious harm of pain by an abortion method which would cause the unborn child to experience pain while she or he was being killed;

(5) Preserving the integrity of the medical profession and regulating and restricting practices that might cause the medical profession or society as a whole to become insensitive, even disdainful, to life. This includes regulating and restricting abortion methods that are not only brutal and painful, but if allowed to continue, will further coarsen society to the humanity of not only unborn children, but all vulnerable and innocent human life, making it increasingly difficult to protect such life;

(6) Reducing the risks of harm to pregnant women who obtain abortions later in pregnancy; and

(7) Avoiding burdens on the health care system, taxpayers, and the workforce because of increased preterm births, low birthweight babies, compromised pregnancies, extended postpartum recoveries, and behavioral health problems caused by the long-term effects of abortions performed or induced later in pregnancy.

11. If any one or more provisions, sections, subsections, sentences, clauses, phrases, or words of this section or the application thereof to any person, circumstance, or period of gestational age is found to be unconstitutional or invalid by a court of competent jurisdiction, the same is hereby declared to be severable and the balance of the section shall remain effective notwithstanding such unconstitutionality or invalidity.

The general assembly hereby declares that it would have passed this section, and each provision, section, subsection, sentence, clause, phrase, or word thereof, irrespective of the fact that any one or more provisions, sections, subsections, sentences, clauses, phrases, or words of the section, or the application of the section to any person, circumstance, or period of gestational age, would be declared unconstitutional or invalid. If the prohibition on performing or inducing an abortion at fourteen weeks gestational age or later is declared unconstitutional or invalid, then the prohibition on performing or inducing an abortion shall be at eighteen weeks gestational age or later; then section 188.375 shall be in effect."; and

Further amend said bill, page, and section by renumbering subsequent subsections accordingly; and

Further amend said bill, page, and section, Lines 5, 6, 9, 12, 13, 14, and 16, by inserting in each line after the words "**fetal heartbeat**" the words "**or brain function**"; and

Further amend said bill and section, Page 2, Lines 18, 22, 28, and 29, by inserting in each line, after the words "**fetal heartbeat**" the words "**or brain function**"; and

Further amend said bill, page, and section, Line 31, by inserting after said line the following:

"16. If any one or more provisions, sections, subsections, sentences, clauses, phrases, or words of this section or the application thereof to any person, circumstance, or period of gestational age is found to be unconstitutional or invalid by a court of competent jurisdiction, the same is hereby declared to be severable and the balance of the section shall remain effective notwithstanding such unconstitutionality or invalidity. The general assembly hereby declares that it would have passed this section, and each provision, section, subsection, sentence, clause, phrase, or word thereof, irrespective of the fact that any one or more provisions, sections, subsections, sentences, clauses, phrases, or words of the section, or the application of the section to any person, circumstance, or period of gestational age, would be declared unconstitutional or invalid. If the prohibition on performing or inducing an abortion at:

(1) Eight weeks gestational age or later is declared unconstitutional or invalid, then the prohibition on performing or inducing an abortion shall be at fourteen weeks gestational age or later;

(2) Fourteen weeks gestational age or later is declared unconstitutional or invalid, then the prohibition on performing or inducing an abortion shall be at eighteen weeks gestational age or later;

(3) Eighteen weeks gestational age or later is declared unconstitutional or invalid, then the prohibition on performing or inducing an abortion shall be at twenty-one weeks gestational age or later; then section 188.375 shall be in effect."; and

Further amend said bill, page, and section by renumbering subsequent subsections accordingly; and

Further amend said bill and page, Section 188.027, Line 1, by deleting the words "the case" and inserting in lieu thereof the word "~~the case~~ cases"; and

Further amend said bill, Pages 8-9, Section 188.052, Lines 1-21, by deleting all of said section and inserting in lieu thereof the following:

"188.052. 1. An individual abortion report for each abortion performed or induced upon a woman shall be completed by ~~her attending~~ the physician who performed or induced the abortion. Abortion reports shall include, but not be limited to, the estimated gestational age of the unborn child, the method used to test for the presence of a heartbeat or brain function, the date and time of the test, and the results of the test performed prior to the abortion under section 188.020.

2. An individual complication report for any post-abortion care performed upon a woman shall be completed by the physician providing such post-abortion care. This report shall include:

(1) The date of the abortion;

(2) The name and address of the abortion facility or hospital where the abortion was performed or induced;

(3) The nature of the abortion complication diagnosed or treated.

3. All abortion reports shall be signed by the ~~[attending]~~ physician **who performed or induced the abortion**~~;~~ and submitted to the ~~[state]~~ department ~~[of health and senior services]~~ within forty-five days from the date of the abortion. All complication reports shall be signed by the physician providing the post-abortion care and submitted to the department ~~[of health and senior services]~~ within forty-five days from the date of the post-abortion care.

4. A copy of the abortion report shall be made a part of the medical record of the patient of the **abortion** facility or hospital in which the abortion was performed **or induced**.

5. The ~~[state]~~ department ~~[of health and senior services]~~ shall be responsible for collecting all abortion reports and complication reports and collating and evaluating all data gathered therefrom and shall annually publish a statistical report based on such data from abortions performed **or induced** in the previous calendar year."; and

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

Representative Swan 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 Bill No. 126, Page 8, Line 2, by deleting said line and inserting in lieu thereof the following:

"performed **or induced** in the previous calendar year.

188.375. 1. This section shall be known and may be cited as the "Late-Term Pain-Capable Unborn Child Protection Act".

2. As used in this section, the phrase "late-term pain-capable unborn child" shall mean an unborn child at twenty weeks since the first day of the woman's last menstrual period, at which point an unborn child is capable of feeling pain.

3. Notwithstanding any other provision of law to the contrary, no abortion shall be performed or induced upon a woman carrying a late-term pain-capable unborn child, except in cases of medical emergency. Any person who knowingly performs or induces an abortion of a late-term pain-capable unborn child in violation of this subsection shall be guilty of a class B felony, as well as subject to suspension or revocation of his or her professional license by his or her professional licensing board. A woman upon whom an abortion is performed or induced in violation of this subsection shall not be prosecuted for a conspiracy to violate the provisions of this subsection.

4. It shall be an affirmative defense for any person alleged to have violated the provisions of subsection 3 of this section that the person performed or induced an abortion because of a medical emergency. The defendant shall have the burden of persuasion that the defense is more probably true than not.

5. When in cases of medical emergency a physician performs or induces an abortion upon a woman carrying a late-term pain-capable unborn child, the physician shall utilize the available method or technique of abortion most likely to preserve the life or health of the unborn child. In cases where the method or technique of abortion most likely to preserve the life or health of the unborn child would present a greater risk to the life or health of the woman than another legally permitted and available method or technique, the physician may utilize such other method or technique. In all cases where the physician performs or induces an abortion upon a woman carrying a late-term pain-capable unborn child, the physician shall certify in writing the available method or techniques considered and the reasons for choosing the method or technique employed.

6. When in cases of medical emergency a physician performs or induces an abortion upon a woman carrying a late-term pain-capable unborn child, there shall be in attendance a physician other than the physician performing or inducing the abortion who shall take control of and provide immediate medical care for a child born as a result of the abortion.

7. Any physician who knowingly violates any of the provisions of subsections 5 or 6 shall be guilty of a class D felony, as well as subject to suspension or revocation of his or her professional license by his or her professional licensing board. A woman upon whom an abortion is performed or induced in violation of subsections 5 or 6 shall not be prosecuted for a conspiracy to violate the provisions of those subsections."; and"; and

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

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

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

*House Amendment No. 2
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Bill No. 126, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""188.010. **In recognition that God is the author of life and that Article I, Section 2 of the Constitution of Missouri provides that all persons have a natural right to life**, it is the intention of the general assembly of the state of Missouri to ~~grant~~:

- (1) **Defend** the right to life ~~to~~ of all humans, born and unborn~~[-and to]~~;
- (2) **Declare that the state and all of its political subdivisions are a "sanctuary of life" that protects pregnant women and their unborn children; and**
- (3) Regulate abortion to the full extent permitted by the Constitution of the United States, decisions of the United States Supreme Court, and federal statutes.

188.017. 1. This section shall be known and may be cited as the "Right to Life of the Unborn Child Act".

2. Notwithstanding any other provision of law to the contrary, no abortion shall be performed or induced upon a woman, except in cases of medical emergency. Any person who knowingly performs or induces an abortion of an unborn child in violation of this subsection shall be guilty of a class B felony, as well as subject to suspension or revocation of his or her professional license by his or her professional licensing board. A woman upon whom an abortion is performed or induced in violation of this subsection shall not be prosecuted for a conspiracy to violate the provisions of this subsection.

3. It shall be an affirmative defense for any person alleged to have violated the provisions of subsection 2 of this section that the person performed or induced an abortion because of a medical emergency. The defendant shall have the burden of persuasion that the defense is more probably true than not."

188.020. No person shall perform or induce an abortion except a physician. **Except in cases"**; and

Further amend said amendment, Page 8, Line 2, by deleting said line and inserting in lieu thereof the following:

"performed **or induced** in the previous calendar year.

Section B. The enactment of section 188.017 of this act shall only become effective upon notification to the revisor of statutes by an opinion by the attorney general of Missouri, a proclamation by the governor of Missouri, or the adoption of a concurrent resolution by the Missouri general assembly that:

- (1) The United States Supreme Court has overruled, in whole or in part, *Roe v. Wade*, 410 U.S. 113 (1973), restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in section 188.017, and that as a result, it is reasonably probable that section 188.017 of this act would be upheld by the court as constitutional;
- (2) An amendment to the Constitution of the United States has been adopted that has the effect of restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in section 188.017; or
- (3) The United States Congress has enacted a law that has the effect of restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in section 188.017."; and"; and

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

On motion of Representative Schnelting, **House Amendment No. 2 to House Amendment No. 1** was adopted.

On motion of Representative Coleman (97), **House Amendment No. 1, as amended**, was adopted.

Representative Kelly (141) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 126, Page 8, Section 188.027, Line 215, by inserting after said line the following:

"188.043. 1. No person shall perform or induce ~~[a surgical or medical]~~ **an abortion on another** unless such person has ~~[proof of]~~ medical malpractice insurance with coverage amounts of at least ~~[five hundred thousand dollars]~~ **one million dollars per occurrence and three million dollars in the annual aggregate.**

2. For the purpose of this section, "medical malpractice insurance" means insurance coverage against the legal liability of the insured and against loss, damage, or expense incident to a claim arising out of the death or injury of any person as a result of the negligence or malpractice in rendering professional service by any health care provider.

3. No abortion facility or hospital shall employ or engage the services of a person to perform ~~[one or more abortions]~~ **or induce an abortion on another** if the person does not have ~~[proof of]~~ medical malpractice insurance pursuant to this section, except **that** the abortion facility or hospital may provide medical malpractice insurance for the services of persons employed or engaged by such facility or hospital **which is no less than the coverage amounts set forth in this section.**

4. Notwithstanding the provisions of section 334.100, failure of a person to maintain the medical malpractice insurance required by this section shall be an additional ground for sanctioning of a person's license, certificate, or permit.

188.044. 1. When a drug or chemical, or combination thereof, used by a physician to induce an abortion carries a warning from its manufacturer or distributor, a peer-reviewed medical journal article, or a Food and Drug Administration label, that its use may cause birth defects in a child who survives the abortion, then in addition to the requirements of section 188.043, that physician shall also carry tail insurance with coverage amounts of at least one million dollars per occurrence and three million dollars in the annual aggregate for personal injury to or death of a child who survives such abortion. Such policy shall be maintained in force or be in effect as required under section 516.105.

2. For the purpose of this section, "tail insurance" means insurance which covers the legal liability of the insured once a medical malpractice insurance policy is cancelled, not renewed, or terminated, and covers claims made after such cancellation or termination for acts occurring during the period the prior medical malpractice insurance was in effect.

3. No abortion facility or hospital shall employ or engage the services of a person to induce an abortion on another using any drug or chemical, or combination thereof, which may cause birth defects if the person does not have tail insurance pursuant to this section, except that the abortion facility or hospital may provide tail insurance for the services of persons employed or engaged by such facility or hospital which is no less than the coverage amounts and duration set forth in this section.

4. Notwithstanding the provisions of section 334.100, failure of a person to maintain the tail insurance required by this section shall be an additional ground for sanctioning of a person's license, certificate, or permit."; and

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

Representative Walker 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. 126, Page 1, Line 1, by inserting after number "126," the following:

"Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit;

(2) Interest on certain governmental obligations excluded from federal gross income by Section 103 of the Internal Revenue Code. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of Section 265 of the Internal Revenue Code. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by Section ~~[172(b)(1)(G)] 172(b)(1)(F)~~ and Section ~~[172(i)] 172(h)~~ of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection; ~~and~~

(10) The amount contributed to the Missouri earned family and medical leave fund established under section 285.435; and

(11) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan; and
- (i) Livestock Gross Margin insurance plan.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.";

Further amend said bill,"; and

Further amend said amendment, Page 2, Line 4, by inserting after all of said line the following:

"Further amend said bill, Page 9, Section 188.052, Line 21, by inserting after all of said section and line the following:

"285.400. 1. The provisions of sections 285.400 to 285.440 shall be known and may be cited as the "Missouri Earned Family and Medical Leave Act".

2. As used in sections 285.400 to 285.440, the following terms shall mean:

(1) "Average state weekly pay", the total wages earned by all employees who have contributed to the fund in the past twelve months divided by the total number of such employees, the quotient of which is divided by the average number of weeks worked by all employees who have contributed to the fund in the last twelve months;

(2) "Average weekly pay", the total wages earned by an employee in the past twelve months divided by the number of weeks worked by the employee in such twelve-month period, or the weekly salary of the employee at the time that family or medical leave is taken, whichever is greater, provided that, the average weekly pay shall never exceed the average state weekly pay;

(3) "Care", includes, but is not limited to, physical care, emotional support, visitation, assistance in treatment, transportation, arranging for a change in care, assistance with essential daily living matters, and personal attendant services;

(4) "Child", a biological, adopted, or foster son or daughter, a stepson or stepdaughter, a legal ward, a son or daughter of a domestic or civil union partner, or a person to whom the employee stands in loco parentis who is under nineteen years of age or nineteen years of age or older but incapable of self-care because of mental or physical impairment;

(5) "Department", the department of labor and industrial relations;

(6) "Employee", any person performing service for remuneration unless it is shown to the satisfaction of the department that such services were performed by an independent contractor. In determining the existence of the independent contractor relationship, the common law of agency right to control test shall be applied. The common law of agency right to control test shall include, but not be limited to, if the alleged employer retains the right to control the manner and means by which the results are to be accomplished, the person who performs the service is an employee. If only the results are controlled, the person performing the service is an independent contractor;

(7) "Employer", any person acting directly or indirectly in the interest of an employer in relation to an employee;

(8) "Family member", a child, parent, grandparent, grandchild, sibling, spouse, domestic or civil union partner, or household member, or any ward as that term is defined in section 475.010;

(9) "Family or medical leave", any of the following:

(a) Leave to bond with a minor child within the first year of the child's birth or placement in connection with foster care or adoption;

(b) Leave to care for a family member who has a serious health condition;

(c) Leave due to an employee's own serious health condition; or

(d) Leave to assume any familial responsibility because a spouse, child, or parent of an employee is on or has been notified of an impending call to active duty in the uniformed services;

(10) "Fund", the Missouri earned family and medical leave fund established in section 285.435;

(11) "Grandchild", a child of the employee's child;

(12) "Grandparent", a parent of the employee's parent;

(13) "Health care provider", any physician, hospital, health maintenance organization, ambulatory surgical center, long-term care facility including those licensed under chapter 198, dentist, registered or licensed practical nurse, optometrist, podiatrist, pharmacist, chiropractor, professional physical therapist, psychologist, physician-in-training, or any other person or entity that provides health care services under the authority of a license or certificate of this state or any other state or foreign country;

(14) "Parent", a biological, foster, or adoptive parent, a parent-in-law, a stepparent, a legal guardian, or other person who stood in loco parentis to the employee when the employee was a child;

(15) "Parent-in-law", the parent of a spouse or domestic or civil union partner;

(16) "Serious health condition", an illness, injury, impairment, or physical or mental condition that involves inpatient care in a hospital, hospice, or residential health care facility, or continuing medical treatment or continuing supervision by a health care provider. The term shall include medical attention, services, or counseling for victims of stalking, domestic violence, abuse, or sexual assault, as such terms are defined in section 455.010, or victims of trafficking for the purpose of sexual exploitation as described in section 566.209;

(17) "Sibling", a person related to another person by blood, adoption, or affinity through a common legal or biological parent;

(18) "Spouse", a partner to a lawful marriage; and

(19) "Uniformed services":

(a) Active and reserve components of the Army, Navy, Air Force, Marine Corps, or Coast Guard of the United States;

(b) The Merchant Marine, the commissioned corps of the Public Health Service, or the commissioned corps of the National Oceanic and Atmospheric Administration of the United States; or

(c) The Missouri National Guard.

285.405. 1. There is hereby established the "Missouri Earned Family and Medical Leave Program" to provide up to six weeks of wage replacement benefits to employees who take time off work for family or medical leave. The department shall administer and implement the program and the provisions of sections 285.400 to 285.440, and shall pay Missouri family or medical leave benefits as specified in such sections.

2. An employee shall be eligible to receive Missouri earned family or medical leave program benefits equal to one hundred percent of his or her average weekly pay for each full week during which he or she has taken family or medical leave. An employee may take family or medical leave for a partial week and shall only be eligible to receive the fraction of the average weekly pay which is equal to the number of days of leave taken divided by the number of days for which such employee would have otherwise worked in the respective week had the employee not taken family or medical leave. Any leave taken shall be in full-day increments.

3. No more than six weeks of Missouri earned family and medical leave benefits shall be paid to an employee within any fifty-two week period.

4. An employee shall file a claim for Missouri earned family and medical leave benefits with the department no later than the forty-first consecutive day following the first compensable day with respect to which the claim is made for benefits, which time shall be extended by the department upon a showing of good cause. If a first claim is not complete, the claim form shall be returned to the employee for completion, and it shall be completed and returned no later than the tenth consecutive day after the date it was verifiably sent by the department to the employee, except that such time shall be extended by the department upon a showing of good cause.

5. No employee shall be eligible for Missouri earned family and medical leave program benefits with respect to any day:

- (1) That he or she is eligible to receive unemployment compensation benefits under chapter 288 or under an unemployment compensation act of any other state or of the federal government; or
- (2) That he or she has received, or is entitled to receive, any other benefits under chapter 287.

6. No employee shall be eligible for Missouri earned family and medical leave benefits until such employee has paid into the Missouri earned family and medical leave fund for fifty-two weeks.

7. An employee who is entitled to leave under the Missouri earned family and medical leave act and the Family and Medical Leave Act (FMLA) under 29 U.S.C. Section 2601 et seq. shall take family or medical leave under this act concurrent with leave taken under the FMLA.

8. The first payment of Missouri family or medical leave benefits shall be made to an employee within two weeks after the completed claim is received by the department or the day the family or medical leave began, whichever is later. Subsequent payments shall be made bimonthly.

285.410. 1. (1) An employee shall establish eligibility for each uninterrupted family or medical care leave period by filing a first claim for benefits, supported by the certificate of a treating physician or health care provider that establishes the serious health condition of the family member that warrants the care of the employee or that establishes the serious health condition of the employee. For subsequent periods of uninterrupted leave after the period covered by the initial certificate or any preceding continued claim, a claimant shall file a continued claim for those benefits, supported by the certificate of a treating physician or health care provider.

(2) For employees seeking leave in order to assume a familial responsibility due to a spouse, child, or parent being on active duty in the uniformed services, eligibility for leave shall be established by providing, in a manner satisfactory to the department, proof of the family member being on active duty.

(3) For employees seeking leave due to a serious health condition related to seeking medical attention, services, or counseling for victims of stalking, domestic violence, abuse, or sexual assault, as such terms are defined in section 455.010, or victims of trafficking for purposes of sexual exploitation as described in section 566.209, the certificate required by subdivision (1) of this subsection may be provided by any of the following:

- (a) A treating physician;
- (b) A health care provider;
- (c) A court which has jurisdiction over a judicial proceeding relating to the serious health condition of the employee or the serious health condition of the family member of the employee; or
- (d) A law enforcement officer with knowledge of the serious health condition of the employee or the serious health condition of the family member of the employee.

2. The certificates required under subsection 1 of this section shall be developed by the department. In order to establish medical eligibility of the serious health condition of the family member that warrants the care of the employee, or to establish medical eligibility of the serious health condition of the employee, the information on the certificate shall be within the physician's or health care provider's knowledge and shall be based on a physical examination and documented medical history of the family member or employee. The certificate shall contain all of the following:

- (1) A diagnosis and diagnostic code prescribed in the International Classification of Diseases or, if no diagnosis has yet been obtained, a detailed statement of symptoms;
- (2) The date, if known, on which the condition commenced;
- (3) The probable duration of the condition;
- (4) An estimate of the amount of time that the physician or health care provider believes the employee needs to care for the family member or himself or herself; and
- (5) If applicable, a statement that the serious health condition warrants the participation of the employee to provide care for his or her family member.

3. The department shall develop a certificate form that is separate and distinct from the certificate required in subsection 1 of this section for an employee taking leave to bond with a minor child within the first year of the child's birth or placement in connection with foster care or adoption.

4. Any claim of an individual who obtains care and treatment outside the state shall be supported by a certificate of a treating physician or health care provider duly licensed or certified by the state or foreign country in which the claimant is receiving care and treatment.

5. Nothing in this section shall be construed to preclude the department from requesting additional medical evidence to supplement any claim. Any cost incurred for procuring additional medical evidence shall be paid by the employee. The department may require that the additional evidence include any or all of the following:

- (1) Identification of diagnoses;
- (2) Identification of symptoms;
- (3) A statement setting forth the facts of the serious health condition of the employee or such employee's family member, which shall be completed by any of the following individuals:
 - (a) The physician or health care provider treating the employee or family member of the employee;
 - (b) The registrar, authorized medical officer, or other duly authorized official of the hospital or health care facility treating the employee or family member of the employee; or
 - (c) An examining physician or other representative of the department; and
- (4) An affidavit from an employee averring that the employee or such employee's spouse gave birth to a child or has adopted or received a child in connection with foster care.

285.415. Employees shall provide at least thirty days' advance notice to their employer before family and medical leave is to begin if the need for the leave is foreseeable. If thirty days' notice is not practicable, notice shall be given to the employer as soon as practicable.

285.420. 1. Except as provided in subsection 4 of this section, an employee may file a notice of appeal from any determination of eligibility for benefits made by the department, by mail or in person, within thirty days after the date on which a copy of the department's decision was received by the employee. Upon receipt of the notice of appeal, the department shall request the assignment of an administrative law judge in accordance with chapter 536 to conduct a hearing and issue a proposed decision and order. The hearing shall be conducted in accordance with chapter 536.

2. The administrative law judge's proposed decision and order shall be final and not subject to further appeal unless, within thirty days after the decision is served on the interested parties, a party files a petition for judicial review as provided in chapter 536.

3. A determination of the amount of benefits payable under sections 285.400 to 285.440 shall not serve as a basis for appeal under this section. However, the determination shall be subject to request by the employee on family or medical leave for redetermination by the department at any time within one year from the date of delivery or mailing of such determination, or any redetermination thereof. A redetermination shall be furnished to the individual in writing.

4. A denial of benefits shall become final in the absence of timely appeal therefrom. The department may redetermine a denial of benefits at any time within one year from delivery or mailing of such denial to correct an error in identity, omission of fact, or misapplication of law with respect to the facts.

5. A determination of allowance of benefits shall become final in the absence of timely appeal therefrom. The department may redetermine such allowance at any time within two years following the application year in which such allowance was made in order to recover any benefits for which recovery is provided under this section.

6. A redetermination of benefits may be made at any time for any of the following reasons:

- (1) To conform to a final court decision applicable to either an initial determination or a determination of denial or allowance of benefits;
- (2) In the event of a back pay award or settlement affecting the allowance of benefits; or
- (3) In the case of misrepresentation or willful failure to report a material fact.

Written notice of any such redetermination shall be promptly given by mail or delivered to such interested parties as were notified of the initial determination of denial or allowance of benefits and any new interested party or parties who, under such rule as the department may adopt, would be an interested party.

285.425. 1. It shall be unlawful for any person to discharge or in any other manner discriminate against an employee because the employee has made a claim for, indicated an intent to make a claim for, or received Missouri earned family and medical leave benefits.

2. (1) Any person who violates the provisions of subsection 1 of this section shall be liable to any employee of such person who is affected by the violation for such equitable relief as may be appropriate including employment, reinstatement, or promotion and for damages equal to the sum of:

- (a) The amount of:
 - a. Any wages, salary, employment benefits, or other compensation denied or lost to such individual by reason of the violation; or

b. In a case in which wages, salary, employment benefits, or other compensation has not been denied or lost to the individual, any actual monetary losses sustained by the individual as a direct result of the violation, such as the cost of providing care, up to a sum equal to sixty calendar days of wages or salary for the individual;

(b) The interest on the amount described in paragraph (a) of this subdivision, such interest rate being equal to the market rate as determined by the director of the division of finance under section 408.030; and

(c) An additional amount as liquidated damages equal to the sum of the amount described in paragraph (a) of this subdivision and the interest described in paragraph (b) of this subdivision, except that if a person who has violated subsection 1 of this section proves to the satisfaction of the court that the act or omission was in good faith and that the person had reasonable grounds for believing that the act or omission was not a violation, such court may reduce the amount of such liquidated damages.

(2) The court may additionally require reasonable attorney's fees, expert witness fees, and other courts costs to be paid by a defendant.

3. An action to recover the relief prescribed in subsection 2 of this section may be maintained against any person in any court of competent jurisdiction by the employee affected.

4. The department may bring an action seeking relief on behalf of an employee under this section. The right to bring an action provided under subsection 3 of this section shall terminate upon the filing of a complaint by the department. If any damages are recovered in such action, such damages shall be held in a special deposit account and paid directly to each employee affected.

5. An action may be brought under this section no later than three years after the date of the alleged violation for which the action is brought. An action brought under this section shall be considered to be commenced on the date when the complaint is filed.

285.430. 1. The department shall develop and implement an outreach program to ensure that employees who may be eligible to receive Missouri earned family and medical leave benefits under sections 285.400 to 285.440 are made aware of such benefits. Outreach information shall easily explain eligibility requirements, the claims process, weekly benefit amounts, maximum benefits payable, notice and medical certification requirements, reinstatement and nondiscrimination rights, confidentiality, and the relationship between employment protection, leave from employment, wage replacement benefits, and other laws, collective bargaining agreements, and employer policies.

2. No later than three years after the effective date of sections 285.400 to 285.440, the state auditor shall submit to the general assembly a report on the Missouri earned family and medical leave benefits paid for any month during the one-year period beginning on the effective date of sections 285.400 to 285.440. The report shall include the following:

(1) An identification of the total number of applications for such benefits filed, and the average number of days between when an application is received and when a determination is made;

(2) An identification of the total number of requests for review of an initial adverse determination of eligibility for such benefits made and the average number of days between when such review is requested and when a final determination of eligibility is made; and

(3) An identification of the total number of monthly benefit claim reports for such benefits filed and the average number of days between the date such report is received and the date on which the initial determination of eligibility with respect to the claim report is made.

285.435. 1. (1) There is hereby created in the state treasury the "Missouri Earned Family and Medical Leave Fund", which shall consist of moneys collected under this section. 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 labor and industrial relations for the purpose of distributing Missouri earned family and medical leave program benefits.

(2) 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.

2. (1) In order to provide funding to implement the provisions of sections 285.400 to 285.440, employees shall contribute one-quarter of one percent of their average weekly pay to the Missouri earned family and medical leave fund beginning January 1, 2021.

(2) For purposes of this section, in determining the average weekly pay of an employee, the total wages of an employee shall not exceed the contribution and benefit base established by the Commissioner of Social Security Administration under 42 U.S.C. Section 430.

(3) Notwithstanding the provisions of section 285.405 to the contrary, if there are not sufficient resources in the fund, the director may, at his or her discretion, reduce the benefit amount each employee is eligible to receive. If the benefit amount is reduced, each employee shall receive the same percentage of his or her average weekly wage.

(4) No employee shall receive benefits from the fund before January 1, 2022.

285.440. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in sections 285.400 to 285.435 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 the effective date of this section shall be invalid and void.

Section B. This act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on Tuesday next following the first Monday in November, 2020, pursuant to the laws and constitutional provisions of this state for the submission of referendum measures by the general assembly, and this act shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and"; and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allred	Anderson	Andrews	Bailey	Baker
Billington	Black 137	Black 7	Bondon	Bromley
Busick	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	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	Kolkmeyer	Lovasco
Love	Lynch	Mayhew	McDaniel	McGaugh
McGill	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Murphy	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shawan	Shields	Simmons
Smith	Solon	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

NOES: 041

Appelbaum	Baringer	Barnes	Beck	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Chappelle-Nadal	Clemens

Ellington	Franks Jr.	Gray	Green	Ingle
Kendrick	Lavender	Mackey	McCreery	Merideth
Mitten	Morgan	Pierson Jr.	Price	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Runions	Sauls	Stevens 46	Walker	Washington
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 013

Bangert	Basye	Chipman	Ellebracht	McGee
Mosley	Neely	Roeber	Sain	Shaul 113
Shull 16	Spencer	Unsicker		

VACANCIES: 002

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

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

AYES: 042

Appelbaum	Baringer	Barnes	Beck	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Chappelle-Nadal	Clemens
Ellebracht	Ellington	Franks Jr.	Gray	Green
Ingle	Kendrick	Lavender	Mackey	McCreery
McDaniel	Merideth	Mitten	Morgan	Pierson Jr.
Price	Proudie	Quade	Razer	Roberts 77
Rogers	Runions	Sauls	Stevens 46	Walker
Washington	Windham			

NOES: 107

Allred	Anderson	Andrews	Bailey	Baker
Billington	Black 137	Black 7	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	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	Kolkmeyer
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Murphy	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shawan	Shields	Simmons

Smith	Solon	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 012

Bangert	Basye	McGee	Mosley	Neely
Roeber	Rowland	Sain	Shaul 113	Shull 16
Spencer	Unsicker			

VACANCIES: 002

Representative Black (137) offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 126, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Bill No. 126, Pages 1-2, Section 188.026, Lines 14-17, by deleting said lines and inserting in lieu thereof the following:

"performed under Missouri law except in cases of medical emergency. If an abortion is not performed within ninety-six hours of the"; and

Further amend said bill, Page 8, Section 188.027, Line 215, by inserting after said line the"; and

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

On motion of Representative Black (137), **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Kelly (141), **House Amendment No. 2, as amended**, was adopted.

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

House Amendment No. 3

AMEND House Bill No. 126, Page 8, Section 188.027, Line 215, by adding after said section and line the following:

"188.033. Whenever an abortion facility or a family planning agency located in this state, or any of its agents or employees acting within the scope of his or her authority or employment, provides to a woman considering an abortion the name, address, telephone number, or website of an abortion provider that is located outside of the state, such abortion facility or family planning agency or its agents or employees shall also provide to such woman the printed materials produced by the department under section 188.027. If the name, address, telephone number, or website of such abortion provider is not provided to such woman in person, such printed materials shall be offered to her, and if she chooses, sent to such woman at no cost to her

the same day or as soon as possible by United States mail overnight delivery service or by other overnight or same-day delivery service to an address of such woman's choosing. The department shall furnish such printed materials at no cost and in sufficient quantities to abortion facilities and family planning agencies located within the state."; and

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

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

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

House Amendment No. 4

AMEND House Bill No. 126, Page 8, Section 188.027, Line 215, by adding immediately after said line, the following:

"188.028. 1. **Except in the case of a medical emergency**, no person shall knowingly perform or induce an abortion upon a pregnant woman under the age of eighteen years unless:

(1) The attending physician has secured the informed written consent of the minor and one parent or guardian, **and the consenting parent or guardian of the minor has notified any other custodial parent or guardian in writing prior to the securing of the informed written consent of the minor and one parent or guardian. For purposes of this subdivision, "custodial parent" means any parent of a minor in a family in which the parents have not separated or dissolved their marriage, or any parent of a minor who has been awarded joint legal custody or joint physical custody of such minor by a court of competent jurisdiction.** Notice shall not be required for any parent or guardian:

(a) Who has been found guilty of any offense in violation of chapter 565, relating to offenses against the person; chapter 566, relating to sexual offenses; chapter 567, relating to prostitution; chapter 568, relating to offenses against the family; or chapter 573, related to pornography and related offenses, if a child was a victim;

(b) Who has been found guilty of any offense in any other state or foreign country, or under federal, tribal, or military jurisdiction if a child was a victim, which would be a violation of chapter 565, 566, 567, 568, or 573 if committed in this state;

(c) Who is listed on the sexual offender registry under sections 589.400 to 589.425;

(d) Against whom an order of protection has been issued, including a foreign order of protection given full faith and credit in this state under section 455.067;

(e) Whose custodial, parental, or guardianship rights have been terminated by a court of competent jurisdiction; or

(f) Whose whereabouts are unknown after reasonable inquiry, who is a fugitive from justice, who is habitually in an intoxicated or drugged condition, or who has been declared mentally incompetent or incapacitated by a court of competent jurisdiction; ~~or~~

(2) The minor is emancipated and the attending physician has received the informed written consent of the minor; ~~or~~

(3) The minor has been granted the right to self-consent to the abortion by court order pursuant to subsection 2 of this section, and the attending physician has received the informed written consent of the minor; or

(4) The minor has been granted consent to the abortion by court order, and the court has given its informed written consent in accordance with subsection 2 of this section, and the minor is having the abortion willingly, in compliance with subsection 3 of this section.

2. The right of a minor to self-consent to an abortion under subdivision (3) of subsection 1 of this section or court consent under subdivision (4) of subsection 1 of this section may be granted by a court pursuant to the following procedures:

(1) The minor or next friend shall make an application to the juvenile court which shall assist the minor or next friend in preparing the petition and notices required pursuant to this section. The minor or the next friend of the minor shall thereafter file a petition setting forth the initials of the minor; the age of the minor; the names and

addresses of each parent, guardian, or, if the minor's parents are deceased and no guardian has been appointed, any other person standing in loco parentis of the minor; that the minor has been fully informed of the risks and consequences of the abortion; that the minor is of sound mind and has sufficient intellectual capacity to consent to the abortion; that, if the court does not grant the minor majority rights for the purpose of consent to the abortion, the court should find that the abortion is in the best interest of the minor and give judicial consent to the abortion; that the court should appoint a guardian ad litem of the child; and if the minor does not have private counsel, that the court should appoint counsel. The petition shall be signed by the minor or the next friend;

(2) A hearing on the merits of the petition, to be held on the record, shall be held as soon as possible within five days of the filing of the petition. If any party is unable to afford counsel, the court shall appoint counsel at least twenty-four hours before the time of the hearing. At the hearing, the court shall hear evidence relating to the emotional development, maturity, intellect and understanding of the minor; the nature, possible consequences, and alternatives to the abortion; and any other evidence that the court may find useful in determining whether the minor should be granted majority rights for the purpose of consenting to the abortion or whether the abortion is in the best interests of the minor;

(3) In the decree, the court shall for good cause:

(a) Grant the petition for majority rights for the purpose of consenting to the abortion; ~~or~~

(b) Find the abortion to be in the best interests of the minor and give judicial consent to the abortion, setting forth the grounds for so finding; or

(c) Deny the petition, setting forth the grounds on which the petition is denied;

(4) If the petition is allowed, the informed consent of the minor, pursuant to a court grant of majority rights, or the judicial consent, shall bar an action by the parents or guardian of the minor on the grounds of battery of the minor by those performing **or inducing** the abortion. The immunity granted shall only extend to the performance **or inducement** of the abortion in accordance herewith and any necessary accompanying services which are performed in a competent manner. The costs of the action shall be borne by the parties;

(5) An appeal from an order issued under the provisions of this section may be taken to the court of appeals of this state by the minor or by a parent or guardian of the minor. The notice of intent to appeal shall be given within twenty-four hours from the date of issuance of the order. The record on appeal shall be completed and the appeal shall be perfected within five days from the filing of notice to appeal. Because time may be of the essence regarding the performance **or inducement** of the abortion, the supreme court of this state shall, by court rule, provide for expedited appellate review of cases appealed under this section.

3. If a minor desires an abortion, then she shall be orally informed of and, if possible, sign the written consent required ~~[by section 188.039]~~ **under this chapter** in the same manner as an adult person. No abortion shall be performed **or induced** on any minor against her will, except that an abortion may be performed **or induced** against the will of a minor pursuant to a court order described in subdivision (4) of subsection 1 of this section that the abortion is necessary to preserve the life of the minor."; and

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

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

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

House Amendment No. 5

AMEND House Bill No. 126, Page 1, Section A, Line 3, by inserting after said line the following:

"188.015. As used in this chapter, the following terms mean:

(1) "Abortion":

(a) The act of using or prescribing any instrument, device, medicine, drug, or any other means or substance with the intent to destroy the life of an embryo or fetus in his or her mother's womb; or

(b) The intentional termination of the pregnancy of a mother by using or prescribing any instrument, device, medicine, drug, or other means or substance with an intention other than to increase the probability of a live birth or to remove a dead or dying unborn child;

(2) "Abortion facility", a clinic, physician's office, or any other place or facility in which abortions are performed or induced other than a hospital;

- (3) "Conception", the fertilization of the ovum of a female by a sperm of a male;
- (4) "Department", the department of health and senior services;
- (5) **"Down Syndrome", the same meaning as defined in section 191.923;**
- (6) "Gestational age", length of pregnancy as measured from the first day of the woman's last menstrual period;
- ~~[(6)]~~ (7) "Medical emergency", a condition which, based on reasonable medical judgment, so complicates the medical condition of a pregnant woman as to necessitate the immediate abortion of her pregnancy to avert the death of the pregnant woman or for which a delay will create a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman;
- ~~[(7)]~~ (8) "Physician", any person licensed to practice medicine in this state by the state board of registration for the healing arts;
- ~~[(8)]~~ (9) "Reasonable medical judgment", a medical judgment that would be made by a reasonably prudent physician, knowledgeable about the case and the treatment possibilities with respect to the medical conditions involved;
- ~~[(9)]~~ (10) "Unborn child", the offspring of human beings from the moment of conception until birth and at every stage of its biological development, including the human conceptus, zygote, morula, blastocyst, embryo, and fetus;
- ~~[(10)]~~ (11) "Viability" or "viable", that stage of fetal development when the life of the unborn child may be continued indefinitely outside the womb by natural or artificial life-supportive systems." and

Further amend said bill, Page 8, Section 188.027, Line 215, by inserting after said line the following:

"188.038. 1. No person shall perform or induce an abortion on a woman if the person knows that the woman is seeking the abortion solely because of a prenatal diagnosis, test, or screening indicating Down Syndrome or the potential of Down Syndrome in an unborn child.

2. No person shall perform or induce an abortion on a woman if the person knows that the woman is seeking the abortion solely because of the sex or race of the unborn child.

3. Any physician or other person who performs or induces or attempts to perform or induce an abortion prohibited by this section shall be subject to all applicable civil penalties under this chapter including, but not limited to, sections 188.065 and 188.085."; and

Further amend said bill and page, Section 188.052, Line 8, by deleting the word **"and"**; and

Further amend said bill, page, and section, Line 10, by inserting after the word **"abortion"** the following:

";

(5) Certification that the attending physician does not have any knowledge that the woman sought the abortion solely because of a prenatal diagnosis, test, or screening indicating Down Syndrome or the potential of Down Syndrome in an unborn child; and

(6) Certification that the attending physician does not have any knowledge that the woman sought the abortion solely because of the sex or race of the unborn child"; and

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

Representative Wood raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Wood again raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order well taken.

Representative Lavender raised a point of order that there had been a violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Lovasco	Lynch
Mayhew	McGaugh	McGirl	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Murphy
O'Donnell	Pfausch	Pietzman	Pike	Plocher
Pogue	Pollitt 52	Pollock 123	Porter	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roden	Roeber	Rone	Ross
Ruth	Schnelting	Schroer	Sharpe	Shawan
Shields	Shull 16	Simmons	Smith	Solon
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 043

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

PRESENT: 000

ABSENT WITH LEAVE: 013

Gregory	Grier	Kolkmeier	Love	McDaniel
McGee	Neely	Patterson	Sain	Shaul 113
Spencer	Unsicker	Walker		

VACANCIES: 002

On motion of Representative Dogan, **House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded by Representative Dogan:

AYES: 116

Allred	Anderson	Andrews	Bailey	Baker
Baringer	Basye	Billington	Black 137	Black 7
Bondon	Bromley	Brown 70	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Gregory
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Lovasco
Lynch	Mayhew	McDaniel	McGaugh	McGill
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Murphy	O'Donnell	Patterson	Pfautsch
Pierson Jr.	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Roeber	Rone	Ross	Rowland
Runions	Ruth	Schnelting	Schroer	Sharpe
Shawan	Shields	Shull 16	Simmons	Smith
Solon	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Veit	Vescovo
Walsh	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 031

Appelbaum	Bangert	Barnes	Beck	Bland Manlove
Bosley	Brown 27	Burnett	Burns	Carpenter
Carter	Chappelle-Nadal	Ellington	Franks Jr.	Gray
Lavender	Mackey	McCreery	Merideth	Mitten
Morgan	Mosley	Price	Quade	Razer
Roberts 77	Rogers	Sauls	Stevens 46	Washington
Windham				

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 013

Green	Grier	Ingle	Kendrick	Kolkmeier
Love	McGee	Neely	Sain	Shaul 113
Spencer	Unsicker	Walker		

VACANCIES: 002

Representative Lavender raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Ellington raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Chappelle-Nadal raised a point of order.

The Chair took the point of order under advisement.

Representative Ellington again raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Proudie raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Anderson	Andrews	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bondon	Bromley
Busick	Chipman	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Gregory	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurst	Justus	Kelley 127	Kelly 141
Kidd	Knight	Lovasco	Lynch	Mayhew
McDaniel	McGaugh	McGill	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Murphy
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pogue	Pollitt 52	Pollock 123	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roden	Roeber	Rone
Ross	Ruth	Schnelting	Schroer	Sharpe
Shawan	Shields	Shull 16	Simmons	Smith
Solon	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Veit	Vescovo
Walsh	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 039

Appelbaum	Baringer	Barnes	Beck	Bland Manlove
Bosley	Brown 27	Burnett	Burns	Butz
Carpenter	Carter	Chappelle-Nadal	Clemens	Ellebracht
Franks Jr.	Gray	Green	Ingle	Kendrick

Lavender	Mackey	McCreery	Merideth	Mitten
Morgan	Mosley	Pierson Jr.	Price	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Sauls	Stevens 46	Washington	Windham	

PRESENT: 000

ABSENT WITH LEAVE: 016

Allred	Bangert	Brown 70	Christofanelli	Ellington
Grier	Kolkmeyer	Love	McGee	Neely
Runions	Sain	Shaul 113	Spencer	Unsicker
Walker				

VACANCIES: 002

On motion of Representative Schroer, **HB 126, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 110

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Green	Gregory
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Lovasco
Lynch	Mayhew	McDaniel	McGaugh	McGirl
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Murphy	O'Donnell	Patterson	Pfautsch
Pietzman	Pike	Plocher	Pogue	Pollitt 52
Pollock 123	Porter	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roden
Roeber	Rone	Ross	Rowland	Runions
Ruth	Schnelting	Schroer	Sharpe	Shawan
Shields	Shull 16	Simmons	Smith	Solon
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 037

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

PRESENT: 001

Ellebracht

ABSENT WITH LEAVE: 013

Bangert	Chappelle-Nadal	Christofanelli	Grier	Kolkmeier
Love	McGee	Neely	Sain	Shaul 113
Spencer	Unsicker	Walker		

VACANCIES: 002

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 126 - Fiscal Review

HB 1029 - Financial Institutions

COMMITTEE REPORTS

Committee on Children and Families, Chairman Solon reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 474**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Moon, Neely, Pietzman, Remole, Solon and Stacy

Noes (5): Gannon, Ingle, Mackey, Proudie and Rehder

Absent (2): Bailey and Unsicker

Committee on Crime Prevention and Public Safety, Chairman Wilson reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 694**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Carter, Franks Jr., Griffith, Hill, Hovis, Ingle, McDaniel, Richey, Walsh and Wilson

Noes (0)

Absent (0)

Committee on Downsizing State Government, Chairman Taylor reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HRB 1**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baker, Baringer, Haden, Lovasco, Pietzman, Price, Runions, Stacy and Taylor

Noes (0)

Present (1): Pogue

Absent (0)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 343**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baker, Baringer, Haden, Lovasco, Pietzman, Price, Runions, Stacy and Taylor

Noes (1): Pogue

Absent (0)

Committee on General Laws, Chairman Plocher reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 626**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Basye, Coleman (97), Fitzwater, Merideth, Plocher, Roeber, Schroer, Shawan and Taylor

Noes (2): McCreery and Rogers

Absent (2): Carpenter and Hicks

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 450**, 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 (18): Appelbaum, Chappelle-Nadal, Clemens, Helms, Kelley (127), Mackey, Messenger, Morris (140), Neely, Pfautsch, Pollitt (52), Pollock (123), Ruth, Schroer, Stephens (128), Stevens (46), Walker and Wright

Noes (0)

Absent (1): Hill

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 532**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes, Falkner III, Fishel, Gray, Hannegan, Hudson, McGaugh, McGirl, Reedy, Runions, Solon, Wilson and Windham

Noes (0)

Absent (0)

Committee on Pensions, Chairman Pike reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **SB 17**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Black (7), Brown (27), Hovis, McGirl, Pike and Ruth

Noes (1): Pogue

Absent (3): Chappelle-Nadal, Clemens and O'Donnell

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 471**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Appelbaum, Bondon, Carter, Deaton, Love, Mackey, Pfautsch, Pike, Richey, Stephens (128) and Veit

Noes (0)

Absent (3): Dohrman, Schroer and Stevens (46)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 587**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Appelbaum, Bondon, Carter, Deaton, Love, Mackey, Pfautsch, Pike, Richey, Stephens (128) and Veit

Noes (0)

Absent (3): Dohrman, Schroer and Stevens (46)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 646**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (11): Appelbaum, Bondon, Carter, Deaton, Love, Mackey, Pfautsch, Pike, Richey, Stephens (128) and Veit

Noes (0)

Absent (3): Dohrman, Schroer and Stevens (46)

Committee on Rules - Legislative Oversight, Chairman Miller reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HR 210**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 18**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 160**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 220**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 250**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 272**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 278**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 355**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 470**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 473**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 523**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Chipman, Fitzwater, Houx, Miller, Sommer and Washington

Noes (1): Christofanelli

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 612**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 730**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 761**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 821**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Sommer and Washington

Noes (0)

Absent (2): Runions and Unsicker

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 **SB 36** entitled:

An act to repeal section 339.190, RSMo, and to enact in lieu thereof one new section relating to real estate licensees.

In which the concurrence of the House is respectfully requested.

COMMUNICATIONS

February 26, 2019

Office of the Chief Clerk
Dana Rademan Miller
201 W. Capitol Ave., Room 310
Jefferson City, MO 65101

Dear Chief Clerk Miller,

Pursuant to Section 135.451, RSMo, I am hereby filing a written report of personal interest in legislation on which the House of Representatives may vote during the legislative session. I own residential rental property.

Please publish this letter in the Journal of the House.

Sincerely,

/s/ Hardy Billington

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Wednesday, February 27, 2019.

COMMITTEE HEARINGS

BUDGET

Wednesday, February 27, 2019, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 14

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

Budget Committee will hear recommended changes from Appropriation Subcommittees.

BUDGET

Thursday, February 28, 2019, 8:15 AM, House Hearing Room 3.

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

Appropriation Subcommittees will continue presentation of recommended changes to Budget Committee if necessary.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 27, 2019, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 769, HB 656, HB 508, HB 368

Executive session will be held: HB 363, HB 26, HB 922

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

FINANCIAL INSTITUTIONS

Thursday, February 28, 2019, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 815, HB 1029

Executive session will be held: HB 757, HB 215

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

Added HB 215, HB 815 and HB 1029.

AMENDED

FISCAL REVIEW

Wednesday, February 27, 2019, 8:00 AM, House Hearing Room 4.

Executive session will be held: HCS HB 225, HCS HB 207

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

Added HB 225 and HB 207.

AMENDED

GENERAL LAWS

Wednesday, February 27, 2019, 12:30 PM or upon conclusion of Veterans Committee (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 65, HB 356, HB 634, HB 959

Executive session will be held: HB 580, HB 973

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

Added HB 973. Possible recess if there is an afternoon session.

AMENDED

INSURANCE POLICY

Wednesday, February 27, 2019, 6:00 PM, House Hearing Room 5.

Public hearing will be held: HB 493

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

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 4, 2019, 1:00 PM, House Hearing Room 4.

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

First quarter meeting.

Presentation of 2019 Annual Report.

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 28, 2019, 9:30 AM, House Hearing Room 4.

Executive session will be held: HCS HB 694, HCS HB 626, HB 450, HRB 1, HCS HB 532, HB 765, HB 829

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

SPECIAL COMMITTEE ON AGING

Wednesday, February 27, 2019, 6:00 PM, House Hearing Room 6.

Public hearing will be held: HB 700, HB 932

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

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Thursday, February 28, 2019, 8:00 AM, House Hearing Room 1.

Executive session will be held: HB 80

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

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, February 27, 2019, 12:30 PM or 30 minutes upon adjournment (whichever is later), House Hearing Room 5.

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

Continued discussion with Department of Revenue.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, February 27, 2019, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 899

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

SPECIAL COMMITTEE ON TOURISM

Thursday, February 28, 2019, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 841, HB 338, HB 844, HB 863, HB 407

Executive session will be held: HB 266

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

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, February 27, 2019, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 96, HB 168, HB 297, HB 692

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

TRANSPORTATION

Thursday, February 28, 2019, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 812, HB 832, HB 500

Executive session will be held: HB 812, HB 832, HB 926

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

VETERANS

Wednesday, February 27, 2019, 12:00 PM, House Hearing Room 1.

Executive session will be held: HB 810

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

WAYS AND MEANS

Wednesday, February 27, 2019, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HJR 23

Executive session will be held: HB 291, HB 374

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

Removed HB 704 and added HB 374.

AMENDED

HOUSE CALENDAR

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 27, 2019

HOUSE BILLS FOR SECOND READING

HB 1056 through HB 1086

HOUSE BILLS FOR PERFECTION

HCS HB 462 - Shields

HB 260 - Taylor

HCS HB 192 - DeGroot

HB 588 - Rone

HB 114 - Pietzman

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 333 - Shaul (113)

HOUSE BILLS FOR THIRD READING

HCS HB 451, (Fiscal Review 2/21/19) - Eggleston

HCS HB 352 - Hannegan

HB 126, (Fiscal Review 2/26/19) - Schroer

HOUSE BILLS FOR THIRD READING - INFORMAL

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

HCS HB 207, (Fiscal Review 2/21/19) - Kelley (127)

SENATE BILLS FOR SECOND READING

SB 36

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