

# JOURNAL OF THE HOUSE

First Regular Session, 100th GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 24, 2019

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Speaker Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

*Blessed are the dead who die in the Lord from henceforth: Yes, says the Spirit, that they may rest from their labors; and their works do follow them. (Revelation 14:13)*

Almighty God, whose greatest throne is in the hearts of Your loving children wherever they are found, we thank You that no place or time can separate us from Your powerful love. May we meditate upon Your graces with grateful feelings, exalted hopes, and great thoughts. Allow us not to be tricked by illusions, but help us to search and discover the precious crown of the truth which hovers above us.

O God of mercy! You are the blessing which heals the world, and by Your might we shall find paradise. Bless us with an irresistible yearning that sends us beyond the narrow boundaries of self and broadens our vision. Teach us that the person who overcomes himself overcomes the world.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Molly Cernich, Lukas Pitman, Madeleine Fellows, and Isla Rose Dirnberger.

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

AYES: 135

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Evans	Falkner III	Fishel	Fitzwater	Francis
Franks Jr.	Gray	Green	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen

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Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurst	Ingle	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Lavender	Lovasco	Lynch	Mackey	Mayhew
McCreery	McGaugh	McGee	McGill	Merideth
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pierson Jr.	Pike
Plocher	Pogue	Pollitt 52	Porter	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roden
Rogers	Rone	Ross	Runions	Ruth
Sauls	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Smith	Solon	Sommer
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Veit	Vescovo	Walsh	Washington
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 004

Ellington	Roberts 77	Rowland	Sain
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PRESENT: 002

Spencer	Windham
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ABSENT WITH LEAVE: 020

Bland Manlove	Carpenter	Carter	Chappelle-Nadal	Eslinger
Gannon	Gregory	Justus	Love	McDaniel
Moon	Pietzman	Pollock 123	Price	Roeber
Shull 16	Simmons	Stacy	Stephens 128	Walker

VACANCIES: 002

## **SECOND READING OF SENATE CONCURRENT RESOLUTIONS**

The following Senate Concurrent Resolution was read the second time:

**SCR 1**, relating to the City of St. Louis and St. Louis County.

## **SECOND READING OF SENATE BILLS**

The following Senate Bills were read the second time:

**SB 11**, relating to Medicaid per diem reimbursement rates.

**SS SCS SB 34**, relating to coroners.

**SB 88**, relating to guardians ad litem.

**SCS SB 184**, relating to job training.

**SCS SB 203**, relating to property regulations in certain cities and counties.

**SB 282**, relating to the disposition of human remains.

**SB 333**, relating to a sales tax for fire protection.

**SS SB 414**, relating to innovations in health insurance, with an emergency clause.

## COMMITTEE REPORTS

**Committee on Fiscal Review**, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 337**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Baringer, Burnett, Gregory, Houx, Morgan, Wiemann and Wood

Noes (1): Deaton

Absent (1): Walsh

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 926**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Baringer, Burnett, Deaton, Gregory, Houx, Morgan, Walsh, Wiemann and Wood

Noes (0)

Absent (0)

## HOUSE BILLS WITH SENATE AMENDMENTS

**SCS HB 926**, relating to license plates, was taken up by Representative Shawan.

On motion of Representative Shawan, **SCS HB 926** was adopted by the following vote:

AYES: 143

Anderson	Andrews	Appelbaum	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Beck
Billington	Black 137	Black 7	Bland Manlove	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Busick	Butz	Carpenter	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Deaton
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Franks Jr.	Gray	Green
Grier	Griesheimer	Griffith	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Ingle	Justus

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Kelley 127	Kendrick	Kidd	Knight	Kolkmeyer
Lavender	Lovasco	Love	Lynch	Mackey
Mayhew	McCreery	McGaugh	McGee	McGill
Merideth	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pike	Plocher	Pollitt 52	Porter	Price
Proudie	Quade	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rogers	Rone	Ross
Rowland	Runions	Ruth	Sain	Sauls
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Veit	Vescovo	Walker
Walsh	Washington	Wiemann	Wilson	Windham
Wood	Wright	Mr. Speaker		

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 015

Allred	Carter	Chappelle-Nadal	Dinkins	Gannon
Gregory	Haden	Kelly 141	McDaniel	Pietzman
Pollock 123	Roeber	Shull 16	Spencer	Stacy

VACANCIES: 002

On motion of Representative Shawan, **SCS HB 926** was truly agreed to and finally passed by the following vote:

AYES: 140

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Beck
Billington	Black 137	Black 7	Bland Manlove	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Busick	Butz	Carpenter	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gray	Green
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Lavender	Love	Lynch	Mackey
Mayhew	McCreery	McGaugh	McGee	McGill
Merideth	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pike	Plocher	Pollitt 52	Porter	Price
Proudie	Quade	Razer	Reedy	Rehder

Toalson Reisch	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rogers	Rone	Ross	Rowland
Runions	Ruth	Sain	Sauls	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Smith	Solon	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Veit	Vescovo	Walker	Walsh
Washington	Wiemann	Wood	Wright	Mr. Speaker

NOES: 002

Hurst Pogue

PRESENT: 000

ABSENT WITH LEAVE: 019

Appelbaum	Carter	Chappelle-Nadal	Franks Jr.	Gannon
Gregory	Kelly 141	Lovasco	McDaniel	Moon
Pietzman	Pollock 123	Remole	Roeber	Shull 16
Simmons	Stacy	Wilson	Windham	

VACANCIES: 002

Speaker Haahr declared the bill passed.

### THIRD READING OF SENATE BILLS

**SB 20, HCS SB 53, HCS SB 182, and SB 373** were placed on the Informal Calendar.

### THIRD READING OF SENATE BILLS - INFORMAL

**HCS SB 182**, relating to incentives for interstate business relocation, was taken up by Representative Coleman (32).

Representative Coleman (32) moved the title of **HCS SB 182** be agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for Senate Bill No. 182, Page 1, In the Title, Line 3, by deleting the words "incentives for interstate business relocation" and inserting in lieu thereof the words "political subdivisions"; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for Senate Bill No. 182, Page 2, Section 135.1670, Line 48, by inserting after said section and line the following:

"140.190. 1. On the day mentioned in the notice, the county collector shall commence the sale of such lands, and shall continue the same from day to day until each parcel assessed or belonging to each person assessed shall be sold as will pay the taxes, interest and charges thereon, or chargeable to such person in said county.

2. The person **or land bank agency** offering at said sale to pay the required sum for a tract shall be considered the purchaser of such land; provided, no sale shall be made to any person or designated agent who is currently delinquent on any tax payments on any property, other than a delinquency on the property being offered for sale, and who does not sign an affidavit stating such at the time of sale. Failure to sign such affidavit as well as signing a false affidavit may invalidate such sale. No bid shall be received from any person not a resident of the state of Missouri or a foreign corporation or entity all deemed nonresidents. A nonresident shall file with said collector an agreement in writing consenting to the jurisdiction of the circuit court of the county in which such sale shall be made, and also filing with such collector an appointment of some citizen of said county as agent of said nonresident, and consenting that service of process on such agent shall give such court jurisdiction to try and determine any suit growing out of or connected with such sale for taxes. After the delinquent auction sale, any certificate of purchase shall be issued to the agent. After meeting the requirements of section 140.405, the property shall be conveyed to the agent on behalf of the nonresident, and the agent shall thereafter convey the property to the nonresident.

3. All such written consents to jurisdiction and selective appointments shall be preserved by the county collector and shall be binding upon any person or corporation claiming under the person consenting to jurisdiction and making the appointment herein referred to; provided further, that in the event of the death, disability or refusal to act of the person appointed as agent of said nonresident the county clerk shall become the appointee as agent of said nonresident.

4. **No person shall be eligible to offer to purchase lands under this section unless such person has, no later than ten days before the sale date, demonstrated to the satisfaction of the official charged by law with conducting the sale that the person is not the owner of any parcel of real property that has two or more violations of the municipality's building or housing codes. A prospective bidder may make such a demonstration by presenting statements from the appropriate collection and code-enforcement officials of the municipality. This subsection shall not apply to any taxing authority or land bank agency, and entities shall be eligible to bid at any sale conducted under this section without making such a demonstration.**

140.980. 1. Sections 140.980 to 140.1015 shall be known and may be cited as the "Land Bank Act".

2. As used in sections 140.980 to 140.1015, the following terms mean:

(1) "Ancillary parcel", a parcel of real estate acquired by a land bank agency other than any sale conducted under section 140.190, 140.240, or 140.250;

(2) "Land bank agency", an agency established by a city under the authority of section 140.981;

(3) "Land taxes", taxes on real property or real estate, including the taxes both on land and the improvements thereon;

(4) "Political subdivision", any county, city, town, village, school district, library district, or any other public subdivision or public corporation that has the power to tax;

(5) "Reserve period taxes", land taxes assessed against any parcel of real estate sold or otherwise disposed of by a land bank agency for the first three tax years following such sale or disposition;

(6) "Tax bill", real estate taxes and the lien thereof, whether general or special, levied and assessed by any taxing authority;

(7) "Taxing authority", any governmental, managing, administering, or other lawful authority, now or hereafter empowered by law to issue tax bills.

140.981. 1. Any home rule city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants may establish a land bank agency for the management, sale, transfer, and other disposition of interests in real estate owned by such land bank agency. Any such land bank agency shall be established to foster the public purpose of returning land, including land that is in a nonrevenue-generating, nontax-producing status, to use in private ownership. A city may establish a land bank agency by ordinance, resolution, or rule, as applicable.

2. A land bank agency shall not own any interest in real estate located wholly or partially outside the city that established the land bank.

3. The beneficiaries of the land bank agency shall be the taxing authorities that held or owned tax bills against the respective parcels of real estate acquired by such land bank agency pursuant to a sale conducted under section 140.190, 140.240, or 140.250, and their respective interests in each parcel of real estate shall be to the extent and in proportion to the priorities determined by the court on the basis that the principal amount of their respective tax bills bore to the total principal amount of all of the tax bills described in the judgment.

4. A land bank agency created under the land bank act shall be a public body corporate and politic and shall have permanent and perpetual duration until terminated and dissolved in accordance with the provisions of section 140.1012.

140.982. The governing body of the city establishing a land bank agency, or the chief administrative officer of the city establishing a land bank agency, shall have the power to organize and reorganize the executive, administrative, clerical, and other departments of the land bank agency and to fix the duties, powers, and compensation of all employees, agents, and consultants of the land bank agency. A land bank agency may employ a secretary, an executive director, its own counsel and legal staff, technical experts, and other agents and employees, permanent or temporary, as it may require and may determine the qualifications and fix the compensation and benefits of such persons. A land bank agency may also enter into contracts and agreements with political subdivisions for staffing services to be provided to the land bank agency by political subdivisions or agencies or departments thereof, or for a land bank agency to provide such staffing services to political subdivisions or agencies or departments thereof.

140.983. A land bank agency established under the land bank act shall have all powers necessary or appropriate to carry out and effectuate the purposes and provisions of the land bank act, including the following powers in addition to those herein otherwise granted:

- (1) To adopt, amend, and repeal bylaws for the regulation of its affairs and the conduct of its business;
- (2) To sue and be sued, in its own name, and plead and be impleaded in all civil actions including, but not limited to, actions to clear title to property of the land bank agency;
- (3) To adopt a seal and to alter the same at pleasure;
- (4) To borrow from private lenders, political subdivisions, the state, and the federal government as may be necessary for the operation and work of the land bank agency;
- (5) To issue notes and other obligations according to the provisions of this chapter;
- (6) To procure insurance or guarantees from political subdivisions, the state, the federal government, or any other public or private sources of the payment of any bond, note, loan, or other obligation, or portion thereof, incurred by the land bank agency and to pay any fees or premiums in connection therewith;
- (7) To enter into contracts and other instruments necessary, incidental, or convenient to the performance of its duties and the exercise of its powers including, but not limited to, agreements with other land bank agencies and with political subdivisions for the joint exercise of powers under this chapter;
- (8) To enter into contracts and other instruments necessary, incidental, or convenient to:
  - (a) The performance of functions by the land bank agency on behalf of political subdivisions, or agencies or departments thereof; or
  - (b) The performance by political subdivisions, or agencies or departments thereof, of functions on behalf of the land bank agency;
- (9) To make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the land bank agency. Any contract or instrument if signed both by the executive director of the land bank agency and by the secretary, assistant secretary, treasurer, or assistant treasurer of the land bank agency, or by an authorized facsimile signature of any such positions, shall be held to have been properly executed for and on its behalf;
- (10) To procure insurance against losses in connection with the property, assets, or activities of the land bank agency;
- (11) To invest the moneys of the land bank agency, including amounts deposited in reserve or sinking funds, at the discretion of the land bank agency in instruments, obligations, securities, or property determined proper by the land bank agency and to name and use depositories for its moneys;
- (12) To enter into contracts for the management of, the collection of rent from, or the sale of the property of the land bank agency;

(13) To design, develop, construct, demolish, reconstruct, rehabilitate, renovate, relocate, equip, furnish, and otherwise improve real property or rights or interests in real property held by the land bank agency;

(14) To fix, charge, and collect rents, fees, and charges for the use of the property of the land bank agency and for services provided by the land bank agency;

(15) To acquire property, whether by purchase, exchange, gift, lease, or otherwise, except not property not wholly located in the city that established the land bank agency; to grant or acquire licenses and easements; and to sell, lease, grant an option with respect to, or otherwise dispose of, any property of the land bank agency;

(16) To enter into partnerships, joint ventures, and other collaborative relationships with political subdivisions and other public and private entities for the ownership, management, development, and disposition of real property, except not for property not wholly located in the city that established the land bank agency; and

(17) Subject to the other provisions of this chapter and all other applicable laws, to do all other things necessary or convenient to achieve the objectives and purposes of the land bank agency or other laws that relate to the purposes and responsibility of the land bank agency.

140.984. 1. The income of a land bank agency shall be exempt from all taxation by the state and by any of its political subdivisions. Upon acquiring title to any real estate, a land bank agency shall immediately notify the county assessor and the county collector of such ownership, and such real estate shall be exempt from all taxation during the land bank agency's ownership thereof, in the same manner and to the same extent as any other publicly owned real estate. Upon the sale or other disposition of any real estate held by it, the land bank agency shall immediately notify the county assessor and the county collector of such change of ownership. However, that such tax exemption for improved and occupied real property held by the land bank agency as a lessor pursuant to a ground lease shall terminate upon the first occupancy, and the land bank agency shall immediately notify the county assessor and the county collector of such occupancy.

2. A land bank agency may acquire real property or interests in property by gift, devise, transfer, exchange, foreclosure, lease, purchase, or otherwise on terms and conditions and in a manner the land bank agency considers proper.

3. A land bank agency may acquire property by purchase contracts, lease purchase agreements, installment sales contracts, and land contracts and may accept transfers from political subdivisions upon such terms and conditions as agreed to by the land bank agency and the political subdivision. A land bank agency may bid on any parcel of real estate offered for sale, offered at a foreclosure sale under sections 140.220 to 140.250, or offered at a sale conducted under section 140.190, 140.240, or 140.250. Notwithstanding any other law to the contrary, any political subdivision may transfer to the land bank agency real property and interests in real property of the political subdivision on such terms and conditions and according to such procedures as determined by the political subdivision.

4. A land bank agency shall maintain all of its real property in accordance with the laws and ordinances of the jurisdictions in which the real property is located.

5. Upon issuance of a deed of a delinquent land tax auction under subsection 4 of section 140.250, subsection 5 of section 140.405, or other sale conducted under section 140.190, 140.240, or 140.250 of a parcel of real estate to a land bank agency, the land bank agency shall pay the amount of the land bank agency's bid that exceeds the amount of all tax bills included in the judgment, interest, penalties, attorney's fees, taxes, and costs then due thereon. If the real estate is acquired in a delinquent land tax auction, such excess shall be applied and distributed in accordance with section 140.230. Upon issuance of a deed, the county collector shall mark the tax bills included in the judgment as "cancelled by sale to the land bank" and shall take credit for the full amount of such tax bills, including principal amount, interest, penalties, attorney's fees, and costs, on his or her books and in his or her statements with any other taxing authorities.

6. A land bank shall not own real property unless the property is wholly located within the boundaries of the city that established the land bank agency.

140.985. 1. A land bank agency shall hold in its own name all real property acquired by such land bank agency irrespective of the identity of the transferor of such property.

2. A land bank agency shall maintain and make available for public review and inspection an inventory and history of all real property the land bank agency holds or formerly held. This inventory and history shall be available on the land bank agency's website and include at a minimum:

(1) Whether a parcel is available for sale;

(2) The address of the parcel if an address has been assigned;

- (3) The parcel number if no address has been assigned;
- (4) The year that a parcel entered the land bank agency's inventory;
- (5) Whether a parcel has sold; and
- (6) If a parcel has sold, the name of the person or entity to which it was sold.

3. The land bank agency shall determine and set forth in policies and procedures the general terms and conditions for consideration to be received by the land bank agency for the transfer of real property and interests in real property. Consideration may take the form of monetary payments and secured financial obligations, covenants, and conditions related to the present and future use of the property; contractual commitments of the transferee; and such other forms of consideration as the land bank agency determines to be in the best interest of its purpose.

4. A land bank agency may convey, exchange, sell, transfer, lease, grant, release and demise, pledge, and hypothecate any and all interests in, upon, or to property of the land bank agency. A land bank agency may gift any interest in, upon, or to property to the city that established the land bank agency.

5. A city may, in its resolution or ordinance creating a land bank agency, establish a hierarchical ranking of priorities for the use of real property conveyed by such land bank agency, subject to subsection 7 of this section, including, but not limited to:

- (1) Use for purely public spaces and places;
- (2) Use for affordable housing;
- (3) Use for retail, commercial, and industrial activities;
- (4) Use as wildlife conservation areas; and
- (5) Such other uses and in such hierarchical order as determined by such city.

If a city, in its resolution or ordinance creating a land bank agency, establishes priorities for the use of real property conveyed by the land bank agency, such priorities shall be consistent with and no more restrictive than municipal planning and zoning ordinances.

6. The land bank agency may delegate to officers and employees the authority to enter into and execute agreements, instruments of conveyance, and all other related documents pertaining to the conveyance of property by the land bank agency.

7. A land bank agency shall only accept written offers equal to or greater than the full amount of all tax bills, interest, penalties, attorney's fees, and costs on real property to purchase the real property held by the land bank agency.

8. When any parcel of real estate acquired by a land bank agency is sold or otherwise disposed of by such land bank agency, the proceeds therefrom shall be applied and distributed in the following order:

- (1) To the payment of the expenses of the sale;
- (2) To fulfill the requirements of the resolution, indenture, or other financing documents adopted or entered into in connection with bonds, notes, or other obligations of the land bank agency, to the extent that such requirements may apply with respect to such parcel of real estate;
- (3) To the balance to be retained by the land bank agency to pay the salaries and other expenses of such land bank agency and of its employees as provided for in its annual budget; and
- (4) Any funds in excess of those necessary to meet the expenses of the annual budget of the land bank agency in any fiscal year and a reasonable sum to carry over into the next fiscal year to assure that sufficient funds will be available to meet initial expenses for that next fiscal year, exclusive of net profit from the sale of ancillary parcels, shall be paid to the respective taxing authorities that, at the time of the distribution, are taxing the real property from which the proceeds are being distributed. The distributions shall be in proportion to the amounts of the taxes levied on the properties by the taxing authorities. Distribution shall be made on January first and July first of each year, and at such other times as the land bank agency may determine.

9. When any ancillary parcel is sold or otherwise disposed of by such land bank agency, the proceeds therefrom shall be applied and distributed in the following order:

- (1) To the payment of all land taxes and related charges then due on such parcel;
- (2) To the payment of the expenses of sale;
- (3) To fulfill the requirements of the resolution, indenture, or other financing documents adopted or entered into in connection with bonds, notes, or other obligations of the land bank agency, to the extent that such requirements may apply with respect to such parcel of real estate;

(4) To the balance to be retained by the land bank agency to pay the salaries and other expenses of such land bank agency and of its employees as provided for in its annual budget; and

(5) Any funds in excess of those necessary to meet the expenses of the annual budget of the land bank agency in any fiscal year and a reasonable sum to carry over into the next fiscal year to assure that sufficient funds will be available to meet initial expenses for that next fiscal year, shall be paid in accordance with subdivision (4) of subsection 8 of this section.

10. If a land bank agency owns more than five parcels of real property in a single city block and no written offer to purchase any of those properties has been submitted to the agency in the past twelve months, the land bank shall reduce its requested price for those properties and advertise the discount publicly.

140.986. 1. No later than two years from the date it acquired the property, a land bank agency shall either sell, put to a productive use, or show significant progress towards selling or putting to a productive use a parcel of real property. A productive use may be renting the property; demolishing all structures of the property; restoring property of historic value; or using the property for a community garden, park, or other open public space.

2. The governing body of the city may grant the land bank agency a one-year extension if the body believes unforeseen circumstances have delayed the sale or productive use of a parcel of property.

3. If a land bank agency owns a parcel of real property that does not have a productive use after two years, or does not receive an extension under subsection 2 of this section, the property shall be offered for public sale using the procedures under sections 140.170 to 140.190.

140.987. A land bank agency shall ensure that any contract for the sale of residential property owned by the land bank agency shall have a clause that the buyer shall own the property for three years following the buyer's purchase of the property from the land bank. The clause shall state that a violation of those terms makes the buyer civilly liable to the land bank agency for an amount equal to twice the sale price of the property.

140.988. 1. A land bank agency may receive funding through grants, gifts, and loans from political subdivisions, the state, the federal government, and other public and private sources.

2. Except as otherwise provided in subsections 8 and 9 of section 140.985, a land bank agency may receive and retain payments for services rendered, for rents and leasehold payments received, for consideration for disposition of real and personal property, for proceeds of insurance coverage for losses incurred, for income from investments, and for any other asset and activity lawfully permitted to a land bank agency under the land bank act.

3. If a land bank agency sells or otherwise disposes of a parcel of real estate held by it, any land taxes assessed against such parcel for the three tax years following such sale or disposition by such land bank agency that are collected by the county collector in a calendar year and not refunded, less the fees provided under section 52.260 and subsection 4 of this section and less the amounts to be deducted under section 137.720, shall be distributed by the county collector to such land bank agency no later than March first of the following calendar year, provided that land taxes impounded under section 139.031 or otherwise paid under protest shall not be subject to distribution under this subsection. Any amount required to be distributed to a land bank agency under this subsection shall be subject to offset for amounts previously distributed to such land bank agency that were assessed, collected, or distributed in error.

4. In addition to any other provisions of law related to collection fees, the county collector shall collect on behalf of the county a fee of four percent of reserve period taxes collected and such fees collected shall be deposited in the county general fund.

140.991. 1. There shall be an annual audit of the affairs, accounts, expenses, and financial transactions of a land bank agency by a certified public accountant before April thirtieth of each year, which accountant shall be employed by the land bank agency on or before March first of each year. Certified copies of the audit shall be furnished to the city that established the land bank agency, and the city shall post the audit on its public website. Copies of the audit shall also be available for public inspection at the office of the land bank agency.

2. The land bank agency may be performance audited at any time by the state auditor or by the auditor of the city that established the land bank agency. The cost of such audit shall be paid by the land bank agency, and copies shall be made available to the public and posted on the land bank agency's website within thirty days of the completion of the audit.

140.997. Except as otherwise provided under state law, the land bank agency meetings shall cause minutes and a record to be kept of all its proceedings. The land bank agency shall be subject to the provisions of chapter 109, chapter 610, and any other applicable provisions of law governing public records

and public meetings.

140.1000. 1. No employee of a land bank agency shall receive any compensation, emolument, or other profit directly or indirectly from the rental, management, acquisition, sale, demolition, repair, rehabilitation, use, operation, ownership, or disposition of any lands held by such land bank agency other than the salaries, expenses, and emoluments provided for in the land bank act.

2. No employee of a land bank agency shall own, directly or indirectly, any legal or equitable interest in or to any lands held by such land bank agency other than the salaries, expenses, and emoluments provided for in sections 140.980 to 140.1015.

3. A violation of this section is a felony. Any person found guilty of violating this section shall be sentenced to a term of imprisonment of no less than two years nor more than five years.

4. The land bank agency may adopt supplemental rules and regulations addressing potential conflicts of interest and ethical guidelines for land bank agency employees, provided that such rules and regulations are not inconsistent with this chapter or any other applicable law.

140.1003. Except as otherwise expressly set forth in sections 140.980 to 140.1015, in the exercise of its powers and duties under the land bank act and its powers relating to property held by the land bank agency, the land bank agency shall have complete control of the property as fully and completely as if it were a private property owner.

140.1006. 1. If any ancillary parcel is acquired by a land bank agency and is encumbered by a lien or claim for real property taxes owed to a taxing authority, such taxing authority may elect to contribute to the land bank agency all or any portion of such taxes that are distributed to and received by such taxing authority.

2. To the extent that a land bank agency receives payments or credits of any kind attributable to liens or claims for real property taxes owed to a taxing authority, the land bank agency shall remit the full amount of the payments to the county collector for distribution to the appropriate taxing authority.

140.1009. 1. A land bank agency shall be authorized to file an action to quiet title under section 527.150 as to any real property in which the land bank agency has an interest. For purposes of any and all such actions, the land bank agency shall be deemed to be the holder of sufficient legal and equitable interests, and possessory rights, so as to qualify the land bank agency as an adequate petitioner in such action.

2. Prior to the filing of an action to quiet title, the land bank agency shall conduct an examination of title to determine the identity of any and all persons and entities possessing a claim or interest in or to the real property. Service of the petition to quiet title shall be provided to all such interested parties by the following methods:

- (1) Registered or certified mail to such identity and address as reasonably ascertainable by an inspection of public records;
- (2) In the case of occupied real property, by first class mail addressed to "Occupant";
- (3) By posting a copy of the notice on the real property;
- (4) By publication in a newspaper of general circulation in the city in which the property is located;

and

- (5) Such other methods as the court may order.

3. As part of the petition to quiet title, the land bank agency shall file an affidavit identifying all parties potentially having an interest in the real property and the form of notice provided.

4. The court shall schedule a hearing on the petition within ninety days following filing of the petition, and, as to all matters upon which an answer was not filed by an interested party, the court shall issue its final judgment within one hundred twenty days of the filing of the petition.

5. A land bank agency shall be authorized to join in a single petition to quiet title one or more parcels of real property.

140.1012. 1. A land bank agency may be dissolved as a public body corporate and politic no sooner than sixty calendar days after an ordinance or resolution for such dissolution is passed by the city that established the land bank agency.

2. No less than sixty calendar days' advance written notice of consideration of such an ordinance or resolution of dissolution shall be given to the land bank agency, shall be published in a local newspaper of general circulation within such city, and shall be sent certified mail to each trustee of any outstanding bonds of the land bank agency.

3. No land bank agency shall be dissolved while there remains any outstanding bonds, notes, or other

obligations of the land bank agency unless such bonds, notes, or other obligations are paid or defeased pursuant to the resolution, indenture, or other financing document under which such bonds, notes, or other obligations were issued prior to or simultaneously with such dissolution.

4. Upon dissolution of a land bank agency pursuant to this section, all real property, personal property, and other assets of the land bank agency shall be transferred by appropriate written instrument to and shall become the assets of the city that established the land bank agency. Such city shall act expeditiously to return such real property to the tax rolls and shall market and sell such real property using an open, public method that ensures the best possible prices are realized while ensuring such real property is returned to a suitable, productive use for the betterment of the neighborhood in which such real property is located. Any such real property that was acquired by the dissolved land bank agency pursuant to a sale conducted under section 140.190, 140.240, or 140.250 shall be held by the city in trust for the tax bill owners and taxing authorities having an interest in any tax liens which were foreclosed, as their interests may appear in the judgment of foreclosure, and, upon the sale or other disposition of any such property by such city, the proceeds therefrom shall be applied and distributed in the following order:

- (1) To the payment of the expenses of sale;
- (2) To the reasonable costs incurred by such city in maintaining and marketing such property; and
- (3) The balance shall be paid to the respective taxing authorities that, at the time of the distribution, are taxing the real property from which the proceeds are being distributed.

**140.1015. A land bank agency shall neither possess nor exercise the power of eminent domain. A land bank agency shall not have the power to tax.**

347.048. 1. (1) Any limited liability company that owns and rents or leases real property, or owns unoccupied real property, located within:

- (a) Any home rule city with a population of more than four hundred thousand inhabitants which is located in more than one county; ~~[or]~~
- (b) Any home rule city with more than one hundred sixteen thousand but fewer than one hundred fifty-five thousand inhabitants; **or**
- (c) **Any home rule city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants**

shall file with that city's clerk an affidavit listing the name and street address of at least one natural person who has management control and responsibility for the real property owned and leased or rented by the limited liability company, or owned by the limited liability company and unoccupied.

(2) Within thirty days following the cessation of management control and responsibility of any natural person named in an affidavit described in this section, the limited liability company shall file a successor affidavit listing the name and street address of a natural person successor.

2. No limited liability company shall be charged a fee for filing an affidavit or successor affidavit required under this section.

3. If a limited liability company required by this section to file an affidavit or a successor affidavit fails or refuses to file such completed affidavit with the appropriate clerk, any person who is adversely affected by the failure or refusal or the home rule city may petition the circuit court in the county where the property is located to direct the execution and filing of such document."; and

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

Representative Washington 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 Committee Substitute for Senate Bill No. 182, Page 1, Line 30, by inserting after the word "codes" the words "**within the last ten years**"; and

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

Representative Roden raised a point of order that **House Amendment No. 1 to House Amendment 2** was not timely distributed.

The Chair ruled the point of order well taken.

Representative Washington 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 Committee Substitute for Senate Bill No. 182, Page 1, Line 30, by inserting after the word "**codes**" the words "**within the last ten years**"; and

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

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

Which motion was defeated.

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

Speaker Pro Tem Wiemann resumed the Chair.

On motion of Representative Coleman (32), **HCS SB 182, as amended**, was adopted.

On motion of Representative Coleman (32), **HCS SB 182, as amended**, was read the third time and passed by the following vote:

AYES: 132

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bland Manlove
Bondon	Bosley	Bromley	Brown 27	Brown 70
Burns	Busick	Butz	Carpenter	Christofanelli
Clemens	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Franks Jr.	Gray	Gregory
Grier	Griesheimer	Griffith	Haffner	Hannegan
Hansen	Helms	Hicks	Hovis	Hudson
Ingle	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Love	Lynch
Mackey	Mayhew	McCreery	McGaugh	McGee
McGirl	Merideth	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pierson Jr.	Pike	Pollitt 52	Porter	Proudie

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Quade	Razer	Reedy	Rehder	Remole
Richey	Riggs	Roberts 161	Roberts 77	Rogers
Rone	Ross	Rowland	Runions	Ruth
Sain	Sauls	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Smith	Solon
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Veit	Vescovo
Walker	Washington	Wiemann	Windham	Wood
Wright	Mr. Speaker			

NOES: 013

Chipman	Hill	Hurst	Lovasco	Moon
Pogue	Toalson Reisch	Roden	Simmons	Spencer
Taylor	Walsh	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 016

Burnett	Carter	Chappelle-Nadal	Gannon	Green
Haden	Henderson	Houx	Lavender	McDaniel
Pietzman	Plocher	Pollock 123	Price	Roeber
Shull 16				

VACANCIES: 002

Speaker Pro Tem Wiemann declared the bill passed.

### PERFECTION OF HOUSE BILLS - INFORMAL

**HCS HB 254**, relating to maintenance orders, was placed back on the House Bills for Perfection Calendar.

**HB 713**, relating to special license plates, was taken up by Representative Morris (140).

On motion of Representative Morris (140), the title of **HB 713** was agreed to.

Representative Morris (140) offered **House Amendment No. 1**.

#### *House Amendment No. 1*

AMEND House Bill No. 713, Page 2, Section 301.415, Line 22, by inserting immediately after the phrase "co-owner of the motor vehicle" the phrase "**who was also the spouse of the deceased, qualified person**"; and

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

On motion of Representative Morris (140), **House Amendment No. 1** was adopted.

On motion of Representative Morris (140), **HB 713, as amended**, was ordered perfected and printed.

**HCS HB 842**, relating to historic buildings, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HCS HB 842** was agreed to.

Representative Christofanelli assumed the Chair.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 842, Page 3, Section 620.3210, Lines 62-63, by deleting the words "**and revenues derived from fees imposed under section 620.3200**"; and

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

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

Speaker Pro Tem Wiemann resumed the Chair.

On motion of Representative Griffith, **HCS HB 842, as amended**, was adopted.

On motion of Representative Griffith, **HCS HB 842, as amended**, was ordered perfected and printed.

Representative Christofanelli resumed the Chair.

**HCS HB 1162**, relating to rural broadband access funding, was taken up by Representative Riggs.

On motion of Representative Riggs, the title of **HCS HB 1162** was agreed to.

On motion of Representative Riggs, **HCS HB 1162** was adopted.

On motion of Representative Riggs, **HCS HB 1162** was ordered perfected and printed.

**HCS HB 576**, relating to campus free expression, was taken up by Representative Dohrman.

On motion of Representative Dohrman, the title of **HCS HB 576** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 576, Pages 3 and 4, Section 173.1550, Lines 85-91, by deleting all of said lines and renumbering all of subsequent subdivisions accordingly; 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: 097

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	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hill	Houx	Hovis	Hudson
Hurst	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lovasco	Love	Lynch	Mayhew
McDaniel	McGaugh	McGill	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pike
Pogue	Pollitt 52	Reedy	Rehder	Remole
Richey	Riggs	Roberts 161	Rone	Ross
Schroer	Sharpe	Shaul 113	Shawan	Shields
Simmons	Smith	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wood	Wright			

NOES: 038

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

PRESENT: 000

ABSENT WITH LEAVE: 026

Allred	Bangert	Carter	Chappelle-Nadal	Ellington
Eslinger	Green	Gregory	Hicks	Kidd
Mackey	McCreery	Merideth	Mitten	Pietzman
Plocher	Pollock 123	Porter	Toalson Reisch	Roden
Roeber	Ruth	Schnelting	Shull 16	Solon
Mr. Speaker				

VACANCIES: 002

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

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

AYES: 049

Appelbaum	Baringer	Barnes	Beck	Bland Manlove
Bondon	Bosley	Brown 27	Brown 70	Burnett
Burns	Butz	Carpenter	Clemens	Coleman 97
Dogan	Ellebracht	Fitzwater	Franks Jr.	Gray
Green	Ingle	Kendrick	Lavender	Lovasco
Mackey	McDaniel	McGee	Merideth	Moon
Morgan	Mosley	Neely	Pierson Jr.	Price
Proudie	Quade	Razer	Roberts 77	Rogers
Rowland	Runions	Sain	Sauls	Simmons
Stevens 46	Unsicker	Walker	Windham	

NOES: 092

Anderson	Andrews	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bromley	Busick
Chipman	Christofanelli	Coleman 32	Deaton	DeGroot
Dinkins	Dohrman	Eggleston	Falkner III	Fishel
Francis	Gannon	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hill	Houx	Hovis	Hudson
Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Love	Lynch	Mayhew
McGaugh	McGirt	Messenger	Miller	Morris 140
Morse 151	Muntzel	Murphy	O'Donnell	Patterson
Pfautsch	Pike	Pogue	Pollitt 52	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Rone	Ross	Ruth
Schroer	Sharpe	Shaul 113	Shawan	Shields
Smith	Solon	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Washington	Wiemann	Wilson
Wood	Wright			

PRESENT: 001

Spencer

ABSENT WITH LEAVE: 019

Allred	Bangert	Carter	Chappelle-Nadal	Ellington
Eslinger	Evans	Gregory	Hicks	McCreery
Mitten	Pietzman	Plocher	Pollock 123	Roden
Roeber	Schnelting	Shull 16	Mr. Speaker	

VACANCIES: 002

**HCS HB 576** was laid over.

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: 041

Bailey	Basye	Beck	Billington	Black 137
Black 7	Bondon	Brown 27	Burns	Busick
Coleman 97	DeGroot	Evans	Gannon	Haden
Haffner	Hansen	Hurst	Justus	Kelley 127
Kelly 141	Lovasco	McDaniel	McGaugh	McGill
Mitten	Morris 140	Morse 151	Muntzel	Murphy
Patterson	Pogue	Remole	Riggs	Schnelting
Sharpe	Shields	Taylor	Veit	Walsh
Wright				

NOES: 003

Franks Jr.	Merideth	Rowland
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PRESENT: 083

Allred	Anderson	Andrews	Appelbaum	Baker
Bangert	Baringer	Barnes	Bromley	Brown 70
Burnett	Butz	Chappelle-Nadal	Chipman	Christofanelli
Coleman 32	Deaton	Dinkins	Dohrman	Eggleston
Ellebracht	Eslinger	Falkner III	Fishel	Francis
Gray	Green	Gregory	Grier	Griffith
Hannegan	Helms	Henderson	Hill	Houx
Hudson	Ingle	Kendrick	Knight	Kolkmeyer
Love	Lynch	Mayhew	McCreery	Messenger
Moon	Morgan	Neely	O'Donnell	Pfautsch
Pierson Jr.	Pike	Pollitt 52	Porter	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch
Richey	Roberts 161	Roberts 77	Roden	Rogers
Ross	Runions	Ruth	Sain	Schroer
Simmons	Smith	Solon	Sommer	Stacy
Stephens 128	Swan	Tate	Trent	Unsicker
Vescovo	Wilson	Mr. Speaker		

ABSENT WITH LEAVE: 034

Bland Manlove	Bosley	Carpenter	Carter	Clemens
Dogan	Ellington	Fitzwater	Griesheimer	Hicks
Hovis	Kidd	Lavender	Mackey	McGee
Miller	Mosley	Pietzman	Plocher	Pollock 123
Price	Roeber	Rone	Sauls	Shaul 113
Shawan	Shull 16	Spencer	Stevens 46	Walker
Washington	Wiemann	Windham	Wood	

VACANCIES: 002

### PERFECTION OF HOUSE BILLS - INFORMAL

**HCS HB 576**, relating to campus free expression, was again taken up by Representative Dohrman.

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

*House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 576, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

**"171.200. 1. This section and section 173.1551 shall be known and may be cited as the "Cronkite New Voices Act".**

**2. For purposes of this section, the following terms mean:**

**(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public high school, distributed or generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;**

**(2) "Student journalist", a public high school student who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in school-sponsored media;**

**(3) "Student-media advisor", an individual employed, appointed, or designated by a school district to supervise or provide instruction relating to school-sponsored media.**

**3. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.**

**4. School districts and student-media advisors may regulate the number, length, frequency, and format of school-sponsored media. Review of material prepared for school-sponsored media and encouragement of the expression of such material in a manner that is consistent with professional standards of English and journalism shall not be deemed to be or construed as an abridgement of the right to freedom of expression in school-sponsored media or a restraint on publication of the material therein.**

**5. A school district shall not authorize any prior restraint of any school-sponsored media except if the administration or student-media advisor reasonably determines or anticipates that the media:**

**(1) Is libelous or slanderous;**

**(2) Constitutes an invasion of privacy;**

**(3) Violates federal or state law;**

**(4) Is a threat of violence;**

**(5) Advertises a product or service that is illegal or is not permitted to be sold to minors by law;**

**(6) Violates the rights of others;**

**(7) Is likely to incite students to commit an unlawful act or to violate school district policy or procedure; or**

**(8) Is likely to materially and substantially disrupt or interfere with the orderly operation of the school.**

**6. Subject to the limitations imposed by this section, student journalists are responsible for determining the news, opinion, and advertising content of school-sponsored media. Student-media advisors are responsible for teaching and encouraging free and responsible expression of material and professional standards of English and journalism. No student-media advisor shall be disciplined, terminated from employment, transferred, or relieved of duties imposed under this subsection for refusal to abridge or infringe upon the right to freedom of expression conferred by this section.**

**7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of a school district's policy. No school district, member of the board of education, student-media advisor, or employee of a school district shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities actively participated in the conduct that is the subject of the civil or criminal action or knew of the conduct and failed to take timely action to prevent or withdraw publication or expression that is the subject of the civil or criminal action. A student journalist who has attained the age of majority may be held liable in any civil or criminal action for material**

expressed in student publications to the extent of such student journalist's responsibility for and involvement in the preparation and publication of such matter.

8. Each school district shall adopt a written policy regarding the freedom of the press and expression by students in accordance with this section. The policy shall include reasonable provisions for the time, place, and manner of student expression. The policy may also include limitations regarding language that may be defined as vulgar, obscene, offensively lewd, profane, harassing, threatening, or intimidating."; and

Further amend said bill, Page 5, Section 173.1550, Line 147, by inserting after all of said section and line the following:

"173.1551. 1. For purposes of this section, the following terms mean:

(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public institution of higher education in this state, distributed or generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;

(2) "Student journalist", a student of a public institution of higher education who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in school-sponsored media;

(3) "Student-media advisor", an individual employed, appointed, or designated by a public institution of higher education in this state to supervise or provide instruction relating to school-sponsored media.

2. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.

3. Subject to subsection 4 of this section, a student journalist is responsible for determining the news, opinion, feature, and advertising content of school-sponsored media. This subsection shall not be construed to prevent a student-media advisor from teaching professional standards of English and journalism to student journalists.

4. This section does not authorize or protect expression by a student that:

(1) Is libelous or slanderous;

(2) Constitutes an invasion of privacy;

(3) Violates federal or state law;

(4) Is likely to incite students to commit an unlawful act or to violate institution policy or procedure;

or

(5) Is likely to materially and substantially disrupt or interfere with the orderly operation of the institution.

5. Except as provided in subsection 4 of this section, a student journalist at a public institution of higher education in the state shall not be disciplined for exercising his or her freedom of expression in school-sponsored media.

6. A student-media advisor at a public institution of higher education in the state shall not be dismissed, suspended, disciplined, reassigned, transferred, or otherwise retaliated against for protecting or refusing to infringe on the rights of student journalists outlined in this section.

7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of an institution's policy. No public institution of higher education or a member of the institution's governing body or employee thereof shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities actively participated in the conduct that is the subject of the civil or criminal action."; and

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

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

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

*House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 576, Page 5, Section 173.1550, Line 147, by inserting after all of said section and line the following:

**"Section 1. Any public institution of higher learning that requires a student organization to have a faculty sponsor as a condition of recognition of the student organization, shall appoint an appropriately related administrator as the faculty sponsor, if the student organization cannot secure a faculty sponsor, provided that such student organization makes a good-faith showing of its existence as a student organization in good standing at other public institutions of higher learning. "; and**

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

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

Representative Taylor assumed the Chair.

On motion of Representative Dohrman, **HCS HB 576, as amended**, was adopted.

On motion of Representative Dohrman, **HCS HB 576, as amended**, was ordered perfected and printed.

**THIRD READING OF SENATE BILLS - INFORMAL**

**HCS SB 53**, relating to duties of county officials, was taken up by Representative Reedy.

Representative Reedy moved that the title of **HCS SB 53** be agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for Senate Bill No. 53, Page 1, In the Title, Line 3, by deleting the words "duties of county officials" and inserting in lieu thereof the words "political subdivisions"; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for Senate Bill No. 53, Page 1, Section 54.140, Lines 7 and 12, by deleting the word "**reasonably**" and inserting in lieu thereof the word "**financially**"; and

Further amend said bill, page, and section, Line 7, by deleting the word "**reviewing**" and inserting in lieu

thereof the word "**processing**"; and

Further amend said bill, page, and section, Line 11, by deleting the words ", **review of,**"; and

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

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

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

*House Amendment No. 3*

AMEND House Committee Substitute for Senate Bill No. 53, Page 2, Section 64.805, Line 13, by inserting after all of said section and line the following:

**"476.414. 1. If a court enters an order changing the custody of a child seventeen years of age or younger, the court shall, within one business day after entering the order, notify the superintendent of the school or the administrator of a charter or private school the child seventeen years of age or younger attends of such change in custody by directing the court clerk or staff to provide an electronic copy of the custody order to the superintendent of the school or the administrator of a charter or private school. The superintendent of the school or the administrator of the charter or private school shall, within one business day, notify the court of receipt of the court's notification.**

**2. The notification required under this section shall be made part of the official custody order.**

**3. Custody cases under the provisions of this section are limited to custody cases where either parent is ordered to have restricted contact, including supervised visits, no contact orders, or any other custody order that prevents the parent from exercising custody or retrieving the minor child from the school district.**

**4. The petitioner shall provide to the court the contact information of the school district the minor child is currently attending and shall include the name of the school, school administrator, and electronic mailing address.";** and

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

Representative Sain raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

Representative Taylor requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement.

**House Amendment No. 3** was withdrawn.

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

*House Amendment No. 4*

AMEND House Committee Substitute for Senate Bill No. 53, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

**"8.007. 1. The commission shall:**

**(1) Exercise general supervision of the administration of sections 8.001 to 8.007, including employing staff and retaining such contract services as necessary for performance of the duties and purposes of these sections;**

(2) Evaluate and approve capitol studies and improvement, expansion, renovation, and restoration projects including, but not limited to, the "21st-Century State Capitol Restoration Project", which includes, but is not limited to, the development and implementation of a comprehensive master plan for the restoration, protection, risk management, and continuing preservation of the capitol building, grounds, and any annex areas. For purposes of this section, "annex areas" shall mean the building currently occupied by the Missouri department of transportation located at 105 West Capitol Avenue in Jefferson City, if used to house members of the general assembly or legislative support staff, or any new building constructed for such purposes;

(3) Exercise ongoing supervision and coordination of the capitol building, grounds, and any annex areas;

(4) Evaluate and recommend courses of action on the restoration and preservation of the capitol, the preservation of historical significance of the capitol and the history of the capitol;

(5) Evaluate and recommend courses of action to ensure accessibility to the capitol for physically disabled persons;

(6) Advise, consult, and cooperate with the office of administration, the archives division of the office of the secretary of state, the historic preservation program within the department of natural resources, the division of tourism within the department of economic development and the historical society of Missouri in furtherance of the purposes of sections 8.001 to 8.007;

(7) Be authorized to cooperate or collaborate with other state agencies and not-for-profit organizations to publish books and manuals concerning the history of the capitol, its improvement or restoration;

(8) On or before October first of each year, submit to the budget director and the general assembly estimates of the requirements for appropriations for the capitol building, grounds, and any annex areas for the year commencing on the following first day of July;

(9) Encourage, participate in, or conduct studies, investigations, and research and demonstrations relating to improvement and restoration of the state capitol it may deem advisable and necessary for the discharge of its duties pursuant to sections 8.001 to 8.007;

(10) Hold hearings, issue notices of hearings, and take testimony as the commission deems necessary; and

(11) Initiate planning efforts, subject to the appropriation of funds, for a centennial celebration of the laying of the capstone of the Missouri state capitol.

2. The "State Capitol Commission Fund" is hereby created in the state treasury. Any moneys received from sources other than appropriation by the general assembly, including from private sources, gifts, donations and grants, shall be credited to the state capitol commission fund and shall be appropriated by the general assembly.

3. The provisions of section 33.080 to the contrary notwithstanding, moneys in the second capitol commission fund shall not be transferred and placed to the credit of the general revenue fund. Moneys in the state capitol commission fund shall not be appropriated for any purpose other than those designated by the commission.

4. The commission is authorized to accept all gifts, bequests and donations from any source whatsoever. The commission may also apply for and receive grants consistent with the purposes of sections 8.001 to 8.007. All such gifts, bequests, donations and grants shall be used or expended upon appropriation in accordance with their terms or stipulations, and the gifts, bequests, donations or grants may be used or expended for the preservation, improvement, expansion, renovation, restoration and improved accessibility and for promoting the historical significance of the capitol.

5. The commission may copyright or obtain a trademark for any photograph, written work, art object, or any product created of the capitol or capitol grounds. The commission may grant access or use of any such works to other organizations or individuals for a fee, at its sole discretion, or waive all fees. All funds obtained through licensing fees shall be credited to the capitol commission fund in a manner similar to funds the commission receives as gifts, donations, and grants. The funds shall be used for repairs, refurbishing, or to create art, exhibits, decorations, or other beautifications or adornments to the capitol or its grounds.

**8.111. 1. There is hereby established the "Capitol Police Board" which shall be composed of five members, as follows:**

**(1) The governor, or his or her designee;**

**(2) The speaker of the house of representatives, or his or her designee;**

**(3) The president pro tempore of the senate, or his or her designee;**

**(4) The chief justice of the Missouri supreme court, or his or her designee; and**

**(5) The chair of the state capitol commission.**

**The lieutenant governor, the chief clerk of the house of representatives, and the secretary of the senate, or**

their designees, shall serve as ex officio members of the board but shall not have the power to vote. At the first meeting of the board and at yearly intervals thereafter, the members shall select from amongst themselves a chair, a vice chair and a secretary.

2. The board shall be assigned to the house of representatives with supervision by the house of representatives only for budgeting and reporting. Such supervision shall not extend to matters relating to policies, regulative functions, or appeals from activities of the board, and no member or employee of the house of representatives shall participate in or interfere with the activities of the board in any manner not specifically provided by law, or at the direction of the board, and no member or employee of the house of representatives shall interfere in any manner with any budget request of or with respect to the withholding of any moneys appropriated to the board by the general assembly.

3. The board shall provide for public safety at the seat of government, and for the safety and security of elected officials, government employees, and their guests as needed outside the seat of government. The board shall hire police officers as described in section 8.177.

4. The board shall hire a chief of police who shall be certified under chapter 590 and serve subject to the supervision, and at the pleasure, of the board. The chief of police shall:

(1) Oversee the administrative operations of the capitol police and perform such other duties as may be delegated or assigned to the chief by law or by the board;

(2) Retain contract services as he or she deems necessary, within the limits authorized by appropriations by the general assembly;

(3) Appoint a security detail, both inside and outside the seat of government, for the lieutenant governor, members of the general assembly, and any other person when the chief, speaker of the house of representatives, and the president pro tempore deem such security detail necessary.

5. The board may promulgate rules relating to the provisions of sections 8.111 to 8.178. 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.

8.170. The ~~director~~ **Missouri capitol police** shall prosecute, in the name of the state, for all trespasses and injuries of every kind done to the public buildings and other property, and shall attend to the suits relative to the same. The attorney general shall give counsel, or prosecute suits, when required by the ~~director~~ **chief**.

8.172. The ~~commissioner of administration~~ **capitol police board** shall make rules and regulations for the regulation of traffic and parking at all parking space upon the capitol grounds and upon the grounds of other state buildings located within the capital city. The regulations shall be enforced by the Missouri capitol police.

8.177. 1. The ~~director of the department of public safety~~ **capitol police board** shall employ Missouri capitol police officers for public safety at the seat of state government. Each Missouri capitol police officer, upon appointment, shall take and subscribe an oath of office to support the constitution and laws of the United States and the state of Missouri and shall receive a certificate of appointment, a copy of which shall be filed with the secretary of state, granting such police officers all the same powers of arrest held by other police officers to maintain order and preserve the peace in all state-owned or leased buildings, and the grounds thereof, at the seat of government and such buildings and grounds within the county which contains the seat of government.

2. The ~~director of the department of public safety~~ **capitol police board** shall appoint a sufficient number of Missouri capitol police officers, with available appropriations, as appropriated specifically for the purpose designated in this subsection, so that the capitol grounds may be patrolled at all times, and that traffic and parking upon the capitol grounds and the grounds of other state buildings owned or leased within the capital city and the county which contains the seat of government may be properly controlled. Missouri capitol police officers may make arrests for the violation of parking and traffic regulations promulgated by the office of administration.

3. Missouri capitol police officers shall be authorized to arrest a person anywhere in the county that contains the state seat of government, when there is probable cause to believe the person committed a crime within capitol police jurisdiction or when a person commits a crime in the presence of an on-duty capitol police officer.

8.178. Any person who violates sections 8.172 to ~~8.174, or section~~ 8.177, or any of the traffic or parking regulations of the ~~commissioner~~ **capitol police board** shall be punished as follows:

(1) Fines for traffic violations shall not, except as provided by section 301.143, exceed five dollars for overparking, fifteen dollars for double parking and fifty dollars for speeding[-]; and

(2) The circuit court of Cole County has authority to enforce ~~this law~~ **the traffic or parking regulations**

of the capitol police board."; and

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

Representative Ellebracht offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1  
to  
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for Senate Bill No. 53, Page 3, Line 48, by inserting after all of said line the following:

"Further amend said bill, Page 2, Section 64.805, Line 13, by inserting after all of said section and line the following:

"479.080. 1. In the prosecution of violations of municipal ordinances before a municipal judge, all fines and costs shall be paid to and deposited not less frequently than monthly into the municipal treasury.

2. In the prosecution of violations of municipal ordinances before an associate circuit judge, all fines shall be ~~paid to and deposited not less frequently than monthly into the municipal treasury and~~ **sent to the director of the department of revenue and shall be distributed annually to the schools of the county in the same manner that proceeds of all penalties, forfeitures and fines collected for any breach of the penal laws of the state are distributed.** All court costs shall be accounted for and remitted to the state treasury in the same manner as provided by law for costs in misdemeanor cases.

3. The supreme court by administrative rule may provide for uniform procedure, and reporting forms for the collection and transmittal of fines and costs. Until modified or otherwise provided by such administrative rule, the municipal judge, or associate circuit judge hearing and determining violations of municipal ordinances, shall cause the clerk serving his division, within the first ten days of every month, to make out a list of all the cases heard or tried before the judge during the preceding month, giving in each case the name of the defendant, the fine imposed, if any, the amount of costs, the names of defendants committed and the cases in which there was an application for trial de novo, respectively. Such clerk or the judge shall verify such lists and statements by affidavit, and file the same forthwith with the clerk of the municipality, who shall lay the same before the governing body or the municipality at its first session thereafter. The official collecting fines shall, within the ten days aforesaid, pay to the municipal treasurer the full amount of all fines collected by him during the preceding month if not previously paid to the municipal treasurer."; and"; and

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

On motion of Representative Ellebracht, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Hicks, **House Amendment No. 4, as amended,** was adopted.

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

*House Amendment No. 5*

AMEND House Committee Substitute for Senate Bill No. 53, Page 2, Section 64.805, Line 13, by inserting after all of said section and line the following:

"67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this

section:

- (1) A city with a population of more than seven thousand and less than seven thousand five hundred;
- (2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;
- (3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;
- (4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;
- (5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;
- (8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;
- (9) Any county of the second classification without a township form of government and a population of less than thirty thousand;
- (10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;
- (11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;
- (14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;
- (15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- (16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- (17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;
- (18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;
- (19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;
- (20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;
- (21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;
- (22) Any third class city with a population of more than nine thousand five hundred but less than nine

thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; ~~or~~

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants; **or**

**(37) Any city with more than four thousand but fewer than five thousand five hundred inhabitants and located in any county of the fourth classification with more than thirty thousand but fewer than forty-two thousand inhabitants.**

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, and campgrounds and any docking facility ~~which~~ that rents slips to recreational boats ~~which~~ that are used by transients for sleeping, which shall be at least two percent~~;~~ but not more than five percent per occupied room per

night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary, or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes.

**94.842. 1. The governing body of any home rule city with more than one hundred fifty-five thousand but fewer than two hundred thousand inhabitants may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall not be more than seven and one-half percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city submits to the voters of the city at a state general, primary or special election, a proposal to authorize the governing body of the city to impose a tax under the provisions of this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used solely for capital investments that can be demonstrated to increase the number of overnight visitors. Such tax shall be stated separately from all other charges and taxes.**

**2. The question shall be submitted in substantially the following form:**

**Shall the (city) levy a tax of percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the city, where the proceeds of which shall be expended for capital investments to increase tourism?**

YES

NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the city shall have no power to impose the tax authorized by this section unless and until the governing body of the city again submits the question to the qualified voters of the city and such question is approved by a majority of the qualified voters voting on the question.

**3. On and after the effective date of any tax authorized under the provisions of this section, the city which levied the tax may adopt one of the two following provisions for the collection and administration of the tax:**

**(1) The city which levied the tax may adopt rules and regulations for the internal collection of such tax by the city officers usually responsible for collection and administration of city taxes; or**

**(2) The city may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any city enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of such tax, and the director of revenue shall collect the additional tax authorized under the provisions of this section. The tax authorized under the provisions of this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not more than one percent for cost of collection.**

**4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel, motel, or tourist court consecutively for thirty-one days or less."; and**

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

On motion of Representative Kolkmeier, **House Amendment No. 5** was adopted.

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

*House Amendment No. 6*

number "64.805." the number "1."; and

Further amend said bill, page, and section, Line 13, by inserting after all of said section and line the following:

**"2. County clerks and county commissioners shall have access to any documents or financial records reasonably relevant for the purpose of reviewing the county treasurer's deposits or receipts of county funds in accordance with warrants issued by order of the county commission or clerk.";** and

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

Representative Wood offered **House Amendment No. 1 to House Amendment No. 6.**

*House Amendment No. 1  
to  
House Amendment No. 6*

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 53, Page 1, Line 10, by deleting all of said line and inserting in lieu thereof the following:

**"clerk.**

89.080. Such local legislative body shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of sections 89.010 to 89.140 may provide that the board of adjustment may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained. The board of adjustment shall consist of five members, who shall be residents of the municipality except as provided in section 305.410. The membership of the first board appointed shall serve respectively, one for one year, one for two years, one for three years, one for four years, and one for five years. Thereafter members shall be appointed for terms of five years each. Three alternate members may be appointed to serve in the absence of or the disqualification of the regular members. All members and alternates shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant. The board shall elect its own chairman who shall serve for one year. The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to sections 89.010 to 89.140. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record. **A record of all testimony, objections thereto and rulings thereon, shall be:**

**(1) Taken down by a reporter employed by the board for that purpose; or  
(2) Made by a competent person utilizing any form of audiotape, videotape, or digital recording.";**  
and"; and

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

Speaker Pro Tem Wiemann resumed the Chair.

On motion of Representative Wood, **House Amendment No. 1 to House Amendment No. 6** was adopted.

Representative McCreery offered **House Amendment No. 2 to House Amendment No. 6.**

*House Amendment No. 2*  
*to*  
*House Amendment No. 6*

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 53, Page 1, Line 10, by inserting after the word "clerk." the following:

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

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant prisoner in her third trimester or a postpartum prisoner within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other prisoners, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A county or city jail shall not use restraints on a pregnant prisoner in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery.

3. Pregnant prisoners shall be transported in vehicles equipped with seatbelts.

4. Any time restraints are used on a pregnant prisoner in her third trimester or on a postpartum prisoner within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such prisoner, and, if wrist restraints are used, such restraints shall be placed in the front of such prisoner's body to protect the prisoner and the unborn child in the case of a forward fall.

5. If a doctor, nurse, or other health care provider treating the pregnant prisoner in her third trimester or the postpartum prisoner within forty-eight hours postdelivery requests that restraints not be used, the sheriff or jailer accompanying such prisoner shall immediately remove all restraints.

6. In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least five years from the date the restraints were used.

7. The county or city jail shall:

(1) Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female prisoners, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the jail, and post the policies and practices in locations in the jail where such notices are commonly posted and will be seen by female prisoners."; and

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

Representative Ruth raised a point of order that **House Amendment No. 2 to House Amendment No. 6** goes beyond the scope of the underlying amendment.

The Chair ruled the point of order well taken.

Representative Chappelle-Nadal offered **House Amendment No. 3 to House Amendment No. 6**.

House Amendment No. 3  
to  
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 53, Page 1, Line 10, by inserting after the word "**clerk.**" on said line the following:

**"Section 1. Whenever any vacancy shall occur in the office of the county executive position, then such vacancy shall be filled by a candidate from the county council who shall run for such office under the county charter.";** and

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

On motion of Representative Chappelle-Nadal, **House Amendment No. 3 to House Amendment No. 6** was adopted.

Representative McGaugh moved that **House Amendment No. 6, as amended**, be adopted.

Which motion was defeated.

Representative DeGroot offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 53, Page 2, Section 64.805, Line 13, by inserting after all of said section and line the following:

"67.2800. 1. Sections 67.2800 to 67.2835 shall be known and may be cited as the "Property Assessment Clean Energy Act".

2. As used in sections 67.2800 to 67.2835, the following words and terms shall mean:

(1) "Assessment contract", a contract entered into between a clean energy development board and a property owner under which the property owner agrees to pay an annual assessment for a period of up to twenty years **not to exceed the weighted average useful life of the qualified improvements** in exchange for financing of an energy efficiency improvement or a renewable energy improvement;

(2) "Authority", the state environmental improvement and energy resources authority established under section 260.010;

(3) "Bond", any bond, note, or similar instrument issued by or on behalf of a clean energy development board;

(4) "Clean energy conduit financing", the financing of energy efficiency improvements or renewable energy improvements for a single parcel of property or a unified development consisting of multiple adjoining parcels of property under section 67.2825;

(5) "**Director**", **the director of the division of finance within the department of insurance, financial institutions and professional registration;**

(6) "**Division**", **the division of finance within the department of insurance, financial institutions and professional registration;**

(7) "Clean energy development board", a board formed by one or more municipalities under section 67.2810, **also referred to as the PACE board;**

~~(6)~~ (8) "Energy efficiency improvement", any acquisition, installation, or modification on or of publicly or privately owned property designed to reduce the energy consumption of such property, including but not limited to:

(a) Insulation in walls, roofs, attics, floors, foundations, and heating and cooling distribution systems;

- (b) Storm windows and doors, multiglazed windows and doors, heat-absorbing or heat-reflective windows and doors, and other window and door improvements designed to reduce energy consumption;
- (c) Automatic energy control systems;
- (d) Heating, ventilating, or air conditioning distribution system modifications and replacements;
- (e) Caulking and weatherstripping;
- (f) Replacement or modification of lighting fixtures to increase energy efficiency of the lighting system without increasing the overall illumination of the building unless the increase in illumination is necessary to conform to applicable state or local building codes;
- (g) Energy recovery systems; and
- (h) Daylighting systems;
- ~~(7)~~ (9) "Municipality", any county, city, or incorporated town or village of this state;
- (10) "Program administrator", an individual or entity selected by the clean energy development board to administer the PACE program, but this term does not include an employee of a county or municipal government assigned to a PACE board or a public employee employed by a PACE board who is paid from appropriated general tax revenues;**
- ~~(8)~~ (11) "Project", any energy efficiency improvement or renewable energy improvement;
- ~~(9)~~ (12) "Property assessed clean energy local finance fund", a fund that may be established by the authority for the purpose of making loans to clean energy development boards to establish and maintain property assessed clean energy programs;
- ~~(10)~~ (13) "Property assessed clean energy program", a program established by a ~~clean energy development~~ PACE board to finance energy efficiency improvements or renewable energy improvements under section 67.2820;
- ~~(11)~~ (14) "Renewable energy improvement", any acquisition and installation of a fixture, product, system, device, or combination thereof on publicly or privately owned property that produces energy from renewable resources, including, but not limited to photovoltaic systems, solar thermal systems, wind systems, biomass systems, or geothermal systems;

3. All projects undertaken under sections 67.2800 to 67.2835 are subject to the applicable municipality's ordinances and regulations, including but not limited to those ordinances and regulations concerning zoning, subdivision, building, fire safety, and historic or architectural review.

**4. Property assessed clean energy programs under sections 67.2800 to 67.2835 shall be defined as merchandise for the purposes of chapter 407 and shall be subject to the provisions of chapter 407.**

67.2815. 1. A clean energy development board shall not enter into an assessment contract or levy or collect a special assessment for a project without making a finding that there are sufficient resources to complete the project and that the estimated economic benefit expected from the project during the financing period is equal to or greater than the cost of the project.

2. An assessment contract shall be executed by the clean energy development board and the benefitted property owner or property owners and shall provide:

- (1) A description of the project, including the estimated cost of the project and details on how the project will either reduce energy consumption or create energy from renewable sources;
- (2) A mechanism for:
  - (a) Verifying the final costs of the project upon its completion; and
  - (b) Ensuring that any amounts advanced or otherwise paid by the clean energy development board toward costs of the project will not exceed the final cost of the project;
- (3) An acknowledgment by the property owner that the property owner has received or will receive a special benefit by financing a project through the clean energy development board that equals or exceeds the total assessments due under the assessment contract;
- (4) An agreement by the property owner to pay annual special assessments for a period not to exceed twenty years, as specified in the assessment contract;
- (5) A statement that the obligations set forth in the assessment contract, including the obligation to pay annual special assessments, are a covenant that shall run with the land and be obligations upon future owners of such property; and
- (6) An acknowledgment that no subdivision of property subject to the assessment contract shall be valid unless the assessment contract or an amendment thereof divides the total annual special assessment due between the newly subdivided parcels pro rata to the special benefit realized by each subdivided parcel.

3. The total special assessments levied against a property under an assessment contract shall not exceed the sum of the cost of the project, including any required energy audits and inspections, or portion thereof financed

through the participation in a property assessed clean energy program or clean energy conduit financing, including the costs of any audits or inspections required by the clean energy development board, plus such administration fees, interest, and other financing costs reasonably required by the clean energy development board.

4. The clean energy development board shall provide a copy of each signed assessment contract to the local county assessor and county collector **or city collections official, if the city has joined a clean energy development board and the county has not**, and shall cause a copy of such assessment contract to be recorded in the real estate records of the county recorder of deeds.

5. Special assessments agreed to under an assessment contract shall be a lien on the property against which it is assessed on behalf of the applicable clean energy development board from the date that each annual assessment under the assessment contract becomes due. Such special assessments shall be collected by the county collector, **or city collections official if the city has joined a clean energy development board and the county has not**, in the same manner and with the same priority as ad valorem real property taxes. Once collected, the county collector **or city collections official** shall pay over such special assessment revenues to the clean energy development board in the same manner in which revenues from ad valorem real property taxes are paid to other taxing districts. Such special assessments shall be collected as provided in this subsection from all subsequent property owners, including the state and all political subdivisions thereof, for the term of the assessment contract.

6. Any clean energy development board that contracts for outside administrative services to provide financing origination for a project shall offer the right of first refusal to enter into such a contract to a federally insured depository institution with a physical presence in Missouri upon the same terms and conditions as would otherwise be approved by the clean energy development board. Such right of first refusal shall not be applicable to the origination of any transaction that involves the issuance of bonds by the clean energy development board.

**67.2816. 1. This section shall apply only to a PACE board that implements or that has implemented a program for projects to improve residential properties of four or fewer units.**

**2. Before July 1, 2020, any residential program administrator under contract to a PACE board and having responsibilities to administer a program for residential properties shall obtain a license and maintain an annual registration with the Missouri division of finance.**

**3. The director may issue a referral under chapter 407 regarding any residential program administrator or person or entity who may be acting as a residential program administrator who fails to obtain and maintain a license and annual registration.**

**4. The director may establish reasonable license and annual registration fees for any individual or company that seeks to perform the duties of a residential program administrator for residential programs in the state of Missouri. The director may charge an initial license fee not to exceed five hundred dollars and may also require an annual registration fee not to exceed five hundred dollars. The license and any annual registration shall not be transferrable. If an annual registration fee is unpaid for ninety days, the registration shall expire and the individual or company shall be required to reapply for the license.**

**5. The director shall not issue a license to a residential program administrator unless the director makes, at a minimum, the following findings:**

**(1) The applicant or the applicant's executive officers have designated an individual as a primary Missouri contact who shall have authority to communicate with the division and its examiners and respond to examination requests;**

**(2) The applicant or the applicant's executive officers have never had any type of financial services license or registration revoked in any governmental jurisdiction; except that, a subsequent formal vacation of such revocation shall not be deemed a revocation;**

**(3) The applicant is in compliance with Missouri corporate registration requirements to be in good standing and is not delinquent on any Missouri state or local taxes or license fees; and**

**(4) The applicant is applying on behalf of a clean energy development board that has properly registered with the Missouri ethics commission and the state auditor as a valid political subdivision.**

**6. Residential program administrators for programs for residential properties in the state of Missouri shall be subject to examination by the division for compliance with the provisions of this chapter related to the administration of programs for residential properties and particularly compliance with this section and sections 67.2817, 67.2818, and 67.2819. The division shall include in the compliance examination process and procedures any applicable residential requirements and consumer protections established by the federal Bureau of Consumer Financial Protection under section 307 of the Economic Growth, Regulatory Relief and Consumer Financial Protection Act of 2010, Section 2155. The division shall conduct an**

examination of each residential program administrator at least once in twenty-four months and such other times as the director may determine. The division shall conduct lending audits under the Truth-in-Lending Act, 15 U.S.C. 1601 et seq., as it relates to consumer loans, on a property assessed clean energy program. The division shall share the results of each audit with the PACE board.

7. The residential program administrator shall be responsible for paying the costs of examinations which the director may assess upon the completion of an exam. The director may also assess all licensed residential program administrators on an annual basis taking into account the relative annual volume and amount of residential projects approved or the value of assessment contracts outstanding or such other factors as the director determines to equitably spread the costs of the division's administrative expenses incurred to maintain the licensing program and compliance examination program. The division shall document the examinations and annual assessments and make the records of the examinations and annual assessments available for public inspection. All license and registration payments and assessments paid by a residential program administrator to the division shall be credited to the division of finance fund established under section 361.170 and subject to the provisions thereof.

8. The division shall provide the residential program administrator an opportunity to review each completed examination report and provide written responses to any findings or recommendations of the division. The written responses, if any, shall be included in a final examination report that shall be delivered to the PACE board and made available to the public.

9. The division may refer any matter related to the conduct of a residential program administrator to the applicable PACE board, and to the governing board of any participating municipality or county, and to the state auditor or to the state attorney general as deemed appropriate by the director. The referral to the Missouri attorney general may include a referral under chapter 407.

10. The division may refer any consumer complaint related to the conduct of a residential program administrator or contractor providing residential PACE project services to the state attorney general.

67.2817. 1. This section shall apply only to residential properties of four or fewer units.

2. A residential program administrator shall not approve, execute, submit, or otherwise present for recordation any assessment contract unless the following criteria are satisfied:

(1) The PACE assessments are assessed in equal annual installments;

(2) The PACE assessment contract may be paid in full at any time without prepayment penalty;

(3) The assessment contract shall disclose applicable penalties, interest penalties, or late fees under the contract and describe generally the interest and penalties imposed under law for the collection of delinquent taxes. The PACE board or residential program administrator shall provide a separate statement to the owner of the residential property of the penalties or late fees authorized under the assessment contract and of the penalties and interest penalties under the law for the applicable tax collector as of the date of the assessment contract;

(4) The residential program administrator has confirmed that the property owner is current on property taxes for the project property;

(5) The property that shall be subject to the assessment contract has no recorded and outstanding involuntary liens in excess of one thousand dollars;

(6) The property owner shall not have been a party to any bankruptcy proceedings within the last three years, except that the property owner may have been party to a bankruptcy proceeding that was discharged or dismissed between two and seven years before the application date;

(7) The term of the assessment contract shall not exceed the weighted average useful life of the qualified improvements to which the greatest portion of funds disbursed under the assessment contract is attributable, not to exceed twenty years. The residential program administrator shall determine useful life for purposes of this subdivision based upon credible third-party standards or certification criteria that have been established by appropriate government agencies or nationally recognized standards and testing organizations or as established by the authority; and

(8) The property owner is current on all mortgage debt on the subject property and has no more than one late payment during the twelve months immediately preceding the application date on any mortgage debt.

3. The property owner executing the PACE assessment contract shall have a three-day right to cancel the qualifying improvements proposed for financing under the PACE assessment contract. The three-day right shall expire on or before midnight of the third business day after a property owner signs the assessment contract. The board or residential program administrator shall be required to provide a printed form that is presented to the property owner no later than the time of signing of the assessment contract detailing the

property owner's right to cancel. An electronic form may be provided if the owner consents electronically to receiving an electronic form.

4. Prior to execution of an assessment contract, the PACE board or residential program administrator shall advise the property owner in writing that any delinquent assessment shall be a lien on the property subject to the assessment contract and that the obligations under the PACE assessment contract continue as an obligation against the improved property if the property owner sells or refinances the property and that a purchaser or lender may require that before the owner may sell or refinance the property that the owner may be required to pay the assessment contract in full.

5. Prior to the execution of an assessment contract, the PACE board or residential program administrator shall advise the property owner in writing that if the property owner pays his or her property taxes and special assessments via a lender or loan servicer's escrow program, the special assessment will cause the owner's monthly escrow requirements to increase and increase the owner's total monthly payment to the lender or the loan servicer. The PACE board or residential program administrator shall further advise the property owner that if the special assessment results in an escrow shortage that the owner will be required to pay the shortage in a lump-sum payment or catch-up the shortage over twelve months.

6. The PACE board or residential program administrator within three days of entering an assessment contract, shall provide any holder of a first mortgage loan a copy of the assessment contract and a statement that includes a brief description of the project, the cost of the project, the annual assessment that will be levied, and the number of annual assessments. Transmittal shall be by United States mail to the holder of the first mortgage loan of record.

7. The PACE board or residential program administrator shall maintain a public website with current information about the PACE program as the board or residential program administrator deems appropriate to inform consumers regarding the PACE program. The website shall list approved contractors for the PACE program. The website shall disclose the process for property owners or their successors to request information about their assessment contract, the status of the assessment contract, and for all questions including contact information to obtain a payoff amount for the release of an assessment contract.

8. The PACE board, residential program administrator, contractor, or other third party shall not make any representation as to the income tax deductibility of an assessment.

67.2818. 1. This section shall apply only to residential properties of four or fewer units.

2. The PACE board or residential program administrator shall provide a disclosure form to homeowners that shows the financing terms of the assessment contract including, but not limited to:

(1) The total amount funded and borrowed, including the cost of the installed improvements, the program fees, and capitalized interest, if any;

(2) The annual tax assessment, billing process, and payment due date;

(3) The annual payment amounts;

(4) The term of the assessment;

(5) The fixed rate of interest charged;

(6) The annual percentage rate;

(7) A payment schedule that fully amortizes the amount financed;

(8) The improvements to be installed;

(9) A statement that if the property owner sells or refinances their property that the owner may be required by a mortgage lender or a purchaser to pay off the assessment as a condition of refinancing or sale;

(10) A statement that no penalty shall be assessed or collected for prepayment of the assessment;

(11) That any potential utility savings are not guaranteed, and shall not reduce the assessment payments or total assessment amount;

(12) That the PACE annual assessment shall be collected along with property taxes and that any taxes and annual assessment not paid on or before December thirty-first shall result in a lien on the improved property for the unpaid taxes, unpaid annual assessment, interest, and penalties as provided by law;

(13) That if the owner pays property taxes and insurance through his or her mortgage payment and an escrow account, that the special assessment will cause the owner's monthly escrow requirements to increase and increase the owner's total monthly payment to the lender or the loan servicer and that if the special assessment results in an escrow shortage that the owner shall be required to pay the shortage in a lump-sum payment or catch-up the shortage over twelve months;

(14) That failure to timely pay the annual assessment and taxes will result in a tax lien, will result in

penalties and fees being assessed and added to the annual assessment and taxes, and that if the delinquency is not paid, the property could be sold at a tax sale resulting in issuance of a tax certificate or collector's deed to a purchaser that could result in the property owner losing his or her home; and

(15) That the property owner should seek professional tax advice if he or she has questions regarding tax credits related to a PACE project or the tax matters presented by the assessment contract or financing agreement and payments thereunder.

3. The PACE board or residential program administrator shall be required to present the disclosure form to a property owner for acknowledgment prior to the execution of an assessment contract.

4. Before a property owner executes an assessment contract, the PACE board or residential program administrator shall do the following:

(1) Make an oral confirmation that at least one owner of the property has a copy of the assessment contract documents with all the key terms completed, the financing estimate and disclosure form, and the right to cancel form with a hard copy available upon request; and

(2) Make an oral confirmation of the key terms of the assessment contract, in plain language, with the property owner, or to the verified authorized representative of the owner, and shall obtain acknowledgment from the property owner or representative to whom the oral confirmation is given.

5. The oral confirmation shall include, but is not limited to, all the following information:

(1) The property owner has the right to have other persons present, and an inquiry as to whether the property owner would like to exercise the right to include other individuals. This shall occur immediately after the determination of the preferred language of communication;

(2) The property owner is informed that they should review the assessment contract and financing estimate and disclosure form with all other owners of the property;

(3) The qualified improvement being installed is being financed by an assessment contract;

(4) The total estimated annual costs the property owner will have to pay under the assessment contract, including applicable fees;

(5) The total estimated average monthly amount of funds the property owner would have to save in order to pay the annual costs under the assessment contract, including applicable fees;

(6) The term of the assessment contract;

(7) That payments on the assessment contract shall be made through an additional annual assessment on the property and paid either directly to the county tax collector's office as part of the total annual secured property tax bill, or through the property owner's mortgage escrow account, and that if the property owner pays his or her taxes through an escrow account, he or she should notify his or her mortgage lender to discuss adjusting his or her monthly mortgage payment or otherwise providing additional funds to avoid a shortage in the owner's mortgage escrow account;

(8) That the property shall be subject to a lien during the term of the assessment contract for any delinquent assessments;

(9) That before the owner may sell or refinance the property, a purchaser or lender may require the obligation under the assessment contract to be paid in full;

(10) That any potential utility savings are not guaranteed, and that such savings may not offset the assessment payments or total assessment amount;

(11) That the residential program administrator and contractor do not provide tax advice, and that the property owner should seek professional tax advice if he or she has questions regarding tax credits related to the project the tax matters presented by the PACE assessment or assessment contract; and

(12) The date the first payment shall be due.

67.2819. 1. This section shall apply only to residential properties of four or fewer units.

2. The PACE board and residential program administrator shall not permit contractors or other third parties to advertise the availability of residential assessment contracts that are administered by the board or residential program administrator, or to solicit property owners on behalf of the board or residential program administrator, unless both of the following requirements are met:

(1) The contractor maintains any permits, licenses, or registrations required for engaging in its business in the jurisdiction where it operates and maintains bond and insurance coverage in minimum amounts determined by the PACE board or higher amounts as required in the jurisdiction where the contractor is licensed or registered; and

(2) The PACE board or residential program administrator obtains the contractor's written agreement that the contractor or third party shall act in accordance with chapter 407 and other applicable advertising and marketing laws and regulations.

3. The PACE board or residential program administrator shall not provide any direct or indirect cash payment or other thing of material value to a contractor or third party in excess of the actual price charged by that contractor or third party to the property owner for one or more qualified improvements financed by an assessment contract.

4. The PACE board or residential program administrator shall not provide to a contractor engaged in soliciting financing agreements on behalf the PACE board or residential program administrator any information that discloses the maximum amount of funds for which a property owner may be eligible for qualifying improvements or the amount of equity in a property.

5. The PACE board or residential program administrator shall not reimburse a contractor or third party for expenses for advertising and marketing campaigns that solely benefit the contractor.

6. The PACE board or residential program administrator may reimburse a contractor's bona fide and reasonable training expenses related to PACE financing, provided that:

- (1) The training expenses are actually incurred by the contractor; and
- (2) The reimbursement is paid directly to the contractor, and is not paid to its sales persons or agents.

7. The PACE board or residential program administrator shall not provide any direct cash payment or other thing of value to a property owner explicitly conditioned upon the property owner entering into an assessment contract. Notwithstanding the provisions of this subsection, programs or promotions that offer reduced fees or interest rates to property owners are not a direct cash payment or other thing of value, provided that the reduced fee or interest rate is reflected in the assessment contract and in no circumstance provided to the property owner as cash consideration.

8. A contractor shall not provide a different price for a project financed under this section than the contractor would provide if paid in cash by the property owner.

67.2822. 1. Any program administrator who fails, refuses, or neglects to comply with the provisions of sections 67.2817, 67.2818, or 67.2819 may have its license suspended or revoked by the director of finance after a hearing before the director on an order of the director. The order of the director shall be served on the licensee at least ten days prior to the hearing. The order of the director shall require the program administrator to show cause why the license should not be suspended or revoked. The order of the director shall specify the grounds for the proposed license suspension or revocation.

2. Before taking any action under subdivision 1 of this section, whenever it shall appear to the director that any program administrator is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of sections 67.2817, 67.2818, or 67.2819, the director may issue an order to cease and desist. The cease and desist order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal to comply continues. The civil penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

3. The director shall have the power to adopt and promulgate all rules and regulations necessary to carry out the intent and purposes of sections 67.2817, 67.2818, and 67.2819. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void."; and

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

Representative McCreery raised a point of order that **House Amendment No. 7** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

**HCS SB 53, as amended, with House Amendment No. 7, pending,** was laid over.

**PERFECTION OF HOUSE BILLS - INFORMAL**

**HB 681**, relating to the fee imposed on new tire sales, was taken up by Representative Knight.

On motion of Representative Knight, the title of **HB 681** was agreed to.

Representative Anderson assumed the Chair.

On motion of Representative Knight, **HB 681** was ordered perfected and printed.

**HB 1002**, relating to mud flap requirements, was taken up by Representative Busick.

On motion of Representative Busick, the title of **HB 1002** was agreed to.

On motion of Representative Busick, **HB 1002** was ordered perfected and printed.

**HB 868**, relating to duties of the director of the state public defender system, was taken up by Representative Mitten.

On motion of Representative Mitten, the title of **HB 868** was agreed to.

On motion of Representative Mitten, **HB 868** was ordered perfected and printed.

**HB 923**, relating to tax credits for qualified film projects, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HB 923** was agreed to.

Speaker Pro Tem Wiemann resumed the Chair.

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

*House Amendment No. 1*

AMEND House Bill No. 923, Page 1, Section 135.750, Line 9, by deleting the word "**or**" and inserting in lieu thereof the word "**and**"; and

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

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

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

House Amendment No. 2

AMEND House Bill No. 923, Page 3, Section 135.750, Line 87, by deleting said line and inserting in lieu thereof the following:

**"[6-] 7. Notwithstanding any provision of law to the contrary, the value of any tax credit authorized under this section shall be ninety percent of the value determined by the department of economic development for qualified projects located in municipalities, unless the applicable municipality agrees by council vote to remit to the department of revenue one percent of the value of the tax credit for qualified projects located within their boundaries to be credited to general revenue. Thereupon, the value of the tax credit shall equal the full amount determined under this section.**

**8. Under section 23.253 of the Missouri sunshine act:"; and**

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

Representative Baker 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. 923, Page 1, Line 10, by inserting after the number "8." the following:

**"In addition to the information required by this section, an applicant for such tax credit shall also include information detailing any political contributions in excess of twenty-five dollars made to a Missouri candidate committee, Missouri campaign committee, or a Missouri state political party committee, as these entities are defined under chapter 130, during the two years immediately prior to the application filing date. The administrating agency shall provide the information submitted under this subsection to the Missouri ethics commission. Such information shall be considered a public record under chapter 610.**

**9."; and**

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

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

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	Falkner III	Fishel	Francis	Gannon
Grier	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Hovis	Hudson	Hurst	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Miller
Moon	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pike
Pogue	Pollitt 52	Porter	Reedy	Rehder
Remole	Richey	Riggs	Roberts 161	Rone

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Ross	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Veit	Wiemann
Wright				

NOES: 041

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

PRESENT: 000

ABSENT WITH LEAVE: 029

Basye	Brown 70	Carter	Chappelle-Nadal	Eslinger
Evans	Fitzwater	Gregory	Griesheimer	Houx
Kendrick	Kidd	McDaniel	Messenger	Morgan
Pietzman	Plocher	Pollock 123	Toalson Reisch	Roden
Roeber	Shull 16	Simmons	Vescovo	Walker
Walsh	Wilson	Wood	Mr. Speaker	

VACANCIES: 002

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

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

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

*House Amendment No. 3*

AMEND House Bill No. 923, Page 1, Section A, Line 2, by inserting after said section and line the following:

"135.096. 1. In order to promote personal financial responsibility for long-term health care in this state, for all taxable years beginning after December 31, 1999, a resident individual may deduct from such individual's Missouri taxable income an amount equal to fifty percent of all nonreimbursed amounts paid by such individual for qualified long-term care insurance premiums to the extent such amounts are not included the individual's itemized deductions. For all taxable years beginning after December 31, 2006, a resident individual may deduct from each individual's Missouri taxable income an amount equal to one hundred percent of all nonreimbursed amounts paid by such individuals for qualified long-term care insurance premiums to the extent such amounts are not included in the individual's itemized deductions. A married individual filing a Missouri income tax return separately from his or her spouse shall be allowed to make a deduction pursuant to this section in an amount equal to the proportion of such individual's payment of all qualified long-term care insurance premiums. The director of the department of revenue shall place a line on all Missouri individual income tax returns for the deduction created by this section.

2. For purposes of this section, "qualified long-term care insurance" means any policy which meets or

exceeds the provisions of sections 376.1100 to 376.1118 and the rules and regulations promulgated pursuant to such sections for long-term care insurance.

3. Notwithstanding any other provision of law to the contrary, two or more insurers issuing a qualified long-term care insurance policy shall not act in concert with each other and with others with respect to any matters pertaining to the making of rates or rating systems.

**4. Under section 23.253 of the Missouri sunset act:**

**(1) The provisions under this section, shall automatically sunset on December thirty-first three years after the effective date of this section unless reauthorized by an act of the general assembly;**

**(2) If this deduction is reauthorized, the deduction authorized under this section shall automatically sunset on December thirty-first six years after the effective date of the reauthorization of this section;**

**(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the programs authorized under the act are sunset.";** and

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

Representative Christofanelli raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Allred	Anderson	Andrews	Bailey	Billington
Black 137	Black 7	Bondon	Bromley	Busick
Chipman	Christofanelli	Coleman 32	DeGroot	Dinkins
Dogan	Eggleston	Evans	Falkner III	Fishel
Francis	Gannon	Grier	Griffith	Haden
Haffner	Hannegan	Hansen	Henderson	Hicks
Hill	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kolkmeier	Love	Lynch
Mayhew	McGaugh	McGill	Moon	Morris 140
Morse 151	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pike	Plocher	Pogue	Pollitt 52
Porter	Reedy	Rehder	Remole	Richey
Riggs	Roberts 161	Rone	Ross	Ruth
Schnelting	Sharpe	Shaul 113	Shawan	Shields
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Veit	Vescovo	Wiemann	Wright	

NOES: 038

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

PRESENT: 000

ABSENT WITH LEAVE: 039

Baker	Basye	Carter	Chappelle-Nadal	Coleman 97
Deaton	Dohrman	Eslinger	Fitzwater	Gray
Gregory	Griesheimer	Helms	Houx	Kendrick
Kidd	Knight	Lovasco	McDaniel	Messenger
Miller	Mitten	Morgan	Muntzel	Pietzman
Pollock 123	Proudie	Toalson Reisch	Roden	Roeber
Schroer	Shull 16	Simmons	Walker	Walsh
Wilson	Windham	Wood	Mr. Speaker	

VACANCIES: 002

On motion of Representative Swan, **HB 923, as amended**, was ordered perfected and printed.

### **REFERRAL OF HOUSE JOINT RESOLUTIONS**

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

**HCS HJR 48, 46 & 47** - Fiscal Review

### **REFERRAL OF HOUSE BILLS**

The following House Bills were referred to the Committee indicated:

**HB 600** - Fiscal Review  
**HCS HB 1135** - Fiscal Review  
**HCS HB 1137** - Fiscal Review  
**HB 1071** - Children and Families

### **REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

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

**SS#2 SCR 14** - Budget

### **REFERRAL OF SENATE JOINT RESOLUTIONS**

The following Senate Joint Resolution was referred to the Committee indicated:

**SS SCS SJR 2** - Judiciary

### **REFERRAL OF SENATE BILLS**

The following Senate Bills were referred to the Committee indicated:

**SS#2 SB 7** - Fiscal Review  
**SCS SB 89** - Fiscal Review

**SCS SB 180** - Fiscal Review  
**SS SCS SB 9** - Judiciary  
**SB 11** - Health and Mental Health Policy  
**SS SCS SB 34** - General Laws  
**SB 88** - Judiciary  
**SCS SB 184** - Workforce Development  
**SCS SB 203** - Local Government  
**SB 282** - Special Committee on Aging  
**SB 333** - Crime Prevention and Public Safety  
**SS SB 414** - Health and Mental Health Policy

### **RE-REFERRAL OF SENATE BILLS**

The following Senate Bill was re-referred to the Committee indicated:

**SS SCS SB 108** - Downsizing State Government

### **COMMITTEE REPORTS**

**Committee on Agriculture Policy**, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 684**, 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 (15): Black (7), Busick, Francis, Haden, Haffner, Hovis, Hurst, Knight, Love, Morse (151), Pollitt (52), Reedy, Rone, Spencer and Stephens (128)

Noes (3): Lavender, McCreery and Rogers

Absent (7): Bosley, Carter, Kelly (141), Mosley, Muntzel, Rowland and Sharpe

**Committee on Budget**, Chairman Smith reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 17**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (30): Andrews, Black (137), Black (7), Bland Manlove, Bosley, Burnett, Deaton, Evans, Griesheimer, Hudson, Kelly (141), Kendrick, Lavender, Mayhew, Merideth, O'Donnell, Patterson, Pierson Jr., Razer, Richey, Riggs, Roberts (161), Sharpe, Shields, Smith, Swan, Trent, Walsh, Washington and Wood

Noes (0)

Absent (5): Gregory, McGaugh, Ross, Spencer and Walker

Mr. Speaker: Your Committee on Budget, to which was referred **HB 18**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee**

**Substitute** by the following vote:

Ayes (31): Andrews, Black (137), Black (7), Bland Manlove, Bosley, Burnett, Deaton, Evans, Gregory, Griesheimer, Hudson, Kelly (141), Kendrick, Lavender, Mayhew, Merideth, O'Donnell, Patterson, Pierson Jr., Razer, Richey, Riggs, Roberts (161), Sharpe, Shields, Smith, Swan, Trent, Walsh, Washington and Wood

Noes (0)

Absent (4): McGaugh, Ross, Spencer and Walker

Mr. Speaker: Your Committee on Budget, to which was referred **HB 19**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (30): Andrews, Black (137), Black (7), Bland Manlove, Burnett, Deaton, Evans, Gregory, Griesheimer, Hudson, Kelly (141), Kendrick, Lavender, Mayhew, Merideth, O'Donnell, Patterson, Pierson Jr., Razer, Riggs, Roberts (161), Ross, Sharpe, Shields, Smith, Swan, Trent, Walsh, Washington and Wood

Noes (0)

Absent (5): Bosley, McGaugh, Richey, Spencer and Walker

**Committee on Downsizing State Government**, Chairman Taylor reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 1168**, 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 (6): Baker, Haden, Lovasco, Pietzman, Stacy and Taylor

Noes (2): Baringer and Runions

Absent (2): Pogue and Price

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

Ayes (8): Baker, Baringer, Haden, Lovasco, Pietzman, Runions, Stacy and Taylor

Noes (0)

Absent (2): Pogue and Price

**Committee on Elementary and Secondary Education**, Vice-Chair Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 696**, 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 (10): Baker, Bangert, Basye, Brown (70), Christofanelli, Dogan, Eslinger, Morgan, Stacy and Trent

Noes (0)

Absent (5): Bailey, Coleman (97), Proudie, Roeber and Swan

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 206**, 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 (7): Baker, Basye, Christofanelli, Coleman (97), Dogan, Eslinger and Trent

Noes (3): Bangert, Brown (70) and Morgan

Absent (5): Bailey, Proudie, Roeber, Stacy and Swan

**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 **HCR 36**, 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 (14): Appelbaum, Clemens, Helms, Kelley (127), Morris (140), Neely, Pfautsch, Pollitt (52), Pollock (123), Ruth, Stephens (128), Stevens (46), Walker and Wright

Noes (0)

Absent (5): Chappelle-Nadal, Hill, Mackey, Messenger and Schroer

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 653**, 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 (14): Appelbaum, Clemens, Helms, Kelley (127), Morris (140), Neely, Pfautsch, Pollitt (52), Pollock (123), Ruth, Stephens (128), Stevens (46), Walker and Wright

Noes (0)

Absent (5): Chappelle-Nadal, Hill, Mackey, Messenger and Schroer

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 659**, 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 (14): Appelbaum, Clemens, Helms, Kelley (127), Morris (140), Neely, Pfautsch, Pollitt (52), Pollock (123), Ruth, Stephens (128), Stevens (46), Walker and Wright

Noes (0)

Absent (5): Chappelle-Nadal, Hill, Mackey, Messenger and Schroer

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1235**, 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 (14): Appelbaum, Clemens, Helms, Kelley (127), Morris (140), Neely, Pfautsch, Pollitt (52), Pollock (123), Ruth, Stephens (128), Stevens (46), Walker and Wright

Noes (0)

Absent (5): Chappelle-Nadal, Hill, Mackey, Messenger and Schroer

**Committee on Judiciary**, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 115**, 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 (11): Christofanelli, DeGroot, Evans, Gregory, Hicks, Hill, Kolkmeier, Mackey, Mitten, Trent and Veit

Noes (0)

Absent (6): Coleman (97), Ellebracht, Roberts (77), Sauls, Schroer and Toalson Reisch

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 248** and **HB 262**, 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 (8): Christofanelli, DeGroot, Evans, Gregory, Hicks, Hill, Kolkmeier and Trent

Noes (5): Ellebracht, Mackey, Mitten, Roberts (77) and Veit

Absent (4): Coleman (97), Sauls, Schroer and Toalson Reisch

**Special Committee on Career Readiness**, Chairman Chipman reporting:

Mr. Speaker: Your Special Committee on Career Readiness, to which was referred **SB 358**, 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 (7): Chipman, Deaton, Mayhew, McDaniel, Miller, Price and Tate

Noes (0)

Absent (3): Chappelle-Nadal, Green and Pollock (123)

**Committee on Workforce Development**, Chairman Swan reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **SB 68**, 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 (12): Baker, Bangert, Beck, Eslinger, Hansen, Henderson, Justus, Murphy, Patterson, Riggs, Rogers and Swan

Noes (0)

Absent (2): Fishel and Roberts (77)

**Committee on Rules - Legislative Oversight**, Chairman Miller reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS#2 HB 105**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (3): Runions, Unsicker and Washington

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 968 & 902**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Runions, Sommer, Unsicker and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1060**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Runions, Sommer, Unsicker and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 90**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Chipman, Christofanelli, Fitzwater, Houx, Miller, Runions, Unsicker and Washington

Noes (0)

Absent (1): Sommer

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 264**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bondon, Christofanelli, Fitzwater, Houx, Runions and Unsicker

Noes (0)

Absent (4): Chipman, Miller, Sommer and Washington

### MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1**.

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

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 3** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 4** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 5** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public

Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 6** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 7** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 8** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 9** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 10** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 11** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 12** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 13** entitled:

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

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate hereby returns **HCS SB 182, as amended**, per request of the House.

The following member's presence was noted: Pietzman.

### **ADJOURNMENT**

On motion of Representative Eggleston, the House adjourned until 10:00 a.m., Thursday, April 25, 2019.

### **COMMITTEE HEARINGS**

#### **BUDGET**

Thursday, April 25, 2019, 8:15 AM, House Hearing Room 3.  
Executive session will be held: HB 1053  
Executive session may be held on any matter referred to the committee.

#### **ETHICS**

Thursday, April 25, 2019, upon adjournment, House Hearing Room 4.  
Executive session may be held on any matter referred to the committee.  
Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 137 and 610.021(3) RSMo.

#### **FINANCIAL INSTITUTIONS**

Thursday, April 25, 2019, upon adjournment, House Hearing Room 1.  
Executive session will be held: SB 246, SB 54  
Executive session may be held on any matter referred to the committee.

#### **FISCAL REVIEW**

Thursday, April 25, 2019, 9:00 AM, House Hearing Room 4.  
Executive session may be held on any matter referred to the committee.  
CANCELLED

#### **FISCAL REVIEW**

Monday, April 29, 2019, 12:30 PM, House Hearing Room 4.  
Executive session will be held: HCS HB 1135, HB 600  
Executive session may be held on any matter referred to the committee.

#### **JOINT COMMITTEE ON ADMINISTRATIVE RULES**

Thursday, April 25, 2019, 8:30 AM, Room 117A.  
Executive session may be held on any matter referred to the committee.  
8 CSR 30-3.010 - Applicable Wage Rates for Public Works Projects,  
Department of Industrial Relations - Division of Labor Standards - Prevailing Wage Law Rules  
\*\*A portion of this meeting may be closed pursuant to Section 610.021 (3) RSMo.  
Please note room change.

CORRECTED

JOINT COMMITTEE ON DISASTER PREPAREDNESS AND AWARENESS

Thursday, May 2, 2019, 8:30 AM, House Hearing Room 4.

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

The Missouri Department of Public Safety, State Emergency Management Agency, will brief the Committee members on recovery efforts and federal disaster relief assistance in the wake of the flooding in northwest Missouri.

JOINT COMMITTEE ON EDUCATION

Monday, May 6, 2019, 12:30 PM, SCR 2.

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

1. Election of JCED Chair and co-Chair.
2. Department of Higher Education Presentation: Designation of Educational Programs in Response to High Industry Need.
3. Department of Elementary and Secondary Education: Administration and Implementation of Missouri Computer Science Learning Standards.
4. Interim Project Discussion.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 29, 2019, 1:00 PM, Joint Committee Hearing Room.

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

Moved meeting to Room 117A (Joint Committee Hearing Room).

2nd Quarter Meeting.

CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, April 25, 2019, 8:00 AM, House Hearing Room 1.

Executive session will be held: HB 1140, HCS HB 1064, HCS HB 1016, SS SCS SB 230, SS SCS SB 30, HCS SB 133, HCS SCS SB 167, SB 368, HCS HB 971, SCS SB 83, SCS SB 101, HCS SCR 12, SCR 6, SCR 11, HCS HB 1023, HCS HB 1134, HJR 30, HB 976, HCR 17, HCS HB 194, HCS HB 977, HCS HB 1058, HCS HB 813

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

Adding HB 194, HB 977, HB 1058 and HB 813.

AMENDED

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Thursday, April 25, 2019, 9:00 AM, House Hearing Room 1.

Public hearing will be held: SCS SB 60

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

SPECIAL COMMITTEE ON HOMELAND SECURITY

Tuesday, April 30, 2019, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 893, HB 1255, HCR 11

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

**SPECIAL COMMITTEE ON TOURISM**

Thursday, April 25, 2019, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SS SB 210, HCR 8, HCR 4

Executive session will be held: SCR 17, SB 405, HCR 47, SS SB 210, HCR 8, HCR 4

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

Added HCR 4.

AMENDED

**SPECIAL COMMITTEE ON URBAN ISSUES**

Wednesday, May 1, 2019, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HCR 33

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

**TRANSPORTATION**

Thursday, April 25, 2019, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 1136, HB 1070, HB 340

Executive session will be held: SB 371

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

Time changed to 8:30 AM.

CORRECTED

**HOUSE CALENDAR**

FIFTY-EIGHTH DAY, THURSDAY, APRIL 25, 2019

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

HJR 54 - Plocher

HCS HJR 37 - Bosley

**HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL**

HCS HJR 41 - Fitzwater

**HOUSE COMMITTEE BILLS FOR PERFECTION - INFORMAL**

HCB 6 - Christofanelli

HCB 3 - Justus

**HOUSE BILLS FOR PERFECTION**

HCS HB 254 - Morris (140)

HB 1143 - Shull (16)

HB 940 - Roberts (161)

HCS HB 744 - Riggs  
HCS HBs 643 & 641 - Schnelting  
HCS HB 183 - Trent  
HCS HB 654 - Neely  
HB 1160 - Chipman  
HB 1049 - Wood  
HCS HB 957 - Pike  
HB 925 - Neely  
HB 867 - Gregory  
HCS HB 836 - Rehder  
HB 810 - Sommer  
HCS HB 495 - Gregory  
HB 754 - Kelley (127)  
HB 271 - Shaul (113)  
HCS HB 215 - DeGroot  
HCS HB 420 - Kelly (141)  
HB 489 - DeGroot

#### **HOUSE BILLS FOR PERFECTION - INFORMAL**

HCS HB 1122 - Coleman (97)  
HB 877 - Kelly (141)  
HCS HB 572 - Dinkins  
HB 585 - Coleman (32)  
HCS HB 1170 - Bondon  
HCS HB 581 - Roeber  
HB 230 - Dinkins  
HB 231 - Kolkmeier  
HCS HB 656 - Carpenter  
HB 345 - McGirl  
HB 357 - Kidd  
HB 217 - Hill  
HCS HB 665 - Gregory  
HCS HBs 167 & 166 - Rehder  
HB 408 - Kelly (141)  
HB 535 - Anderson  
HB 1006 - Rehder  
HCS HBs 1236 & 1230 - Eggleston  
HB 1025 - Black (137)  
HB 632 - Muntzel

#### **HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING**

HCS HCR 43 - Shawan

**HOUSE JOINT RESOLUTIONS FOR THIRD READING**

HCS HJR 19 - Christofanelli  
HCS HJRs 48, 46 & 47, (Fiscal Review 4/24/19) - Plocher

**HOUSE COMMITTEE BILLS FOR THIRD READING - INFORMAL**

HCB 2 - Dogan

**HOUSE BILLS FOR THIRD READING**

HB 600, (Fiscal Review 4/24/19) - Bondon  
HCS HB 1135, (Fiscal Review 4/24/19) - Dinkins  
HB 685 - Kelly (141)  
HCS HB 1083 - O'Donnell  
HB 1044 - Wood  
HCS HB 1137, (Fiscal Review 4/24/19) - Hill

**HOUSE BILLS FOR THIRD READING - INFORMAL**

HB 920 - Coleman (97)  
HCS HB 473 - Grier  
HCS HBs 26 & 922, (Fiscal Review 3/28/19) - Taylor  
HCS HB 326 - Schroer  
HB 337 - Swan

**SENATE BILLS FOR THIRD READING - CONSENT**

SB 179 - Bondon  
SS SCS SB 197 - Plocher

**SENATE BILLS FOR THIRD READING**

SS#2 SB 7, (Fiscal Review 4/24/19) - Kolkmeier  
SCS SB 180, (Fiscal Review 4/24/19) - Lynch  
SCS SB 89, (Fiscal Review 4/24/19) - Griesheimer  
HCS SB 134 - Kidd

**SENATE BILLS FOR THIRD READING - INFORMAL**

SB 20 - Walsh  
HCS SB 53, as amended, with HA 7, pending - Reedy  
SB 373 - Dogan

**HOUSE BILLS WITH SENATE AMENDMENTS**

SCS HCS HB 2 - Smith  
SCS HCS HB 3 - Smith  
SCS HCS HB 4 - Smith  
SCS HCS HB 5 - Smith  
SCS HCS HB 6 - Smith  
SS SCS HCS HB 7 - Smith  
SCS HCS HB 8 - Smith  
SCS HCS HB 9 - Smith  
SS SCS HCS HB 10 - Smith  
SCS HCS HB 11 - Smith  
SCS HCS HB 12 - Smith  
SCS HCS HB 13 - Smith

**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