

# JOURNAL OF THE HOUSE

First Regular Session, 100th GENERAL ASSEMBLY

SIXTY-THIRD DAY, MONDAY, MAY 6, 2019

The House met pursuant to adjournment.

Speaker Haahr in the Chair.

Prayer by Representative Kent Haden.

Our Father, thank You for bringing us all safely back to the legislature today.

Lord, as we start the final two weeks of session, give us physical strength to put in the hours before us, mental strength to make good decisions, and moral strength to stand by our convictions.

Lord, help us to have the wisdom of Solomon, the patience of Job, and the perseverance of Paul. Let us be just in our dealings and realize our job here is not one of power or glory but of service. Let us strive to show grace to one another as we deal with contentious issues, just as Christ showed us grace by His death on the cross.

Guide us, direct us, protect us, and help us legislate fairly.

In Christ's name, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-second day was approved as printed by the following vote:

AYES: 110

Allred	Anderson	Andrews	Appelbaum	Bailey
Bangert	Baringer	Barnes	Basye	Black 137
Black 7	Bondon	Bromley	Brown 27	Brown 70
Burnett	Burns	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 97	Deaton	Dinkins
Dogan	Eggleston	Ellebracht	Eslinger	Falkner III
Fishel	Fitzwater	Francis	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hansen
Helms	Henderson	Hill	Houx	Hovis
Hudson	Hurst	Ingle	Justus	Kelley 127
Kendrick	Knight	Kolkmeier	Lovasco	Lynch
Mackey	Mayhew	McGaugh	McGill	Miller
Mitten	Morgan	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pike	Pogue	Pollitt 52	Pollock 123	Porter
Price	Quade	Razer	Reedy	Remole
Richey	Riggs	Roberts 161	Roberts 77	Rogers
Runions	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith

2016 *Journal of the House*

Solon	Sommer	Stacy	Stephens 128	Stevens 46
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 005

Beck	Lavender	McCreery	Sain	Unsicker
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PRESENT: 006

Bland Manlove Washington	Carter	Chappelle-Nadal	McDaniel	Merideth
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ABSENT WITH LEAVE: 039

Baker	Billington	Bosley	Carpenter	Coleman 32
DeGroot	Dohrman	Ellington	Evans	Franks Jr.
Gannon	Gray	Green	Hannegan	Hicks
Kelly 141	Kidd	Love	Messenger	Moon
Morris 140	Mosley	Pietzman	Plocher	Proudie
Rehder	Toalson Reisch	Roden	Roeber	Rone
Ross	Rowland	Sauls	Shull 16	Spencer
Swan	Tate	Walker	Windham	

VACANCIES: 003

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

The following Senate Concurrent Resolution was read the second time:

**SCR 13**, relating to elective social studies courses on the Bible.

## **SECOND READING OF SENATE BILLS**

The following Senate Bills were read the second time:

**SCS SB 1**, relating to expungement of certain criminal records.

**SS SB 3**, relating to property regulations in certain cities and counties.

**SS SCS SB 37**, relating to certain crimes against the person, with penalty provisions.

**SS SB 391**, relating to agricultural operations, with an existing penalty provision.

**SB 514**, relating to MO HealthNet benefits for persons in foster care.

## **COMMITTEE REPORTS**

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

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 535**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Baringer, Deaton, Houx, Morgan, Walsh and Wood

Noes (0)

Absent (3): Burnett, Gregory and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 694**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Baringer, Burnett, Deaton, Houx, Morgan, Walsh and Wood

Noes (0)

Absent (2): Gregory and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 744**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Baringer, Burnett, Deaton, Houx, Morgan, Walsh and Wood

Noes (0)

Absent (2): Gregory and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1006**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Anderson, Deaton, Houx, Walsh and Wood

Noes (3): Baringer, Burnett and Morgan

Absent (2): Gregory and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 68**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Baringer, Burnett, Deaton, Houx, Morgan, Walsh and Wood

Noes (0)

Absent (2): Gregory and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SB 184**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Baringer, Burnett, Deaton, Houx, Morgan, Walsh and Wood

Noes (0)

Absent (2): Gregory and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 206**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Baringer, Burnett, Deaton, Houx, Morgan, Walsh and Wood

Noes (0)

Absent (2): Gregory and Wiemann

### **BILLS CARRYING REQUEST MESSAGES**

**SB 368, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 7 and House Amendment No. 8**, relating to transportation, was taken up by Representative Shawan.

Representative Shawan moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 7 and House Amendment No. 8 to SB 368** and grant the Senate a conference.

Which motion was adopted.

### **HOUSE BILLS WITH SENATE AMENDMENTS**

**SS HCS HB 694**, relating to records maintained by the Missouri highway patrol, was taken up by Representative Anderson.

On motion of Representative Anderson, **SS HCS HB 694** was adopted by the following vote:

AYES: 127

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Black 137	Black 7	Bland Manlove	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Butz	Carpenter	Chappelle-Nadal	Chipman
Christofanelli	Clemens	Coleman 97	Deaton	Dinkins
Dohrman	Eggleston	Ellebracht	Eslinger	Falkner III
Fishel	Fitzwater	Francis	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hudson	Ingle	Justus	Kelley 127	Kendrick
Kidd	Knight	Kolkmeier	Lavender	Lovasco
Love	Lynch	Mackey	Mayhew	McCreery
McGaugh	McGirl	Merideth	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Murphy
O'Donnell	Patterson	Pfausch	Pierson Jr.	Pike
Pollitt 52	Pollock 123	Porter	Price	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch

Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rogers	Ross	Runions	Ruth
Sain	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Stacy	Stevens 46	Tate	Taylor
Trent	Unsicker	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Windham	Wood
Wright	Mr. Speaker			

NOES: 004

Hurst	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 029

Billington	Busick	Carter	Coleman 32	DeGroot
Dogan	Ellington	Evans	Franks Jr.	Gannon
Gray	Green	Hannegan	Hovis	Kelly 141
Mosley	Muntzel	Neely	Pietzman	Plocher
Roeber	Rone	Rowland	Sauls	Shull 16
Spencer	Stephens 128	Swan	Walker	

VACANCIES: 003

On motion of Representative Anderson, **SS HCS HB 694** was truly agreed to and finally passed by the following vote:

AYES: 134

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Black 137	Black 7	Bland Manlove	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Butz	Carpenter	Carter	Chappelle-Nadal
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Deaton	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Ingle	Justus	Kelley 127	Kendrick
Kidd	Knight	Kolkmeyer	Lavender	Lovasco
Love	Lynch	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Murphy	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pike	Pollitt 52	Pollock 123
Porter	Price	Proudie	Quade	Razer
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roberts 77	Roden	Rogers
Ross	Runions	Ruth	Sain	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Simmons
Smith	Solon	Sommer	Stacy	Stevens 46

2020 *Journal of the House*

Tate	Taylor	Trent	Unsicker	Veit
Vescovo	Walsh	Washington	Wiemann	Wilson
Windham	Wood	Wright	Mr. Speaker	

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 023

Billington	Busick	DeGroot	Ellington	Franks Jr.
Gannon	Gray	Green	Hannegan	Kelly 141
Neely	Pietzman	Plocher	Roeber	Rone
Rowland	Sauls	Shields	Shull 16	Spencer
Stephens 128	Swan	Walker		

VACANCIES: 003

Speaker Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 135

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

NOES: 004

Hurst	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 021

Billington	DeGroot	Ellington	Franks Jr.	Gannon
Gray	Green	Hannegan	Miller	Neely
Pietzman	Plocher	Roeber	Rone	Rowland
Sauls	Shawan	Shull 16	Spencer	Swan
Walker				

VACANCIES: 003

### THIRD READING OF SENATE BILLS

**HCS SS SCS SB 291**, relating to public safety, was placed on the Informal Calendar.

**HCS SB 196**, relating to the division of state parks, was taken up by Representative McGaugh.

On motion of Representative McGaugh, the title of **HCS SB 196** was agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for Senate Bill No. 196, Page 3, Section 253.177, Line 10, by inserting after the word "**maintaining**," the word "**developing**"; and

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

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

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

#### *House Amendment No. 2*

AMEND House Committee Substitute for Senate Bill No. 196, Page 1, Section 253.080, Lines 6-7, by deleting said lines and inserting in lieu thereof the following:

"appropriated funds **unless the director has entered into an agreement with a donor to provide non-state funds as support funding for the project**"; and

Further amend said bill and section, Page 3, Line 58, by inserting after the word "**permit**" the following:

**"shall be subject to terms and conditions established by the director and"**; and

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

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

Representative Roberts (161) offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND House Committee Substitute for Senate Bill No. 196, Page 1, Section A, Line 3, by inserting after said section and line the following:

"184.815. 1. Whenever the creation of a district is desired, the owners of real property who own at least two-thirds of the real property within the proposed district may file a petition requesting the creation of a district. The petition shall be filed in the circuit court of the county in which the proposed district is located. Any petition to create a museum and cultural district pursuant to the provisions of sections 184.800 to 184.880 shall be filed within ~~five~~ **fifteen** years after the Presidential declaration establishing the disaster area.

2. The proposed district area may contain one or more parcels of real property, which may or may not be contiguous and may further include any portion of one or more municipalities.

3. The petition shall set forth:

(1) The name and address of each owner of real property located within the proposed district;

(2) A specific description of the proposed district boundaries including a map illustrating such boundaries;

(3) A general description of the purpose or purposes for which the district is being formed, including a description of the proposed museum or museums and cultural asset or cultural assets and a general plan for operation of each museum and each cultural asset within the district; and

(4) The name of the proposed district.

4. In the event any owner of real property within the proposed district who is named in the petition shall not join in the petition or file an entry of appearance and waiver of service of process in the case, a copy of the petition shall be served upon said owner in the manner provided by supreme court rule for the service of petitions generally. Any objections to the petition shall be raised by answer within the time provided by supreme court rule for the filing of an answer to a petition."; 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.

The Chair took the point of order under advisement.

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

On motion of Representative McGaugh, **HCS SB 196, as amended**, was adopted.

On motion of Representative McGaugh, **HCS SB 196, as amended**, was read the third time and passed by the following vote:

AYES: 134

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Black 137	Black 7	Bondon	Bosley
Bromley	Brown 27	Brown 70	Burnett	Burns
Busick	Butz	Carpenter	Carter	Chappelle-Nadal
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gray	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Ingle	Justus	Kelley 127
Kelly 141	Kendrick	Kolkmeier	Lavender	Lovasco



Love	Lynch	Mackey	Mayhew	McCreery
McGaugh	McGirl	Merideth	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
O'Donnell	Patterson	Pfautsch	Pierson Jr.	Pietzman
Pike	Pollitt 52	Pollock 123	Porter	Price
Proudie	Quade	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Rogers	Runions	Ruth	Sain
Sauls	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Veit	Vescovo
Walker	Walsh	Washington	Wiemann	Wilson
Windham	Wood	Wright	Mr. Speaker	

NOES: 006

Hurst	McDaniel	Moon	Pogue	Roden
Ross				

PRESENT: 002

Bland Manlove	Kidd
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ABSENT WITH LEAVE: 018

Billington	Ellington	Franks Jr.	Gannon	Green
Hannegan	Hansen	Knight	Muntzel	Murphy
Neely	Plocher	Roeber	Rone	Rowland
Shull 16	Spencer	Swan		

VACANCIES: 003

Speaker Haahr declared the bill passed.

### THIRD READING OF SENATE BILLS - INFORMAL

**SCS SB 83, as amended, with House Amendment No. 2, as amended, pending,** relating to court proceedings, was taken up by Representative Ross.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

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

2024 *Journal of the House*

Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Lovasco	Love	Lynch
Mayhew	McDaniel	McGaugh	McGill	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Murphy	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pogue	Pollitt 52	Pollock 123
Porter	Reedy	Rehder	Toalson Reisch	Remole
Richey	Riggs	Roberts 161	Roden	Ross
Ruth	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Stacy	Stephens 128	Tate	Taylor
Trent	Veit	Vescovo	Walsh	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 042

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

PRESENT: 000

ABSENT WITH LEAVE: 014

Billington	Ellington	Franks Jr.	Gannon	Green
Hannegan	Hansen	Neely	Roeber	Rone
Rowland	Shull 16	Spencer	Swan	

VACANCIES: 003

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

Representative Taylor assumed the Chair.

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

*House Amendment No. 3*

AMEND Senate Committee Substitute for Senate Bill No. 83, Page 1, Line 1, by inserting after the number "83," the following:

"Page 1, Section A, Line 2, by inserting after all of said section and line the following;

"211.211. 1. A child is entitled to be represented by counsel in all proceedings under subdivision (2) or (3) of subsection 1 of section 211.031 and by a guardian ad litem in all proceedings under subdivision (1) of subsection 1 of section 211.031.

2. The court shall appoint counsel for a child prior to the filing of a petition if a request is made therefor to the court and the court finds that the child is the subject of a juvenile court proceeding and that the child making the request is indigent.

3. (1) When a petition has been filed under subdivision (2) or (3) of subsection 1 of section 211.031, the court shall appoint counsel for the child except if private counsel has entered his or her appearance on behalf of the child or if counsel has been waived in accordance with law; **except that, counsel shall not be waived for any proceeding specified under subsection 10 of this section.**

(2) **If a child waives his or her right to counsel, such waiver shall be made in open court and be recorded and in writing and shall be made knowingly, intelligently, and voluntarily. In determining whether a child has knowingly, intelligently, and voluntarily waived his or her right to counsel, the court shall look to the totality of the circumstances including, but not limited to, the child's age, intelligence, background, and experience generally and in the court system specifically; the child's emotional stability; and the complexity of the proceedings.**

4. When a petition has been filed and the child's custodian appears before the court without counsel, the court shall appoint counsel for the custodian if it finds:

- (1) That the custodian is indigent; and
- (2) That the custodian desires the appointment of counsel; and
- (3) That a full and fair hearing requires appointment of counsel for the custodian.

5. Counsel shall be allowed a reasonable time in which to prepare to represent his client.

6. Counsel shall serve for all stages of the proceedings, including appeal, unless relieved by the court for good cause shown. If no appeal is taken, services of counsel are terminated following the entry of an order of disposition.

7. The child and his custodian may be represented by the same counsel except where a conflict of interest exists. Where it appears to the court that a conflict exists, it shall order that the child and his custodian be represented by separate counsel, and it shall appoint counsel if required by subsection 3 or 4 of this section.

8. When a petition has been filed, a child may waive his or her right to counsel only with the approval of the court **and if such waiver is not prohibited under subsection 10 of this section. If a child waives his or her right to counsel for any proceeding except proceedings under subsection 10 of this section, the waiver shall only apply to that proceeding. In any subsequent proceeding, the child shall be informed of his or her right to counsel.**

9. Waiver of counsel by a child may be withdrawn at any stage of the proceeding, in which event the court shall appoint counsel for the child if required by subsection 3 of this section.

**10. A child's right to be represented by counsel shall not be waived in any of the following proceedings:**

- (1) **At a detention hearing under Missouri supreme court rule 127.08;**
- (2) **At a certification hearing under section 211.071 or a dismissal hearing under Missouri supreme court rule 129.04;**
- (3) **At an adjudication hearing under Missouri supreme court rule 128.02 for any misdemeanor or felony offense, including the acceptance of an admission;**
- (4) **At a dispositional hearing under Missouri supreme court rule 128.03; or**
- (5) **At a hearing on a motion to modify or revoke supervision under subdivision (2) or (3) of subsection 1 of section 211.031.";** and

Further amend said bill,"; and

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

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

On motion of Representative Ross, **SCS SB 83, as amended**, was read the third time and passed by the following vote:

AYES: 126

Allred	Anderson	Andrews	Baker	Bangert
Baringer	Barnes	Basye	Beck	Black 137
Black 7	Bondon	Bosley	Bromley	Brown 27
Brown 70	Burnett	Burns	Butz	Carpenter
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97

2026 *Journal of the House*

Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Helms
Hicks	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Lavender	Love	Lynch	Mackey
Mayhew	McCreery	McGaugh	McGill	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Murphy	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pietzman	Pike	Pollitt 52
Pollock 123	Porter	Price	Proudie	Quade
Razer	Reedy	Rehder	Toalson Reisch	Remole
Richey	Riggs	Roberts 161	Rogers	Rone
Ross	Rowland	Runions	Ruth	Sain
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Trent	Unsicker	Veit	Vescovo	Walker
Walsh	Wiemann	Wilson	Wood	Wright

Mr. Speaker

NOES: 010

Busick	Henderson	Hill	Hurst	Kidd
Lovasco	McDaniel	Moon	Pogue	Taylor

PRESENT: 011

Appelbaum	Bland Manlove	Carter	Chappelle-Nadal	Gray
Merideth	Roberts 77	Roden	Sauls	Washington
Windham				

ABSENT WITH LEAVE: 013

Bailey	Billington	Ellington	Franks Jr.	Gannon
Green	Hannegan	Hansen	Neely	Plocher
Roeber	Shull 16	Swan		

VACANCIES: 003

Representative Taylor declared the bill passed.

**SB 17**, relating to the public school retirement system of Missouri, was taken up by Representative Black (7).

Representative Black (7) offered **House Amendment No. 1**.

*House Amendment No. 1*

AMEND Senate Bill No. 17, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "to public employee retirement systems."; and

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

On motion of Representative Black (7), **House Amendment No. 1** was adopted.

Representative Black (7) offered **House Amendment No. 2**.

*House Amendment No. 2*

AMEND Senate Bill No. 17, Page 3, Section B, Lines 3 and 5, by inserting before the term "section A" on each line the following:

"section 169.560 of"; and

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

On motion of Representative Black (7), **House Amendment No. 2** was adopted.

Representative Black (7) offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND Senate Bill No. 17, Page 1, Section A, Line 2, by inserting after all of said line the following:

"70.600. The following words and phrases as used in sections 70.600 to 70.755, unless a different meaning is plainly required by the context, shall mean:

(1) "Accumulated contributions", the total of all amounts deducted from the compensations of a member and standing to the member's credit in his or her individual account in the members deposit fund, together with investment credits thereon;

(2) "Actuarial equivalent", a benefit of equal reserve value;

(3) "Allowance", the total of the annuity and the pension. All allowances shall be paid not later than the tenth day of each calendar month;

(4) "Annuity", a monthly amount derived from the accumulated contributions of a member and payable by the system throughout the life of a person or for a temporary period;

(5) "Beneficiary", any person who is receiving or designated to receive a system benefit, except a retiree;

(6) "Benefit program", a schedule of benefits or benefit formulas from which the amounts of system benefits can be determined;

(7) "Board of trustees" or "board", the board of trustees of the system;

(8) "Compensation", the remuneration paid an employee by a political subdivision or by an elected fee official of the political subdivision for personal services rendered by the employee for the political subdivision or for the elected fee official in the employee's public capacity; provided, that for an elected fee official, "compensation" means that portion of his or her fees which is net after deduction of (a) compensation paid by such elected fee official to his or her office employees, if any, and (b) the ordinary and necessary expenses paid by such elected fee official and attributable to the operation of his or her office. In cases where an employee's compensation is not all paid in money, the political subdivision shall fix the reasonable value of the employee's compensation not paid in money. In determining compensation no consideration shall be given to:

(a) Any nonrecurring single sum payment paid by an employer;

(b) Employer contributions to any employee benefit plan or trust;

(c) Any other unusual or nonrecurring remuneration; or

(d) Compensation in excess of the limitations set forth in Internal Revenue Code Section 401(a)(17). The limitation on compensation for eligible employees shall not be less than the amount which was allowed to be taken into account under the system as in effect on July 1, 1993. For purposes of this paragraph, an "eligible employee" is an individual who was a member of the system before the first plan year beginning after December 31, 1995;

(9) "Credited service", the total of a member's prior service and membership service, to the extent such service is standing to the member's credit as provided in sections 70.600 to 70.755;

(10) "Employee", any person regularly employed by a political subdivision who receives compensation from the political subdivision for personal services rendered the political subdivision, including any elected official of the political subdivision whose position requires his or her regular personal services and who is compensated wholly or in part on a fee basis, and including the employees of such elected fee officials who may be compensated by such elected fee officials. The term "employee" may include any elected county official. The term "employee" shall not include any person:

(a) Who is not an elected official of the political subdivision and who is included as an active member in any other plan similar in purpose to this system by reason of his or her employment with his or her political subdivision, except the federal Social Security Old Age, Survivors, and Disability Insurance Program, as amended; or

(b) Who acts for the political subdivision under contract; or

(c) Who is paid wholly on a fee basis, except elected officials and their employees; or

(d) Who holds the position of mayor, presiding judge, president or chairman of the political subdivision or is a member of the governing body of the political subdivision; except that, such an official of a political subdivision having ten or more other employees may become a member if the official is covered under the federal Social Security Old Age, Survivors, and Disability Insurance Program, as amended, by reason of such official's employment with his or her political subdivision, by filing written application for membership with the board after the date the official qualifies for such position or within thirty days after the date his or her political subdivision becomes an employer, whichever date is later;

(11) "Employer", any political subdivision which has elected to have all its eligible employees covered by the system;

(12) "Final average salary", the monthly average of the compensations paid an employee during the period of sixty or, if an election has been made in accordance with section 70.656, thirty-six consecutive months of credited service producing the highest monthly average, which period is contained within the period of one hundred twenty consecutive months of credited service immediately preceding his or her termination of membership. Should a member have less than sixty or, if an election has been made in accordance with section 70.656, thirty-six months of credited service, "final average salary" means the monthly average of compensation paid the member during his or her total months of credited service;

(13) "Fireman", any regular or permanent employee of the fire department of a political subdivision, including a probationary fireman. The term "fireman" shall not include:

(a) Any volunteer fireman; or

(b) Any civilian employee of a fire department; or

(c) Any person temporarily employed as a fireman for an emergency;

(14) "Member", any employee included in the membership of the system;

(15) "Membership service", employment as an employee with the political subdivision from and after the date such political subdivision becomes an employer, which employment is creditable as service hereunder;

(16) "Minimum service retirement age", age sixty for a member who is neither **public safety personnel as defined in section 70.631**, a policeman, nor a fireman; "minimum service retirement age", age fifty-five for a member who is **public safety personnel as defined in section 70.631**, a policeman, or a fireman;

(17) "Pension", a monthly amount derived from contributions of an employer and payable by the system throughout the life of a person or for a temporary period;

(18) "Policeman", any regular or permanent employee of the police department of a political subdivision, including a probationary policeman. The term "policeman" shall not include:

(a) Any civilian employee of a police department; or

(b) Any person temporarily employed as a policeman for an emergency;

(19) "Political subdivision", any governmental subdivision of this state created pursuant to the laws of this state, and having the power to tax, except public school districts; a board of utilities or a board of public works which is required by charter or ordinance to establish the compensation of employees of the utility separate from the compensation of other employees of the city may be considered a political subdivision for purposes of sections 70.600 to 70.755; a joint municipal utility commission may be considered a political subdivision for purposes of sections 70.600 to 70.755;

(20) "Prior service", employment as an employee with the political subdivision prior to the date such political subdivision becomes an employer, which employment is creditable as service hereunder;

(21) "Regular interest" or "investment credits", such reasonable rate or rates per annum, compounded annually, as the board shall adopt annually;

(22) "Reserve", the present value of all payments to be made on account of any system benefit based upon such tables of experience and regular interest as the board shall adopt from time to time;

(23) "Retirant", a former member receiving a system allowance by reason of having been a member;

(24) "Retirement system" or "system", the Missouri local government employees' retirement system.

**70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no emergency telecommunicator, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.**

**2. If an employer elects to cover emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.**

**3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section."; and**

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

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

*House Amendment No. 1*

*to*

*House Amendment No. 3*

AMEND House Amendment No. 3 to Senate Bill No. 17, Page 3, Line 42, by inserting after the word "**section.**" the following:

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

(1) "Homestead", the dwelling in Missouri owned by the surviving spouse and not exceeding five acres of land surrounding it as is reasonably necessary for use of the dwelling as a home. As used in this section, "homestead" shall not include any dwelling which is occupied by more than two families;

(2) "Public safety officer", any firefighter, police officer, capitol police officer, parole officer, probation officer, correctional employee, water patrol officer, park ranger, conservation officer, commercial motor vehicle enforcement officer, emergency medical responder, as defined in section 190.100, emergency medical technician, first responder, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty, unless the death was the result of the officer's own misconduct or abuse of alcohol or drugs;

(3) "Surviving spouse", a spouse, who has not remarried, of a public safety officer.

2. For all tax years beginning on or after January 1, 2008, a surviving spouse shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to the total amount of the property taxes on the surviving spouse's homestead paid during the tax year for which the credit is claimed. A surviving spouse may claim the credit authorized under this section for each tax year beginning the year of death of the public safety officer spouse until the tax year in which the surviving spouse remarries. No credit shall be allowed for the tax year in which the surviving spouse remarries. If the amount allowable as a credit exceeds the income tax reduced by other credits, then the excess shall be considered an overpayment of the income tax.

3. The department of revenue shall promulgate rules to implement the provisions of this section.

4. 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, 2007, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall expire on December 31, ~~2019~~ **2027**, unless reauthorized by the general assembly; and

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

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits."; 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. 1 to 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. 1 to House Amendment No. 3** was withdrawn.

On motion of Representative Black (7), **House Amendment No. 3** was adopted.

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

*House Amendment No. 4*

AMEND Senate Bill No. 17, Page 3, Section 169.560, Line 66, by inserting after all of said line the following:

"215.030. 1. The commission is hereby granted, has and may exercise all powers necessary or appropriate to carry out and effectuate its purpose, including but not limited to the following:

(1) To make, purchase, or participate in the purchase of uninsured, partially insured, or fully insured loans, including mortgages insured or otherwise guaranteed by the federal government, or mortgages insured or otherwise guaranteed by other insurers of mortgages to approved mortgagors to finance the building, rehabilitation, or purchase of residential housing designed and planned to be available for rental or sale to low-income or moderate-income persons or families, as well as to finance the building, rehabilitation, or purchase of residential housing in distressed communities as defined in section 135.530 planned to be available for rental or sale to persons or families of any income level, or which will be occupied and owned by low-income or moderate-income persons, persons of any income level in distressed communities, or families upon such terms as designated in sections 215.010, 215.030, 215.060, 215.070, 215.090, and 215.160; or to purchase or participate in the purchase of any other securities which are secured, directly or indirectly, by any such loan;

(2) Insure any loan, the funds of which are to be used for the purposes of sections 215.010 to 215.250 and the borrower of which agrees to the restrictions placed on such projects by the commission;

(3) To make or participate in the making of uninsured or federally insured construction loans to approve mortgagors of residential housing for occupancy by persons and families of low to moderate income or occupancy by persons and families of any income level in distressed communities as defined in section 135.530. Such loans shall be made only upon determination by the commission that construction loans are not otherwise available,



wholly or in part, from private lenders upon reasonably equivalent terms and conditions. No commitment for a loan, except a "commitment in principle", shall be made unless all plans for development have been completed and submitted to the commission;

(4) To make temporary loans, with or without interest, but with such security for repayment as the commission deems reasonably necessary and practicable, to defray development costs to approved mortgagors of residential housing for occupancy by persons and families of low and moderate income;

(5) Adopt bylaws for the regulation of its affairs and the conduct of its business and define, from time to time, the terms "low-income" and "moderate-income" so as to best carry out the purposes of sections 215.010 to 215.250 for the people intended hereby to be assisted. The definition may vary from one part of the state to another depending on economic factors in each section;

(6) To accept appropriations, gifts, grants, bequests, and devises and to utilize or dispose of the same to carry out its purpose;

(7) To make and execute contracts, releases, compromises, and other instruments necessary or convenient for the exercise of its powers, or to carry out its purpose;

(8) To collect reasonable fees and charges in connection with making and servicing its loans, notes, bonds, obligations, commitments, and other evidences of indebtedness, and in connection with providing technical, consultative, and project assistant services. Such fees and charges shall be limited to the amounts required to pay the costs of the commission, including operating and administrative expenses, and reasonable allowances for losses which may be incurred;

(9) To invest any funds not required for immediate disbursement in obligations of the state of Missouri or of the United States government or any instrumentality thereof, the principal and interest of which are guaranteed by the state of Missouri, or the United States government or any instrumentality thereof, or bank certificates of deposit, or, in the case of funds pledged to note or bond issues of the commission, in such investments as the commission may determine; provided that, on the date of issuance such note or bond issues are rated by Standard & Poor's Corporation not lower than "AA" in the case of long-term obligations or "SP-1+" in the case of short-term obligations, or rated by Moody's Investors Service, Inc., not lower than "Aa" in the case of long-term obligations or Moody's Investment Grade I in the case of short-term obligations, or the equivalent ratings by such rating agencies in the event the ratings described in this section are changed;

(10) To sue and be sued;

(11) To have a seal and alter the same at will;

(12) To make, and from time to time, amend and repeal bylaws, rules, and regulations not inconsistent with the provisions of sections 215.010 to 215.250;

(13) To acquire, hold, and dispose of personal property for its purposes;

(14) To enter into agreements or other transactions with any federal or state agency, any person and any domestic or foreign partnership, corporation, association, or organization;

(15) To acquire real property, or an interest therein, in its own name, to sell, transfer, and convey any such property to a buyer, to lease such property to a tenant to manage and operate such property, to enter into management contracts with respect to such property, and to mortgage such property;

(16) To sell, at public or private sale, any mortgage, negotiable instrument or obligation securing a construction, land development, mortgage, or temporary loan;

(17) To procure insurance against any loss in connection with its property in such amounts, and from such insurers, as may be necessary or desirable;

(18) To consent, whenever it deems it necessary or desirable in the fulfillment of its purpose, to the modification of the rate of interest, time of payment, or any installment of principal or interest, or any other terms, of any mortgage loan, mortgage loan commitment, construction loan, temporary loan, contract, or agreement of any kind to which the commission is a party;

(19) To make and publish rules and regulations respecting its lending, insurance of loans, federally insured construction lending, and temporary lending to defray development costs and any such other rules and regulations as are necessary to effectuate its purpose;

(20) To borrow money to carry out and effectuate its purpose and to issue its negotiable bonds or notes as evidence of any such borrowing in such principal amounts and upon such terms as shall be necessary to provide sufficient funds for achieving its purpose, and to secure such bonds or notes by the pledge of revenues, mortgages, or notes of others;

(21) To issue renewal notes, to issue bonds to pay notes, and whenever it deems refunding expedient, to refund any bonds by the issuance of new bonds, whether the bonds to be refunded have or have not matured;

(22) To apply the proceeds from the sale of renewal notes or refunding bonds to the purchase, redemption, or payment of the notes or bonds to be refunded;

(23) To provide technical services to assist in the planning, processing, design, construction, or rehabilitation of residential housing for occupancy by persons and families of low and moderate income, persons and families in distressed communities as defined in section 135.530 of any income level, or land development for residential housing for occupancy by persons and families of low and moderate income or persons and families in distressed communities of any income level;

(24) To provide consultative project assistance services for residential housing for occupancy by persons and families of low and moderate income or persons and families of any income level in distressed communities as defined in section 135.530 and for land development for residential housing for occupancy by persons and families of low and moderate income, or for persons and families of any income level in distressed communities and for the residents thereof with respect to management, training and social services;

(25) To promote research and development in scientific methods of constructing low cost residential housing of high durability; and

(26) To make, purchase, or participate in the purchase of uninsured, partially insured, or fully insured loans and home improvement loans to sponsors to finance the weatherization of single and multifamily dwellings, and shall issue its negotiable bonds or notes for such purpose.

2. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority of this chapter, shall become effective only if the agency has fully complied with all of the requirements of chapter 536 including but not limited to, section 536.028 if applicable, after January 1, 1999. All rulemaking authority delegated prior to January 1, 1999, is of no force and effect and repealed as of January 1, 1999, however nothing in this act shall be interpreted to repeal or affect the validity of any rule adopted and promulgated prior to January 1, 1999. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this act shall affect the validity of any rule adopted and promulgated prior to January 1, 1999.

**3. All employees of the commission shall be eligible for membership in the Missouri state employees' retirement system, subject to all provisions in chapters 104 and 105 applicable to the system.**

260.035. 1. The authority is hereby granted and may exercise all powers necessary or appropriate to carry out and effectuate its purposes pursuant to the provisions of sections 260.005 to 260.125, including, but not limited to, the following:

(1) To adopt bylaws and rules after having held public hearings thereon for the regulation of its affairs and the conduct of its business;

(2) To adopt an official seal;

(3) To maintain a principal office and such other offices within the state as it may designate;

(4) To sue and be sued;

(5) To make and execute leases, contracts, releases, compromises, and other instruments necessary or convenient for the exercise of its powers or to carry out its purposes;

(6) To acquire, construct, reconstruct, enlarge, improve, furnish, equip, maintain, repair, operate, lease, finance, and sell equipment, structures, systems, and projects and to lease the same to any private person, firm, or corporation, or to any public body, political subdivision, or municipal corporation. Any such lease may provide for the construction of the project by the lessee;

(7) To issue bonds and notes as hereinafter provided and to make, purchase, or participate in the purchase of loans or municipal obligations and to guarantee loans to finance the acquisition, construction, reconstruction, enlargement, improvement, furnishing, equipping, maintaining, repairing, operating, or leasing of a project;

(8) To invest any funds not required for immediate disbursement in obligations of the state of Missouri or of the United States or any agency or instrumentality thereof, or in bank certificates of deposit; provided, however, the foregoing limitations on investments shall not apply to proceeds acquired from the sale of bonds or notes which are held by a corporate trustee pursuant to section 260.060;

(9) To acquire by gift or purchase, hold and dispose of real and personal property in the exercise of its powers and the performance of its duties hereunder;

(10) To employ managers and other employees and retain or contract with architects, engineers, accountants, financial consultants, attorneys, and such other persons, firms, or corporations who are necessary in its judgment to carry out its duties, and to fix the compensation thereof;

(11) To receive and accept appropriations, bequests, gifts, and grants and to utilize or dispose of the same to carry out its purposes pursuant to the provisions of sections 260.005 to 260.125;

(12) To engage in research and development with respect to pollution control facilities and solid waste or sewage disposal facilities, ~~and~~ water facilities, resource recovery facilities, and the development of energy resources;

(13) To collect rentals, fees, and other charges in connection with its services or for the use of any project hereunder;

(14) To sell at private sale any of its property or projects to any private person, firm, or corporation, or to any public body, political subdivision, or municipal corporation, on such terms as it deems advisable, including the right to receive for such sale the note or notes of any such person to whom the sale is made. Any such sale shall provide for payments adequate to pay the principal of and interest and premiums, if any, on the bonds or notes issued to finance such project or portion thereof. Any such sale may provide for the construction of the project by the purchaser of the project;

(15) To make, purchase, or participate in the purchase of loans to finance the development and marketing of:

(a) Means of energy production utilizing energy sources other than fossil or nuclear fuel, including, but not limited to, wind, water, solar, biomass, solid waste, and other renewable energy resource technologies;

(b) Fossil fuels and recycled fossil fuels which are indigenous energy resources produced in the state of Missouri, including coal, heavy oil, and tar sands; and

(c) Synthetic fuels produced in the state of Missouri;

(16) To insure any loan, the funds of which are to be used for the development and marketing of energy resources as authorized by sections 260.005 to 260.125;

(17) To make temporary loans, with or without interest, but with such security for repayment as the authority deems reasonably necessary and practicable, to defray development costs of energy resource development projects;

(18) To collect reasonable fees and charges in connection with making and servicing its loans, notes, bonds and obligations, commitments, and other evidences of indebtedness made, issued or entered into to develop energy resources, and in connection with providing technical, consultative, and project assistance services in the area of energy development. Such fees and charges shall be limited to the amounts required to pay the costs of the authority, including operating and administrative expenses, and reasonable allowance for losses which may be incurred;

(19) To enter into agreements or other transactions with any federal or state agency, any person and any domestic or foreign partnership, corporation, association, or organization to carry out the provisions of sections 260.005 to 260.125;

(20) To sell, at public or private sale, any mortgage and any real or personal property subject to that mortgage, negotiable instrument, or obligation securing any loan;

(21) To procure insurance against any loss in connection with its property in such amounts, and from such insurers, as may be necessary or desirable;

(22) To consent to the modification of the rate of interest, time of payment for any installment of principal or interest, or any other terms, of any loan, loan commitment, temporary loan, contract, or agreement made directly by the authority;

(23) To make and publish rules and regulations concerning its lending, insurance of loans, and temporary lending to defray development costs, along with such other rules and regulations as are necessary to effectuate its purposes. No rule or portion of a rule promulgated under the authority of sections 260.005 to 260.125 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024;

(24) To borrow money to carry out and effectuate its purpose in the area of energy resource development and to issue its negotiable bonds or notes as evidence of any such borrowing in such principal amounts and upon such terms as shall be determined by the authority, and to secure such bonds or notes by the pledge of revenues, mortgages, or notes of others as authorized by sections 260.005 to 260.125.

2. The authority shall develop a hazardous waste facility if the study required in section 260.037 demonstrates that a facility is economically feasible. The facility, which shall not include a hazardous waste landfill, may be operated by any eligible party as specified in this section. The authority shall begin development of the facility by July 1, 1985.

**3. All employees of the authority shall be eligible for membership in the Missouri state employees' retirement system, subject to all provisions in chapters 104 and 105 applicable to the system.";** and

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

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

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

*House Amendment No. 5*

AMEND Senate Bill No. 17, Page 1, Section A, Line 2, by inserting after all of said line the following:

"169.141. 1. Any person receiving a retirement allowance under sections 169.010 to 169.140, and who elected a reduced retirement allowance under subsection 3 of section 169.070 with his or her spouse as the nominated beneficiary, may nominate a successor beneficiary under either of the following circumstances:

(1) If the nominated beneficiary precedes the retired person in death, the retired person may, upon remarriage, nominate the new spouse under the same option elected in the application for retirement;

(2) If the marriage of the retired person and the nominated beneficiary is dissolved, and if the dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance, the retired person may, upon remarriage, nominate the new spouse under the same option elected in the application for retirement.

2. Any nomination of a successor beneficiary under subdivision (1) or (2) of subsection 1 of this section must be made in accordance with procedures established by the board of trustees, and must be filed within ninety days of May 6, 1993, or within one year of the remarriage, whichever later occurs. Upon receipt of a successor nomination filed in accordance with those procedures, the board shall adjust the retirement allowance to reflect actuarial considerations of that nomination as well as previous beneficiary and successor beneficiary nominations.

3. Any person receiving a retirement allowance under sections 169.010 to 169.140 who elected a reduced retirement allowance under subsection 3 of section 169.070 with his or her spouse as the nominated beneficiary may have the retirement allowance increased to the amount the retired member would be receiving had the retired member elected option 1 if:

(1) The marriage of the retired person and the nominated spouse is dissolved on or after September 1, 2017;  
~~(2) The], and the~~ dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance; ~~and] or~~

**(2) The marriage of the retired person and the nominated spouse was dissolved before September 1, 2017, and:**

**(a) The dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance, and the parties obtain an amended or modified dissolution decree after September 1, 2017, providing for the immediate removal of the nominated spouse, or the nominated spouse consents in writing to his or her immediate removal as nominated beneficiary and disclaims all rights to future benefits to the satisfaction of the board of trustees; or**

**(b) The dissolution decree does not provide for sole retention by the retired person of all rights in the retirement allowance and the parties obtain an amended or modified dissolution decree after September 1, 2017, which provides for sole retention by the retired person of all rights in the retirement allowance; and**

(3) The person receives a retirement allowance under subsection 3 of section 169.070.

Any such increase in the retirement allowance shall be effective upon the receipt of an application for such increase and a certified copy of the decree of dissolution **and separation agreement, if applicable**, that meets the requirements of this section."; and

Further amend said bill, Page 3, Section 169.560, Line 66, by inserting after all of said section and line the following:

"169.715. 1. Any person receiving a retirement allowance under sections 169.600 to 169.712, and who elected a reduced retirement allowance under subsection 4 of section 169.670 with his or her spouse as the nominated beneficiary, may nominate a successor beneficiary under either of the following circumstances:

(1) If the nominated beneficiary precedes the retired person in death, the retired person may, upon remarriage, nominate the new spouse under the same option elected in the application for retirement;

(2) If the marriage of the retired person and the nominated beneficiary is dissolved, and if the dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance, the retired person may, upon remarriage, nominate the new spouse under the same option elected in the application for retirement.

2. Any nomination of a successor beneficiary under subdivision (1) or (2) of subsection 1 of this section must be made in accordance with procedures established by the board of trustees, and must be filed within ninety days of May 6, 1993, or within one year of the remarriage, whichever later occurs. Upon receipt of a successor nomination filed in accordance with those procedures, the board shall adjust the retirement allowance to reflect actuarial considerations of that nomination as well as previous beneficiary and successor beneficiary nominations.

3. Any person receiving a retirement allowance under sections 169.600 to 169.715 who elected a reduced retirement allowance under subsection 4 of section 169.670 with his or her spouse as the nominated beneficiary may have the retirement allowance increased to the amount the retired member would be receiving had the retired member elected option 1 if:

(1) The marriage of the retired person and the nominated spouse is dissolved on or after September 1, 2017;

(2) ~~The~~, **and the** dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance; ~~and~~ **or**

**(2) The marriage of the retired person and the nominated spouse was dissolved before September 1, 2017, and:**

**(a) The dissolution decree provides for sole retention by the retired person of all rights in the retirement allowance, and the parties obtain an amended or modified dissolution decree after September 1, 2017, providing for the immediate removal of the nominated spouse, or the nominated spouse consents in writing to his or her immediate removal as nominated beneficiary and disclaims all rights to future benefits to the satisfaction of the board of trustees; or**

**(b) The dissolution decree does not provide for sole retention by the retired person of all rights in the retirement allowance and the parties obtain an amended or modified dissolution decree after September 1, 2017, which provides for sole retention by the retired person of all rights in the retirement allowance; and**

(3) The person receives a retirement allowance under subsection 4 of section 169.670.

Any such increase in the retirement allowance shall be effective upon the receipt of an application for such increase and a certified copy of the decree of dissolution **and separation agreement, if applicable**, that meets the requirements of this section."; and

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

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

On motion of Representative Black (7), **SB 17, as amended**, was read the third time and passed by the following vote:

AYES: 137

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Black 137	Black 7	Bland Manlove	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Busick	Butz	Carpenter	Carter
Chappelle-Nadal	Christofanelli	Clemens	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Eslinger	Falkner III	Fishel	Fitzwater
Francis	Gray	Grier	Griesheimer	Griffith
Haden	Haffner	Hansen	Helms	Henderson
Hicks	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd

2036 *Journal of the House*

Knight	Kolkmeyer	Lavender	Love	Lynch
Mackey	Mayhew	McCreery	McGaugh	McGill
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Murphy	O'Donnell
Patterson	Pfausch	Pierson Jr.	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	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
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Veit	Vescovo
Walsh	Washington	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

NOES: 006

Hill	Hurst	Lovasco	McDaniel	Moon
Pogue				

PRESENT: 001

Windham

ABSENT WITH LEAVE: 016

Billington	Chipman	Dohrman	Ellington	Evans
Franks Jr.	Gannon	Green	Gregory	Hannegan
Merideth	Neely	Roeber	Shull 16	Swan
Walker				

VACANCIES: 003

Representative Taylor declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 002

Kelly 141	Murphy
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NOES: 136

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Black 137	Black 7	Bland Manlove	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Burns	Busick	Butz	Carpenter	Carter
Chappelle-Nadal	Chipman	Clemens	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gray	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hansen	Helms	Henderson	Houx	Hovis
Hudson	Hurst	Ingle	Justus	Kelley 127

Kendrick	Kidd	Knight	Kolkmeyer	Lavender
Lovasco	Love	Lynch	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pietzman	Pike	Plocher
Pogue	Pollitt 52	Pollock 123	Porter	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Rogers	Rone	Ross	Rowland	Runions
Ruth	Sain	Sauls	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Solon
Sommer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walsh
Washington	Wilson	Windham	Wood	Wright
Mr. Speaker				

PRESENT: 001

Roden

ABSENT WITH LEAVE: 021

Billington	Christofanelli	Ellington	Franks Jr.	Gannon
Green	Hannegan	Hicks	Hill	McDaniel
Neely	Price	Roeber	Schnelting	Shull 16
Smith	Spencer	Swan	Veit	Walker
Wiemann				

VACANCIES: 003

**SS SCS SB 230**, relating to guardianship and conservatorship proceedings, was taken up by Representative Knight.

Representative Knight moved that the title of **SS SCS SB 230** be agreed to.

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

*House Amendment No. 1*

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 230, Page 1, In the Title, Line 3, by deleting the phrase "guardianship and conservatorship" and inserting in lieu thereof the word "judicial"; and

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

Representative Lavender raised a point of order.

The point of order was withdrawn.

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

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

*House Amendment No. 2*

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 230, Page 6, Section 475.115, Line 18, by inserting after all of said section and line the following:

"508.010. 1. As used in this section, "principal place of residence" shall mean the county which is the main place where an individual resides in the state of Missouri. ~~[There shall be a rebuttable presumption that the county of voter registration at the time of injury is the principal place of residence.]~~ There shall be only one principal place of residence.

**(1) For an individual person, there shall be a rebuttable presumption that the county of voter registration at the time of injury is the principal place of residence.**

**(2) Notwithstanding subdivision (1) of this subsection, for an individual whose conduct at issue was alleged in at least one count to be in the course and scope of his or her employment with a corporation, the individual's principal place of residence for venue purposes shall be deemed to be the applicable corporation's principal place of residence.**

**(3) For a corporation that, either directly or through its subsidiaries, wholly owns or operates a railroad, the place where the corporation has its registered agent is its principal place of residence for the purposes of venue, provided that the registered agent is in a city not within a county, a charter county, or a first class county.**

2. In all actions in which there is no count alleging a tort, venue shall be determined as follows:

(1) When the defendant is a resident of the state, either in the county within which the defendant resides, or in the county within which the plaintiff resides, and the defendant may be found;

(2) When there are several defendants, and they reside in different counties, the suit may be brought in any such county;

(3) When there are several defendants, some residents and others nonresidents of the state, suit may be brought in any county in this state in which any defendant resides;

(4) When all the defendants are nonresidents of the state, suit may be brought in any county in this state, **provided there is personal jurisdiction over each defendant, independent of each other defendant.**

3. The term "tort" shall include claims based upon improper health care, under the provisions of chapter 538.

4. Notwithstanding any other provision of law, in all actions in which there is any count alleging a tort and in which the plaintiff was first injured in the state of Missouri, venue shall be in the county where the plaintiff was first injured by the ~~[wrongful]~~ acts or ~~[negligent]~~ conduct alleged in the action.

5. Notwithstanding any other provision of law, in all actions in which there is any count alleging a tort and in which the plaintiff was first injured outside the state of Missouri, venue **as to that individual plaintiff** shall be determined as follows:

(1) If the defendant is a corporation, then venue shall be in any county where a defendant corporation's registered agent is located or, if the plaintiff 's principal place of residence was in the state of Missouri on the date the plaintiff was first injured, then venue may be in the county of the plaintiff 's principal place of residence on the date the plaintiff was first injured;

(2) If the defendant is an individual, then venue shall be in ~~[any]~~ **the county [of] where the [individual-defendant's] defendant has his or her principal place of residence in the state of Missouri, which for venue purposes shall be deemed to be that of his or her employer corporation if any count alleges conduct in the course and scope of his or her employment with that corporation,** or, if the plaintiff 's principal place of residence was in the state of Missouri on the date the plaintiff was first injured, then venue **as to that individual plaintiff** may be in the county containing the plaintiff 's principal place of residence on the date the plaintiff was first injured;

(3) Notwithstanding subdivisions (1) and (2) of this subsection, if the plaintiff was first injured in a foreign country in connection with any railroad operations therein and any defendant is a:

(a) Corporation that, either directly or through its subsidiaries, wholly owns or operates the foreign railroad; or

(b) Wholly owned subsidiary of a corporation that, either directly or through its subsidiaries, wholly owns or operates the foreign railroad;

then venue shall exclusively be in the county where any such defendant corporation's registered agent is located, regardless of venue as to any other defendant or, if the plaintiff 's principal place of residence was in the state of Missouri on the date the plaintiff was first injured, then venue may be in the county of the plaintiff 's principal place of residence on the date the plaintiff was first injured.



6. Any action, in which any county shall be a plaintiff, may be commenced and prosecuted to final judgment in the county in which the defendant or defendants reside, or in the county suing and where the defendants, or one of them, may be found.

7. In all actions, process shall be issued by the court in which the action is filed and process may be served in any county within the state.

8. In any action for defamation or for invasion of privacy, the plaintiff shall be considered first injured in the county in which the defamation or invasion was first published.

9. In all actions, venue shall be determined as of the date the plaintiff was first injured.

10. All motions to dismiss or to transfer based upon a claim of improper venue shall be deemed granted if not denied within ninety days of filing of the motion unless such time period is waived in writing by all parties.

11. In a wrongful death action, the plaintiff shall be considered first injured where the decedent was first injured by the wrongful acts or negligent conduct alleged in the action. In any spouse's claim for loss of consortium, the plaintiff claiming consortium shall be considered first injured where the other spouse was first injured by the wrongful acts or negligent conduct alleged in the action.

12. The provisions of this section shall apply irrespective of whether the defendant is a for-profit or a not-for-profit entity.

13. In any civil action, if all parties agree in writing to a change of venue, the court shall transfer venue to the county within the state unanimously chosen by the parties. If any parties are added to the cause of action after the date of said transfer who do not consent to said transfer then the cause of action shall be transferred to such county in which venue is appropriate under this section, based upon the amended pleadings.

14. A plaintiff is considered first injured where the trauma or exposure occurred rather than where symptoms are first manifested.

**15. If the county where the plaintiff's claim is filed is not a proper venue, that plaintiff shall be transferred to a county where proper venue can be established. If no such county exists in the state of Missouri, the claim shall be dismissed without prejudice.**

**16. Denial of a motion to transfer venue pursuant to sections 507.040, 507.050, or 508.010, if denied in error, requires reversal, and no finding of prejudice under Missouri supreme court rule 84.13(b) is required for reversal.**

**17. For the purposes of this section, a domestic insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. A foreign insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. If a foreign insurance company does not maintain a registered office in any county in Missouri, the foreign insurance company shall be deemed to reside in, and be a resident of, Cole County.";** 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: 100

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hill	Houx	Hovis	Hudson
Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lovasco	Love	Lynch
Mayhew	McGaugh	McGill	Messenger	Moon
Morris 140	Morse 151	Muntzel	Murphy	O'Donnell

2040 *Journal of the House*

Patterson	Pfautsch	Pietzman	Pike	Plocher
Pogue	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Simmons	Smith	Solon	Stacy	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 042

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

PRESENT: 000

ABSENT WITH LEAVE: 018

Christofanelli	Eggleston	Franks Jr.	Gannon	Green
Hicks	McDaniel	Miller	Neely	Pollitt 52
Roeber	Rogers	Shull 16	Sommer	Spencer
Stephens 128	Swan	Walker		

VACANCIES: 003

On motion of Representative Kolkmeyer, **House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded by Representative Mitten:

AYES: 114

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Brown 70	Burnett	Busick	Carpenter
Chipman	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Eslinger	Falkner III	Fishel	Fitzwater	Francis
Gregory	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hansen	Helms	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lovasco	Love	Lynch
Mayhew	McGaugh	McGirl	Messenger	Miller
Morgan	Morris 140	Morse 151	Muntzel	Murphy
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pollitt 52	Porter	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roden	Rogers	Rone	Ross
Rowland	Runions	Ruth	Sain	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields

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

NOES: 031

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Brown 27	Burns	Butz	Carter
Chappelle-Nadal	Clemens	Ellington	Gray	Hurst
Ingle	Lavender	Mackey	McCreery	Merideth
Mitten	Moon	Mosley	Pierson Jr.	Pogue
Price	Quade	Roberts 77	Stevens 46	Unsicker
Windham				

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 014

Bosley	Eggleston	Evans	Franks Jr.	Gannon
Green	McDaniel	Neely	Pollock 123	Roeber
Sauls	Shull 16	Swan	Walker	

VACANCIES: 003

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

*House Amendment No. 3*

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 230, Page 1, Section A, Line 3, by inserting after said section and line the following:

**"21.875. 1. There is hereby established an interim joint committee of the general assembly to be known as the "Interim Joint Committee on Juvenile Court Jurisdiction and Implementation" to be composed of two members of the senate and two members of the house of representatives. Of the four members to be appointed to the joint committee, the two senate members shall be appointed by the president pro tempore and the minority leader of the senate and the two house members shall be appointed by the speaker and the minority floor leader of the house of representatives. Additional joint committee members shall include:**

- (1) A chief juvenile officer from a single county judicial circuit appointed by the Missouri Juvenile Justice Association;**
- (2) A chief juvenile officer from a multicounty judicial circuit appointed by the Missouri Juvenile Justice Association;**
- (3) A superintendent of a Missouri juvenile detention center appointed by the Missouri Juvenile Justice Association;**
- (4) The Missouri office of state courts administrator, or his or her designee;**
- (5) The director of the division of youth services within the department of social services;**
- (6) The commissioner of education, or his or her designee, within the department of elementary and secondary education;**
- (7) The president, or his or her designee, of the Missouri Police Chiefs' Association;**
- (8) The executive director, or his or her designee, of the Missouri Sheriffs' Association;**
- (9) The director, or his or her designee, of the Missouri state public defender;**
- (10) The executive director, or his or her designee, of the Missouri school board association;**
- (11) A juvenile or family court judge appointed by the Missouri supreme court;**

- (12) The executive director, or his or her designee, of the Metropolitan Congregations United;
  - (13) The executive director, or his or her designee, of the Missouri Association of Counties;
  - (14) The executive director, or his or her designee, of the Missouri Juvenile Justice Association;
  - (15) A member of the Juvenile Justice Advisory Group, appointed by the director of the department of public safety; and
  - (16) The director of the department of public safety, or his or her designee.
2. The joint committee shall review current juvenile court jurisdiction as it pertains to status and delinquency offenses and develop a plan for full implementation of raising the age of juvenile court jurisdiction to seventeen years of age. The implementation plan shall include:
- (1) An analysis of the impact raising the age of juvenile court jurisdiction will have on state and county budgets as well as identify resource issues and cost mitigation strategies;
  - (2) An appropriate fiscal note that is based on the analysis under subdivision (1) of this subsection;
  - (3) An allocation of funds deposited into the juvenile justice preservation fund established under section 211.435, as well as recommendations on how the funds may be used;
  - (4) An analysis of projected cases relating to subdivision (2) of subsection 1 of section 211.031, and an examination of best practices and alternatives for status offenders seventeen years of age;
  - (5) An examination of alternative strategies, such as civil citations or other diversion processes; and
  - (6) Addressing additional statutory implications of raising the age of juvenile court jurisdiction to include the following:
    - (a) Compulsory school attendance;
    - (b) Age of commitment to the division of youth services;
    - (c) Certification;
    - (d) Dual jurisdiction; and
    - (e) Refining definitions.
3. The joint committee shall meet within thirty days after its creation and select a chair and vice chair, one of whom shall be the chair of the senate committee on judiciary and one of whom shall be the chair of the house committee on judiciary. A majority of the joint committee shall constitute a quorum, but the concurrence of a majority of the members shall be required for the determination of any matter within the joint committee's duties.
4. The joint committee shall meet at least quarterly and at locations other than Jefferson City if the joint committee deems it necessary.
5. The joint committee shall be staffed by legislative personnel as is deemed necessary to assist the joint committee in the performance of its duties.
6. The members of the joint committee shall serve without compensation but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.
7. It shall be the duty of the joint committee to compile a full report of its activities for submission to the general assembly by January 15, 2020. Copies of the report containing such recommendations shall be sent to the appropriate directors of state or local government agencies or departments included in the report."; and

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

Representative Pollock (123) offered **House Amendment No. 1 to House Amendment No. 3**.

*House Amendment No. 1  
to  
House Amendment No. 3*

AMEND House Amendment No. 3 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 230, Page 2, Line 34, by inserting after said line the following:

"Further amend said bill, Page 6, Section 475.115, Line 18, by inserting after said section and line the following:

"544.455. 1. Any person charged with a bailable offense, at his or her appearance before ~~[an associate circuit judge or]~~ a judge, may be ordered released pending trial, appeal, or other stage of the proceedings against him on his personal recognizance, unless the ~~[associate circuit judge or]~~ judge determines, in the exercise of his discretion, that such a release will not reasonably assure the appearance of the person as required. When such a determination is made, the ~~[associate circuit judge or]~~ judge may either in lieu of or in addition to the above methods of release, impose any or any combination of the following conditions of release which will reasonably assure the appearance of the person for trial:

(1) Place the person in the custody of a designated person or organization agreeing to supervise him;  
 (2) Place restriction on the travel, association, or place of abode of the person during the period of release;  
 (3) Require the execution of a bail bond with sufficient solvent sureties, or the deposit of cash in lieu thereof **by a defendant or a third party; however, the court shall accept in lieu of a cash only bond a guaranty from any surety who is in compliance with general laws regulating such profession. Cash only bonds involving child support enforcement, insufficient funds, and enforcing posttrial collections of court costs, fines, and restitution shall be excluded from the provisions of this subdivision;**

(4) Require the person to report regularly to some officer of the court, ~~[or]~~ peace officer, ~~[in such manner as the associate circuit judge or judge directs]~~ **or a private pretrial court services company;**

(5) Require the execution of a bond in a given sum and the deposit in the registry of the court of ten percent, or such lesser percent as the judge directs, of the sum in cash or negotiable bonds of the United States or of the state of Missouri or any political subdivision thereof. **The court shall accept, in lieu of a percentage bond under this subdivision, a guaranty from any surety properly licensed under the laws of Missouri in an amount equal to the percentage the court required from the defendant or third party and confirm sufficient assets of a private individual acting as the guaranty of the full amount of bond if a percentage of the full amount of the bond in lieu thereof was accepted by the court. Upon judgment of a bail bond forfeiture, moneys shall be disbursed in the same manner as a judgment that is paid by a professional surety;**

(6) Place the person on house arrest with electronic monitoring; except that all costs associated with the electronic monitoring shall be charged to the person on house arrest. If the judge finds the person unable to afford the costs associated with electronic monitoring, the judge may order that the person be placed on house arrest with electronic monitoring if the county commission agrees to pay from the general revenue of the county the costs of such monitoring. If the person on house arrest is unable to afford the costs associated with electronic monitoring and the county commission does not agree to pay the costs of such electronic monitoring, the judge shall not order that the person be placed on house arrest with electronic monitoring;

(7) Impose any other condition deemed reasonably necessary to assure appearance as required, including a condition requiring that the person return to custody after specified hours.

2. In determining which conditions of release will reasonably assure appearance, the associate circuit judge or judge shall, on the basis of available information, take into account the nature and circumstances of the offense charged, the weight of the evidence against the accused, the accused's family ties, employment, financial resources, character and mental condition, the length of his residence in the community, his record of convictions, and his record of appearance at court proceedings or flight to avoid prosecution or failure to appear at court proceedings.

3. ~~[An associate circuit judge or]~~ A judge authorizing the release of a person under this section shall issue an appropriate order containing a statement of the conditions imposed, if any, shall inform such person of the penalties applicable to violations of the conditions of his release and shall advise him that a warrant for his arrest will be issued immediately upon any such violation.

4. A person for whom conditions of release are imposed and who after twenty-four hours from the time of the release hearing continues to be detained as a result of his inability to meet the conditions of release, shall, upon application, be entitled to have the condition reviewed by the associate circuit judge or judge who imposed them. The motion shall be determined promptly.

5. ~~[An associate circuit judge or]~~ A judge ordering the release of a person on any condition specified in this section may at any time amend his order to impose additional or different conditions of release; except that, if the imposition of such additional or different conditions results in the detention of the person as a result of his inability to meet such conditions or in the release of the person on a condition requiring him to return to custody after specified hours, the provisions of subsection 4 of this section shall apply.

6. Information stated in, or offered in connection with, any order entered pursuant to this section need not conform to the rules pertaining to the admissibility of evidence in a court of law.

7. Nothing contained in this section shall be construed to prevent the disposition of any case or class of cases by forfeiture of collateral security where such disposition is authorized by the court.

8. Persons charged with violations of municipal ordinances may be released by a municipal judge or other judge who hears and determines municipal ordinance violation cases of the municipality involved under the same conditions and in the same manner as provided in this section for release by an associate circuit judge.

9. A circuit court may adopt a local rule authorizing the pretrial release on electronic monitoring pursuant to subdivision (6) of subsection 1 of this section in lieu of incarceration of individuals charged with offenses specifically identified therein.

**10. A person serving as a municipal, associate circuit, or circuit judge, or a family member of such person within the first degree of affinity or consanguinity, shall be prohibited from owning a private pretrial court services company unless two years have elapsed since the date the person has served as an associate circuit or a circuit judge."; and"; and**

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

On motion of Representative Pollock (123), **House Amendment No. 1 to House Amendment No. 3** was adopted.

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

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

*House Amendment No. 4*

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 230, Page 2, Section 209.625, Line 27, by inserting after all of said section and line the following;

"211.211. 1. A child is entitled to be represented by counsel in all proceedings under subdivision (2) or (3) of subsection 1 of section 211.031 and by a guardian ad litem in all proceedings under subdivision (1) of subsection 1 of section 211.031.

2. The court shall appoint counsel for a child prior to the filing of a petition if a request is made therefor to the court and the court finds that the child is the subject of a juvenile court proceeding and that the child making the request is indigent.

3. **(1)** When a petition has been filed under subdivision (2) or (3) of subsection 1 of section 211.031, the court shall appoint counsel for the child except if private counsel has entered his or her appearance on behalf of the child or if counsel has been waived in accordance with law; **except that, counsel shall not be waived for any proceeding specified under subsection 10 of this section.**

**(2) If a child waives his or her right to counsel, such waiver shall be made in open court and be recorded and in writing and shall be made knowingly, intelligently, and voluntarily. In determining whether a child has knowingly, intelligently, and voluntarily waived his or her right to counsel, the court shall look to the totality of the circumstances including, but not limited to, the child's age, intelligence, background, and experience generally and in the court system specifically; the child's emotional stability; and the complexity of the proceedings.**

4. When a petition has been filed and the child's custodian appears before the court without counsel, the court shall appoint counsel for the custodian if it finds:

- (1) That the custodian is indigent; and
- (2) That the custodian desires the appointment of counsel; and
- (3) That a full and fair hearing requires appointment of counsel for the custodian.

5. Counsel shall be allowed a reasonable time in which to prepare to represent his client.

6. Counsel shall serve for all stages of the proceedings, including appeal, unless relieved by the court for good cause shown. If no appeal is taken, services of counsel are terminated following the entry of an order of disposition.

7. The child and his custodian may be represented by the same counsel except where a conflict of interest exists. Where it appears to the court that a conflict exists, it shall order that the child and his custodian be represented by separate counsel, and it shall appoint counsel if required by subsection 3 or 4 of this section.

8. When a petition has been filed, a child may waive his **or her** right to counsel only with the approval of the court **and if such waiver is not prohibited under subsection 10 of this section. If a child waives his or her right to counsel for any proceeding except proceedings under subsection 10 of this section, the waiver shall only apply to that proceeding. In any subsequent proceeding, the child shall be informed of his or her right to counsel.**

9. Waiver of counsel by a child may be withdrawn at any stage of the proceeding, in which event the court shall appoint counsel for the child if required by subsection 3 of this section.

**10. A child's right to be represented by counsel shall not be waived in any of the following proceedings:**

- (1) At a detention hearing under Missouri supreme court rule 127.08;**
- (2) At a certification hearing under section 211.071 or a dismissal hearing under Missouri supreme court rule 129.04;**
- (3) At an adjudication hearing under Missouri supreme court rule 128.02 for any misdemeanor or felony offense, including the acceptance of an admission;**
- (4) At a dispositional hearing under Missouri supreme court rule 128.03; or**
- (5) At a hearing on a motion to modify or revoke supervision under subdivision (2) or (3) of subsection 1 of section 211.031."; 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

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 7	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Houx	Hovis	Hudson
Hurst	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Lovasco	Lynch	Mayhew	McDaniel
McGaugh	McGill	Miller	Morris 140	Morse 151
Muntzel	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Pogue	Pollitt 52	Pollock 123	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roden	Rone	Ross
Ruth	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Solon	Sommer	Spencer
Stacy	Stephens 128	Tate	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wright	Mr. Speaker			

NOES: 042

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

2046 *Journal of the House*

Ellington	Gray	Ingle	Kendrick	Lavender
Mackey	McCreery	Merideth	Mitten	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: 021

Black 137	Carter	Clemens	Franks Jr.	Gannon
Green	Gregory	Hill	Kidd	Love
Messenger	Moon	Murphy	Neely	Plocher
Roeber	Schnelting	Shull 16	Smith	Swan
Wood				

VACANCIES: 003

On motion of Representative Burnett, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Burnett:

AYES: 121

Allred	Anderson	Andrews	Appelbaum	Bailey
Bangert	Baringer	Barnes	Basye	Beck
Black 137	Bland Manlove	Bondon	Bosley	Brown 27
Brown 70	Burnett	Burns	Butz	Carpenter
Carter	Chappelle-Nadal	Chipman	Christofanelli	Clemens
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Eslinger	Falkner III
Fitzwater	Gray	Grier	Griesheimer	Griffith
Haden	Hannegan	Hansen	Helms	Hicks
Houx	Hudson	Ingle	Justus	Kelley 127
Kelly 141	Kendrick	Knight	Kolkmeyer	Lavender
Lovasco	Love	Lynch	Mackey	McCreery
McDaniel	McGaugh	Merideth	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Murphy	O'Donnell	Patterson	Pfaufsich
Pierson Jr.	Pietzman	Pike	Pollock 123	Porter
Price	Proudie	Quade	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Rogers	Rone	Ross
Rowland	Runions	Ruth	Sain	Sauls
Schnelting	Schroer	Sharpe	Shaul 113	Shields
Simmons	Solon	Stephens 128	Stevens 46	Tate
Trent	Unsicker	Veit	Vescovo	Walker
Walsh	Washington	Wiemann	Wilson	Windham
Mr. Speaker				

NOES: 024

Baker	Billington	Black 7	Bromley	Busick
Coleman 32	Ellebracht	Evans	Fishel	Francis
Haffner	Henderson	Hovis	Hurst	Kidd
Mayhew	McGill	Pogue	Pollitt 52	Shawan
Spencer	Stacy	Taylor	Wright	



PRESENT: 001

Roden

ABSENT WITH LEAVE: 014

Franks Jr.	Gannon	Green	Gregory	Hill
Moon	Neely	Plocher	Roeber	Shull 16
Smith	Sommer	Swan	Wood	

VACANCIES: 003

## Representative Mitten offered **House Amendment No. 5.**

### *House Amendment No. 5*

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 230, Page 6, Section 475.115, Line 18, by inserting after all of said section and line the following:

"476.001. An efficient, well operating and productive judiciary is essential to the preservation of the people's liberty and prosperity. In order to achieve this goal, the general assembly and the supreme court must constantly be aware of the operations, needs, strengths and weaknesses of the judicial system. It is the purpose of sections 476.001, 476.055, 476.330 to 476.380, 476.412, 476.681, and 477.405 to provide the general assembly and the supreme court with the mechanisms to obtain on a continuing basis a comprehensive analysis of judicial resources and an efficient and organized method of identifying the problems and needs as they occur. It is the further purpose of sections 476.001, 476.055, 476.330 to 476.380, 476.412, 476.681, 477.405, 478.073, **and 478.320**~~], and subdivision (12) of subsection 1 of section 600.042]~~ to provide a system for the efficient allocation of available personnel, facilities and resources to achieve a uniform and effective operation of the judicial system.

600.042. 1. The director shall:

- (1) Direct and supervise the work of the deputy directors and other state public defender office personnel appointed pursuant to this chapter; and he or she and the deputy director or directors may participate in the trial and appeal of criminal actions at the request of the defender;
- (2) Submit to the commission, between August fifteenth and September fifteenth of each year, a report which shall include all pertinent data on the operation of the state public defender system, the costs, projected needs, and recommendations for statutory changes. Prior to October fifteenth of each year, the commission shall submit such report along with such recommendations, comments, conclusions, or other pertinent information it chooses to make to the chief justice, the governor, and the general assembly. Such reports shall be a public record, shall be maintained in the office of the state public defender, and shall be otherwise distributed as the commission shall direct;
- (3) With the approval of the commission, establish such divisions, facilities and offices and select such professional, technical and other personnel, including investigators, as he deems reasonably necessary for the efficient operation and discharge of the duties of the state public defender system under this chapter;
- (4) Administer and coordinate the operations of defender services and be responsible for the overall supervision of all personnel, offices, divisions and facilities of the state public defender system, except that the director shall have no authority to direct or control the legal defense provided by a defender to any person served by the state public defender system;
- (5) Develop programs and administer activities to achieve the purposes of this chapter;
- (6) Keep and maintain proper financial records with respect to the provision of all public defender services for use in the calculating of direct and indirect costs of any or all aspects of the operation of the state public defender system;
- (7) Supervise the training of all public defenders and other personnel and establish such training courses as shall be appropriate;
- (8) With approval of the commission, promulgate necessary rules, regulations and instructions consistent with this chapter defining the organization of the state public defender system and the responsibilities of division directors, district defenders, deputy district defenders, assistant public defenders and other personnel;

(9) With the approval of the commission, apply for and accept on behalf of the public defender system any funds which may be offered or which may become available from government grants, private gifts, donations or bequests or from any other source. Such moneys shall be deposited in the state general revenue fund;

(10) Contract for legal services with private attorneys on a case-by-case basis and with assigned counsel as the commission deems necessary considering the needs of the area, for fees approved and established by the commission;

(11) With the approval and on behalf of the commission, contract with private attorneys for the collection and enforcement of liens and other judgments owed to the state for services rendered by the state public defender system];

~~(12) Prepare a plan to establish district offices, the boundaries of which shall coincide with existing judicial circuits. Any district office may contain more than one judicial circuit within its boundaries, but in no event shall any district office boundary include any geographic region of a judicial circuit without including the entire judicial circuit. The director shall submit the plan to the chair of the house judiciary committee and the chair of the senate judiciary committee, with fiscal estimates, by December 31, 2014. The plan shall be implemented by December 31, 2021].~~

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

3. The director and defenders shall, within guidelines as established by the commission and as set forth in subsection 4 of this section, accept requests for legal services from eligible persons entitled to counsel under this chapter or otherwise so entitled under the constitution or laws of the United States or of the state of Missouri and provide such persons with legal services when, in the discretion of the director or the defenders, such provision of legal services is appropriate.

4. The director and defenders shall provide legal services to an eligible person:

(1) Who is detained or charged with a felony, including appeals from a conviction in such a case;

(2) Who is detained or charged with a misdemeanor which will probably result in confinement in the county jail upon conviction, including appeals from a conviction in such a case, unless the prosecuting or circuit attorney has waived a jail sentence;

(3) Who is charged with a violation of probation when it has been determined by a judge that the appointment of counsel is necessary to protect the person's due process rights under section 559.036;

(4) Who has been taken into custody pursuant to section 632.489, including appeals from a determination that the person is a sexually violent predator and petitions for release, notwithstanding any provisions of law to the contrary;

(5) For whom the federal constitution or the state constitution requires the appointment of counsel; and

(6) Who is charged in a case in which he or she faces a loss or deprivation of liberty, and in which the federal or the state constitution or any law of this state requires the appointment of counsel; however, the director and the defenders shall not be required to provide legal services to persons charged with violations of county or municipal ordinances, or misdemeanor offenses except as provided in this section.

5. The director may:

(1) Delegate the legal representation of an eligible person to any member of the state bar of Missouri;

(2) Designate persons as representatives of the director for the purpose of making indigency determinations and assigning counsel."; 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: 099

Allred	Anderson	Andrews	Bailey	Baker
Billington	Black 137	Black 7	Bondon	Bromley
Busick	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Grier	Griesheimer	Griffith	Haden

Haffner	Hannegan	Hansen	Helms	Henderson
Hicks	Houx	Hovis	Hudson	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lovasco	Love	Lynch	Mayhew
McDaniel	McGaugh	McGill	Messenger	Miller
Morris 140	Morse 151	Muntzel	Murphy	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Pogue
Polliitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Simmons	Solon	Sommer	Spencer	Stacy
Stephens 128	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Wiemann	Wright	

NOES: 043

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

PRESENT: 000

ABSENT WITH LEAVE: 018

Basye	Chipman	Franks Jr.	Gannon	Green
Gregory	Hill	Moon	Neely	Plocher
Price	Roeber	Shull 16	Smith	Swan
Wilson	Wood	Mr. Speaker		

VACANCIES: 003

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

Representative Roberts (77) offered **House Amendment No. 6**.

*House Amendment No. 6*

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 230, Page 1, Section A, Line 3, by inserting after said section and line the following:

"135.562. 1. If any taxpayer with a federal adjusted gross income of thirty thousand dollars or less incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer, such taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of one hundred percent of such costs or two thousand five hundred dollars per taxpayer, per tax year.

2. Any taxpayer with a federal adjusted gross income greater than thirty thousand dollars but less than sixty thousand dollars who incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of fifty percent of such

costs or two thousand five hundred dollars per taxpayer per tax year. No taxpayer shall be eligible to receive tax credits under this section in any tax year immediately following a tax year in which such taxpayer received tax credits under the provisions of this section.

3. Tax credits issued ~~["pursuant to"]~~ **under** this section may be refundable in an amount not to exceed two thousand five hundred dollars per tax year.

4. Eligible costs for which the credit may be claimed include:

- (1) Constructing entrance or exit ramps;
- (2) Widening exterior or interior doorways;
- (3) Widening hallways;
- (4) Installing handrails or grab bars;
- (5) Moving electrical outlets and switches;
- (6) Installing stairway lifts;
- (7) Installing or modifying fire alarms, smoke detectors, and other alerting systems;
- (8) Modifying hardware of doors; or
- (9) Modifying bathrooms.

5. The tax credits allowed, including the maximum amount that may be claimed, ~~["pursuant to"]~~ **under** this section shall be reduced by an amount sufficient to offset any amount of such costs a taxpayer has already deducted from such taxpayer's federal adjusted gross income or to the extent such taxpayer has applied any other state or federal income tax credit to such costs.

6. A taxpayer shall claim a credit allowed by this section in the same ~~["taxable"]~~ **tax** year as the credit is issued, and at the time such taxpayer files his or her Missouri income tax return; provided that such return is timely filed.

7. The department may, in consultation with the department of social services, promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The provisions of this section shall apply to all tax years beginning on or after January 1, 2008.

9. The provisions of this section shall expire December 31, ~~["2019"]~~ **2025**, unless reauthorized by the general assembly. This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

10. In no event shall the aggregate amount of all tax credits allowed ~~["pursuant to"]~~ **under** this section exceed one hundred thousand dollars in any given fiscal year. The tax credits issued pursuant to this section shall be on a first-come, first-served filing basis."; and

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

On motion of Representative Roberts (77), **House Amendment No. 6** was adopted.

On motion of Representative Knight, **SS SCS SB 230, as amended**, was read the third time and passed by the following vote:

AYES: 136

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bland Manlove
Bondon	Bosley	Bromley	Brown 27	Brown 70
Burnett	Burns	Busick	Butz	Carpenter
Carter	Chappelle-Nadal	Chipman	Christofanelli	Clemens

Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gray
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Houx	Hovis	Hudson	Ingle	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Kolkmeier
Lavender	Lovasco	Love	Lynch	Mackey
Mayhew	McCreery	McGill	Merideth	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Murphy	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Price	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rogers	Ross	Rowland	Runions
Ruth	Sain	Sauls	Schnelting	Schroer
Sharpe	Shaul 113	Shawan	Shields	Simmons
Solon	Sommer	Stephens 128	Stevens 46	Tate
Trent	Unsicker	Veit	Vescovo	Walker
Walsh	Washington	Wiemann	Windham	Wright
Mr. Speaker				

NOES: 011

Coleman 32	Ellington	Hurst	Kidd	McDaniel
McGaugh	Moon	Pogue	Spencer	Stacy
Taylor				

PRESENT: 000

ABSENT WITH LEAVE: 013

Franks Jr.	Gannon	Green	Gregory	Hill
Neely	Roerber	Rone	Shull 16	Smith
Swan	Wilson	Wood		

VACANCIES: 003

Representative Taylor declared the bill passed.

Speaker Pro Tem Wiemann assumed the Chair.

**HCS SCS SB 167**, relating to contracts for construction services, was taken up by Representative Griesheimer.

Representative Griesheimer moved that the title of **HCS SCS SB 167** be agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 167, Page 1, In the Title, Line 3, by inserting before the word "contracts" the words "permitting and"; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 167, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

**"67.279. 1. This section shall be known and may be cited as the "Fairness to Homeowners Act".**

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

**(1) "Building code", the building code adopted by the political subdivision that governs the construction of residential structures, which may include, but is not limited to, the International Residential Code and any updates or supplements thereto or a similar building code. Such residential structures are limited to any new construction one or two family dwellings;**

**(2) "Political subdivision", the same meaning as that term is defined under section 70.120, except limited to a municipality located in a charter county or a county of the first class and including any board, contractor, commission, department, employee acting in an official capacity, or governing body thereof.**

**3. For residential building plans not signed and sealed by an engineer or architect licensed in this state:**

**(1) A political subdivision shall evaluate and either approve or deny building plans within seven business days of the submission of such building plans. A denial of any building plan shall state the reasons for denial, either written on the building plan itself or in an attached document, with specific citations to the building code;**

**(2) Any resubmission of denied building plans shall be evaluated within seven business days of the resubmission of such building plans. If the denied building plan includes changes that remedy all reasons for denial, such resubmission shall be approved and a permit made available. A resubmission of a denied building plan shall not be denied for any requirement other than those stated in the initial denial; except that, such resubmission may be denied for life or safety requirements or where the revised plan includes changes not previously reviewed; and**

**(3) If the political subdivision fails to evaluate and either approve or deny any building plan within the time required under this subsection, the political subdivision shall make a permit available for the work described in the building plan within seven business days of the initial submission or the resubmission.**

**4. When a set of residential building plans addressing the entirety of the project is signed and sealed by an engineer or architect licensed in this state:**

**(1) A political subdivision shall approve or deny such sealed building plans for the work described in such building plans within five business days of the submission of such building plans. If approved, the permit shall be made available;**

**(2) Any resubmission of denied building plans shall be evaluated within five business days of the resubmission of such building plans. If the denied building plan includes changes that remedy all reasons for denial, such resubmission shall be approved and permit made available. A resubmission of a denied building plan shall not be denied for any requirement other than those stated in the initial denial; except that, such resubmission may be denied for life or safety requirements or where the revised plan includes changes not previously reviewed; and**

**(3) If the political subdivision fails to evaluate and either approve or deny any building plan within the time required under this subsection, the political subdivision shall make a permit available for work described in the building plan within five business days of the initial submission or the resubmission of such building plans.**

**5. In lieu of the political subdivision conducting building permit inspections, the licensed engineer that sealed the ultimate submission of plans for the permit shall be allowed to conduct the footing, foundation, wall, and framing inspections in accordance with the procedures for such inspections established by the political subdivision. Such licensed engineer or architect shall report on such work by using the uniform inspection forms used by the political subdivision and shall submit such forms to the political subdivision.**

6. If an application for a certificate of occupancy inspection is deemed to be approved by the political subdivision, that certificate of occupancy shall be made available to the applicant within two business days by electronic mail, a website, or via facsimile.

7. If an application or inspection for a residential certificate of occupancy is to be denied but the remaining requirements needed for approval are not necessary for safe habitability of the residence, the political subdivision shall issue a temporary certificate of occupancy within one business day of the submission of the application or inspection. A list of the requirements that need to be remedied to receive a final certificate of occupancy shall be attached to the temporary certificate of occupancy. A final certificate of occupancy shall not be denied for any requirement other than those stated on the attached list, unless there were field changes that affect the life or safety or that were not previously reviewed that require a reinspection.

8. A violation of this section by any member of a political subdivision shall result in a refund of the building permit fee paid by the builder for the specific property.

9. Nothing within this section shall prohibit the development and formal adoption of a memorandum of understanding and the terms therein negotiated by the local chapter of the International Code Council and the local chapters of builder trade associations representing residential structures. If a memorandum of understanding is agreed upon by the political subdivisions, the local chapter of the International Code Council, and other pertinent parties, the signatories of the memorandum of understanding shall be released from the requirements of this section. The expiration, cancellation, breach, or other deterioration of the memorandum of understanding shall result in the resumption of the requirements of this section within thirty days."; and

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

Representative Falkner III 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 Committee Substitute for Senate Bill No. 167, Page 1, Lines 18, 21, and 29, by deleting the word "**seven**" and inserting in lieu thereof the word "**ten**"; and

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

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

Representative Shaul (113) 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 Committee Substitute for Senate Bill No. 167, Page 2, Lines 36 and 37, by deleting all of said lines and inserting in lieu thereof the following:

"**understanding shall result in the resumption of the requirements of this section within thirty days.**  
**10. The provisions of this section shall not apply to a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.**"; and"; and

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

**House Amendment No. 2 to House Amendment No. 2** was withdrawn.

Representative Beck offered **House Amendment No. 3 to House Amendment No. 2**.

*House Amendment No. 3*  
*to*  
*House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 167, Page 2, Lines 36 and 37, by deleting all of said lines and inserting in lieu thereof the following:

**"understanding shall result in the resumption of the requirements of this section within thirty days.**  
**10. The provisions of this section shall not apply to a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants, or a county with a charter form of government and with more than nine hundred fifty thousand inhabitants, or a city not within a county.";** and"; and

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

On motion of Representative Beck, **House Amendment No. 3 to House Amendment No. 2** was adopted.

Representative Bondon offered **House Amendment No. 4 to House Amendment No. 2**.

*House Amendment No. 4*  
*to*  
*House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 167, Page 2, Lines 36 and 37, by inserting after the word "**days.**" the following:

**"10. The provisions of this section shall not apply to county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants or a county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants and with a home rule city with more than forty-one thousand but fewer than forty-seven thousand inhabitants as the county seat.";** and"; and

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

On motion of Representative Bondon, **House Amendment No. 4 to House Amendment No. 2** was adopted.

Representative Runions offered **House Amendment No. 5 to House Amendment No. 2**.

*House Amendment No. 5*  
*to*  
*House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 167, Page 2, Lines 36 and 37, by inserting after the word "**days.**" the following:

**"10. The provisions of this section shall not apply to a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants";** and



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

On motion of Representative Runions, **House Amendment No. 5 to House Amendment No. 2** was adopted.

**House Amendment No. 2, as amended**, was withdrawn.

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

*House Amendment No. 3*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 167, Page 3, Section 107.170, Line 63, by inserting after said line the following:

**"7. The providing of a bond under this section shall preclude the filing of a mechanic's lien under chapter 429 by any subcontractor or supplier. Any mechanic's lien filed in violation hereof shall be void and unenforceable and shall be summarily discharged by a judge of the county in which the mechanic's lien is filed.";** and

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

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

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

*House Amendment No. 4*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 167, Page 3, Section 107.170, Line 63, by inserting after said section and line the following:

"290.400. **1.** As used in sections 290.400 to ~~[290.450]~~ **290.440** the following words have the meanings indicated unless the context clearly requires otherwise:

- (1) "Commission", the labor and industrial relations commission of Missouri;
- (2) "Employee", every woman or man in receipt of or entitled to compensation for labor performed for any employer;
- (3) "Employer", every person, firm, corporation, agent, manager, representative, contractor, subcontractor, principal or other person having control or direction of any woman or man employed at any labor, or responsible directly or indirectly for the wages of another;
- (4) [~~"Female", a woman of eighteen years or over;~~
- ~~———(5)] "Wage rates" or "wages", [~~any compensation for labor measured by time, piece, or otherwise]~~ **all compensation in any form that an employer provides to employees in payment for work done or services rendered including, but not limited to, base pay, overtime bonuses, stock options, awards, tips, or various forms of nonmonetary compensation if provided in lieu of or in addition to monetary compensation, provided that such compensation has economic value to an employee.**~~

**2. Nothing in sections 290.400 to 290.440 shall prevent an employee from exercising his or her rights under any other provision of law.**

290.410. **1.** Notwithstanding any other provisions of the law, no employer shall [~~pay any female in his employ at wage rates less than the wage rates paid to male employees in the same establishment for the same quantity and quality of the same classification of work, provided that nothing herein shall prohibit a variation of rates of pay for male and female employees engaged in the same classification of work based upon a difference in seniority, length of service, ability, skill, difference in duties or services performed, difference in the shift or time of day worked, hours of work, or restrictions or prohibitions on lifting or moving objects in excess of specified weight,~~

or other reasonable differentiation, or factors other than sex, when exercised in good faith] discriminate in providing compensation based on gender for equal work, the performance of which requires equal skill, effort, and responsibility, and which is performed under similar working conditions.

2. Notwithstanding the provisions of subsection 1 of this section, it shall not be unlawful for an employer to pay different wage rates to employees if such payments are made pursuant to:

- (1) A bona fide seniority or merit system;
  - (2) A system that measures earnings by quantity or quality of production;
  - (3) Any bona fide factor other than gender, provided that wage differentials based on varying market rates for equal jobs shall not be considered differentials based on bona fide factors other than gender;
- or

(4) Bona fide regional economic differentials.

3. An employer who is paying wages in violation of this section shall not, in order to comply with this section, reduce the wage of any employee.

4. No employer shall discharge, take any adverse action, or otherwise retaliate in any manner against any individual because such individual has:

- (1) Opposed any act or practice made unlawful by this section; or
- (2) Testified, assisted, or participated in any manner in an investigation, hearing, or other proceeding to enforce this section.

5. No employer shall discharge, take any adverse action, or otherwise retaliate in any manner against, coerce, intimidate, threaten, or interfere with any employee because such employee either inquired about, compared, or otherwise discussed the employee's wages or the wages of another employee; or exercised, enjoyed, aided, or encouraged any other person to exercise or enjoy any right granted or protected by this section.

290.440. 1. Any employer who violates section 290.410 is liable to the [female] employee affected in the amount of the wages of which the [female] employee is deprived by reason of the violation **and an additional amount in compensatory damages, such additional amount not to exceed twice the wages awarded.**

2. [~~Any female employee receiving less than the wage to which she is entitled under sections 290.400 to 290.450 may recover in a civil action the balance of the wages, together with the costs of suit, notwithstanding any agreement to work for a lesser wage.~~] **Any employer who violates subsection 4 or 5 of section 290.410 is liable to any individual affected in the amount of all wages and benefits lost as a result of the violation and, if awarded, an additional amount of compensatory damages in an amount to be determined by a judge or jury trial.**

3. [~~The burden of proof shall be upon the person bringing the claim to establish that the differentiation in rate of pay is based upon the factor of sex and not upon other differences or factors.~~] **In the event of a finding that an employer has violated section 290.410, a court may enjoin such employer from future violations of section 290.410 and may order the employer to take such additional steps as are necessary, including reclassification of affected workers to ensure an end to the employer's gender-based pay practices or, if the employer has engaged in unlawful retaliation prohibited by section 290.410, the court may order such relief as to make the employee whole, including reinstatement.**

4. Any employee prevailing in a civil action brought under sections 290.400 to 290.440, in addition to the remedies set forth in this section, may also recover court costs and reasonable attorney's fees, notwithstanding any agreement to work for a lesser wage. Any action brought under sections 290.400 to 290.440 shall be commenced within two years after the alleged violation occurs or the date of the reasonable discovery of such violation.

5. If an employee can show a deliberate pattern of violations of the provisions of sections 290.400 to 290.440, the court may order the employer to pay punitive damages to the employee in addition to any other compensation or injunctive relief ordered.

~~[290.450. Any action based upon or arising under sections 290.400 to 290.450 shall be instituted in the circuit court within six months after the date of the alleged violation, but in no event shall any employer be liable for any pay due under sections 290.400 to 290.450 for more than thirty days prior to receipt by the employer of written notice of claim thereof from the female employee.]"; 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. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Griesheimer, **HCS SCS SB 167, as amended**, was adopted.

On motion of Representative Griesheimer, **HCS SCS SB 167, as amended**, was read the third time and passed by the following vote:

AYES: 139

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Beck
Billington	Black 7	Bondon	Bosley	Bromley
Brown 27	Brown 70	Burnett	Burns	Busick
Butz	Carpenter	Carter	Chappelle-Nadal	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellington	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gray	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hudson	Ingle	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Lovasco	Love
Lynch	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Murphy	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
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Veit	Vescovo
Walker	Walsh	Washington	Wiemann	Wilson
Windham	Wood	Wright	Mr. Speaker	

NOES: 004

Hurst	McDaniel	Moon	Pogue
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PRESENT: 001

Ellebracht

ABSENT WITH LEAVE: 016

Appelbaum	Black 137	Bland Manlove	Franks Jr.	Gannon
Green	Gregory	Hovis	Knight	Lavender
Neely	Pietzman	Pollock 123	Roeber	Shull 16
Swan				

VACANCIES: 003

Speaker Pro Tem Wiemann declared the bill passed.

Speaker Haahr resumed the Chair.

### **APPOINTMENT OF CONFERENCE COMMITTEE**

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

**SB 368, as amended:** Representatives Shawan, Ruth, Patterson, Butz and Razer

### **PERFECTION OF HOUSE BILLS**

**HCS HB 1158**, relating to assistance for applicants for permits issued by the department of natural resources, was taken up by Representative Pietzman.

On motion of Representative Pietzman, the title of **HCS HB 1158** was agreed to.

Representative Kelly (141) assumed the Chair.

On motion of Representative Pietzman, **HCS HB 1158** was adopted.

On motion of Representative Pietzman, **HCS HB 1158** was ordered perfected and printed.

### **PERFECTION OF HOUSE BILLS - INFORMAL**

**HCS HB 215**, relating to residential property assessment clean energy, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HCS HB 215** was agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 215, Pages 1 to 10, Sections 67.2800, 67.2816, 67.2817, 67.2818, and 67.2819, by deleting all of said sections from the bill and inserting in lieu thereof 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 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) "Clean energy development board", a board formed by one or more municipalities under section 67.2810;
  - (6) "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) "Municipality", any county, city, or incorporated town or village of this state;
  - (8) "Project", any energy efficiency improvement or renewable energy improvement;
  - (9) "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) "Property assessed clean energy program", a program established by a clean energy development board to finance energy efficiency improvements or renewable energy improvements under section 67.2820;
  - (11) "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.
- 67.2805. 1. The authority may, as needed, promulgate administrative rules and regulations relating to the following:
- (1) Guidelines and specifications for administering the property assessed clean energy local finance fund; and
  - (2) Any clarification to the definitions of energy efficiency improvement and renewable energy improvement as the authority may determine is necessary or advisable.
- 2. 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 under 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, 2010, shall be invalid and void.
- 67.2810. 1. One or more municipalities may form clean energy development boards for the purpose of exercising the powers described in sections 67.2800 to 67.2835. Each clean energy development board shall consist of not less than three members, as set forth in the ordinance or order establishing the clean energy development board. Members shall serve terms as set forth in the ordinance or order establishing the clean energy development board and shall be appointed:
- (1) If only one municipality is participating in the clean energy development board, by the chief elected officer of the municipality with the consent of the governing body of the municipality; or
  - (2) If more than one municipality is participating, in a manner agreed to by all participating municipalities.
- 2. A clean energy development board shall be a political subdivision of the state and shall have all powers necessary and convenient to carry out and effectuate the provisions of sections 67.2800 to 67.2835, including but not limited to the following:

- ~~———— (1) To adopt, amend, and repeal bylaws, which are not inconsistent with sections 67.2800 to 67.2835;~~
  - ~~———— (2) To adopt an official seal;~~
  - ~~———— (3) To sue and be sued;~~
  - ~~———— (4) To make and enter into contracts and other instruments with public and private entities;~~
  - ~~———— (5) To accept grants, guarantees, and donations of property, labor, services, and other things of value from any public or private source;~~
  - ~~———— (6) To employ or contract for such managerial, legal, technical, clerical, accounting, or other assistance it deems advisable;~~
  - ~~———— (7) To levy and collect special assessments under an assessment contract with a property owner and to record such special assessments as a lien on the property;~~
  - ~~———— (8) To borrow money from any public or private source and issue bonds and provide security for the repayment of the same;~~
  - ~~———— (9) To finance a project under an assessment contract;~~
  - ~~———— (10) To collect reasonable fees and charges in connection with making and servicing assessment contracts and in connection with any technical, consultative, or project assistance services offered;~~
  - ~~———— (11) To invest any funds not required for immediate disbursement in obligations of the state of Missouri or of the United States or any agency or instrumentality thereof, or in bank certificates of deposit; provided, however, the limitations on investments provided in this subdivision shall not apply to proceeds acquired from the sale of bonds which are held by a corporate trustee; and~~
  - ~~———— (12) To take whatever actions necessary to participate in and administer a clean energy conduit financing or a property assessed clean energy program.~~
- ~~———— 3. No later than July first of each year, the clean energy development board shall file with each municipality that participated in the formation of the clean energy development board and with the director of the department of natural resources an annual report for the preceding calendar year that includes:~~
- ~~———— (1) A brief description of each project financed by the clean energy development board during the preceding calendar year, which shall include the physical address of the property, the name or names of the property owner, an itemized list of the costs of the project, and the name of any contractors used to complete the project;~~
  - ~~———— (2) The amount of assessments due and the amount collected during the preceding calendar year;~~
  - ~~———— (3) The amount of clean energy development board administrative costs incurred during the preceding calendar year;~~
  - ~~———— (4) The estimated cumulative energy savings resulting from all energy efficiency improvements financed during the preceding calendar year; and~~
  - ~~———— (5) The estimated cumulative energy produced by all renewable energy improvements financed during the preceding calendar year.~~
- ~~———— 4. No lawsuit to set aside the formation of a clean energy development board or to otherwise question the proceedings related thereto shall be brought after the expiration of sixty days from the effective date of the ordinance or order creating the clean energy development board. No lawsuit to set aside the approval of a project, an assessment contract, or a special assessment levied by a clean energy development board, or to otherwise question the proceedings related thereto shall be brought after the expiration of sixty days from the date that the assessment contract is executed.~~
- ~~———— 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 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 in the same manner and with the same priority as ad valorem real property taxes. Once collected, the county collector 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.

\_\_\_\_\_ 67.2820. 1. Any clean energy development board may establish a property assessed clean energy program to finance energy efficiency improvements or renewable energy improvements. A property assessed clean energy program shall consist of a program whereby a property owner may apply to a clean energy development board to finance the costs of a project through annual special assessments levied under an assessment contract.

\_\_\_\_\_ 2. A clean energy development board may establish application requirements and criteria for project financing approval as it deems necessary to effectively administer such program and ration available funding among projects, including but not limited to requiring projects to meet certain energy efficiency standards.

\_\_\_\_\_ 3. Clean energy development boards shall ensure that any property owner approved by the board to participate in a property assessed clean energy program or clean energy conduit financing under sections 67.2800 to 67.2835 shall have good creditworthiness or shall otherwise be considered a low risk for failure to meet the obligations of the program or conduit financing.

\_\_\_\_\_ 4. A clean energy development board may require an initial energy audit conducted by a qualified home energy auditor as defined in subdivision (4) of subsection 1 of section 640.153 as a prerequisite to project financing through a property assessed clean energy program as well as inspections to verify project completion.

\_\_\_\_\_ 67.2825. 1. In lieu of financing a project through a property assessed clean energy program, a clean energy development board may seek to finance any number of projects to be installed within a single parcel of property or within a unified development consisting of multiple adjoining parcels of property by participating in a clean energy conduit financing.

\_\_\_\_\_ 2. A clean energy conduit financing shall consist of the issuance of bonds under section 67.2830 payable from the special assessment revenues collected under an assessment contract with the property owner participating in the clean energy conduit financing and any other revenues pledged thereto.

\_\_\_\_\_ 67.2830. 1. A clean energy development board may issue bonds payable from special assessment revenues generated by assessment contracts and any other revenues pledged thereto. The bonds shall be authorized by resolution of the clean energy development board, shall bear such date or dates, and shall mature at such time or times as the resolution shall specify, provided that the term of any bonds issued for a clean energy conduit financing

~~shall not exceed twenty years. The bonds shall be in such denomination, bear interest at such rate, be in such form, be issued in such manner, be payable in such place or places, and be subject to redemption as such resolution may provide. Notwithstanding any provision to the contrary under this section, issuance of the bonds shall conform to the requirements of subsection 1 of section 108.170.~~

~~2. Any bonds issued under this section shall not constitute an indebtedness of the state or any municipality. Neither the state nor any municipality shall be liable on such bonds, and the form of such bonds shall contain a statement to such effect.~~

~~67.2835. The director of the department of economic development is authorized to allocate the state's residual share, or any portion thereof, of the national qualified energy conservation bond limitation under Section 54D of the Internal Revenue Code of 1986, as amended, for any purposes described therein to the authority, any clean energy development board, the state, any political subdivision, instrumentality, or other body corporate and politic.]; and~~

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

**House Amendment No. 1** was withdrawn.

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

*House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 215, Page 3, Section 67.2800, Line 62, by inserting after all of said section and line the following:

"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."; and

Further amend said bill, Page 10, Section 67.2819, Line 41, by inserting after all of said section and line the following:

**"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.

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

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

*House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 215, Page 1, Line 8, by deleting said line and inserting in lieu thereof the following:

**"body.**

**12. No individual shall receive a tax levy through the PACE program unless the tax levy is approved by a vote submitted to the citizens of the individual's tax district or to the city council of the individual's city.";** and"; and

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

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Henderson	Hicks	Houx
Hovis	Hudson	Hurst	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Murphy	O'Donnell	Pfausch	Pike	Pogue
Pollitt 52	Porter	Reedy	Rehder	Toalson Reisch
Richey	Riggs	Roberts 161	Ross	Ruth
Schnelting	Sharpe	Shaul 113	Shawan	Shields
Simmons	Solon	Sommer	Spencer	Stacy
Tate	Taylor	Trent	Veit	Vescovo
Walsh	Wilson	Wood	Wright	Mr. Speaker

NOES: 038

Appelbaum	Bangert	Baringer	Barnes	Beck
Brown 27	Brown 70	Burnett	Burns	Butz
Carpenter	Carter	Chappelle-Nadal	Clemens	Ellebracht
Ellington	Gray	Ingle	Kendrick	Lavender
Mackey	McCreery	Merideth	Morgan	Mosley
Proudie	Quade	Razer	Roberts 77	Rogers
Rowland	Runions	Sain	Sauls	Stevens 46
Unsicker	Washington	Windham		

PRESENT: 000

ABSENT WITH LEAVE: 032

Bland Manlove	Bosley	Christofanelli	Dogan	Fitzwater
Francis	Franks Jr.	Gannon	Green	Helms
Hill	Kidd	McDaniel	Mitten	Neely
Patterson	Pierson Jr.	Pietzman	Plocher	Pollock 123
Price	Remole	Roden	Roeber	Rone
Schroer	Shull 16	Smith	Stephens 128	Swan
Walker	Wiemann			

VACANCIES: 003

On motion of Representative DeGroot, **HCS HB 215, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative DeGroot:

AYES: 093

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Francis	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hovis	Hudson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Lovasco
Love	Lynch	Mayhew	McGaugh	McGill
Messenger	Moon	Morris 140	Morse 151	Muntzel
Murphy	O'Donnell	Patterson	Pfautsch	Pike
Pollitt 52	Porter	Reedy	Rehder	Toalson Reisch
Richey	Riggs	Roberts 161	Ross	Rowland
Runions	Ruth	Sain	Schnelting	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Stacy	Tate	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 040

Appelbaum	Bangert	Baringer	Barnes	Beck
Brown 27	Brown 70	Burnett	Burns	Butz
Carpenter	Carter	Chappelle-Nadal	Clemens	Ellington
Gray	Hill	Hurst	Ingle	Kendrick
Lavender	Mackey	McCreery	Merideth	Mitten
Morgan	Mosley	Pietzman	Pogue	Proudie
Quade	Razer	Roberts 77	Rogers	Spencer
Stevens 46	Taylor	Unsicker	Washington	Windham

PRESENT: 000

ABSENT WITH LEAVE: 027

Bland Manlove	Bosley	Christofanelli	Fitzwater	Franks Jr.
Gannon	Green	Gregory	Houx	Kidd
McDaniel	Miller	Neely	Pierson Jr.	Plocher
Pollock 123	Price	Remole	Roden	Roeber
Rone	Sauls	Schroer	Shull 16	Stephens 128
Swan	Walker			

VACANCIES: 003

On motion of Representative DeGroot, **HCS HB 215, as amended**, was ordered perfected and printed by the following vote:

AYES: 094

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Coleman 32	Coleman 97

2066 *Journal of the House*

Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Francis	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hovis	Hudson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Moon	Morris 140	Morse 151
Muntzel	Murphy	O'Donnell	Patterson	Pfausch
Pietzman	Pike	Pollitt 52	Porter	Reedy
Rehder	Toalson Reisch	Richey	Riggs	Roberts 161
Ross	Runions	Ruth	Sain	Schnelting
Sharpe	Shaul 113	Shawan	Shields	Simmons
Smith	Solon	Sommer	Stacy	Tate
Trent	Veit	Vescovo	Walsh	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 044

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

PRESENT: 001

Roden

ABSENT WITH LEAVE: 021

Christofanelli	Fitzwater	Franks Jr.	Gannon	Green
Houx	Kidd	McDaniel	Miller	Neely
Plocher	Pollock 123	Remole	Roeber	Rone
Rowland	Schroer	Shull 16	Stephens 128	Swan
Walker				

VACANCIES: 003

### PERFECTION OF HOUSE BILLS

**HB 1053**, relating to reimbursement allowance taxes, was placed on the Informal Calendar.

### THIRD READING OF HOUSE BILLS

**HCS HBs 167 & 166, HCS HB 427, HB 940, HCS HB 420 and HB 1006** were placed on the Informal Calendar.

**HCS HB 744**, relating to the 21st century Missouri education task force, was taken up by Representative Riggs.

On motion of Representative Riggs, **HCS HB 744** was read the third time and passed by the following vote:

AYES: 121

Allred	Anderson	Andrews	Appelbaum	Baker
Bangert	Baringer	Barnes	Basye	Beck
Billington	Black 137	Black 7	Bromley	Brown 27
Brown 70	Burnett	Burns	Busick	Butz
Carpenter	Carter	Chappelle-Nadal	Chipman	Clemens
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Eslinger	Evans
Falkner III	Fishel	Francis	Gray	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hovis	Hudson	Ingle	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeier	Lavender	Lovasco
Love	Lynch	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Messenger	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Murphy	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pietzman	Pike	Porter	Price	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch
Richey	Riggs	Roberts 161	Roberts 77	Rogers
Ross	Runions	Ruth	Sain	Sauls
Schnelting	Sharpe	Shaul 113	Shawan	Shields
Simmons	Solon	Sommer	Stacy	Stevens 46
Tate	Trent	Unsicker	Veit	Vescovo
Walsh	Washington	Wilson	Wood	Wright
Mr. Speaker				

NOES: 009

Coleman 32	Ellington	Hill	Hurst	Moon
Pogue	Pollitt 52	Spencer	Taylor	

PRESENT: 003

Bland Manlove	Roden	Windham
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ABSENT WITH LEAVE: 027

Bailey	Bondon	Bosley	Christofanelli	Fitzwater
Franks Jr.	Gannon	Green	Houx	Justus
Kidd	McDaniel	Miller	Neely	Plocher
Pollock 123	Remole	Roeber	Rone	Rowland
Schroer	Shull 16	Smith	Stephens 128	Swan
Walker	Wiemann			

VACANCIES: 003

Representative Kelly (141) declared the bill passed.

**PERFECTION OF HOUSE BILLS - INFORMAL**

**HB 345**, relating to random acts of kindness day, was taken up by Representative McGirl.

Representative McGirl moved that the title of **HB 345** be agreed to.

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

*House Amendment No. 1*

AMEND House Bill No. 345, Page 1, In the Title, Lines 2-3, by deleting "random acts of kindness day" and inserting in lieu thereof "public holidays"; and

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

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

Which motion was defeated.

On motion of Representative McGirl, the title of **HB 345** was agreed to.

On motion of Representative McGirl, **HB 345** was ordered perfected and printed.

**MOTION**

Representative Vescovo moved that Rule 22 be suspended for the purpose of allowing the Conference Committees on **SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SS SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 13** to meet during session on Tuesday, May 7, 2019, and Wednesday, May 8, 2019.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Allred	Anderson	Andrews	Baker	Basye
Billington	Black 137	Black 7	Bondon	Bromley
Busick	Chipman	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Francis
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Murphy	O'Donnell	Patterson	Pfausch	Pietzman

Pike	Pogue	Pollitt 52	Reedy	Rehder
Toalson Reisch	Richey	Riggs	Roberts 161	Roden
Rone	Ross	Ruth	Schnelting	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wilson	Wood	Wright	Mr. Speaker	

NOES: 043

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

PRESENT: 000

ABSENT WITH LEAVE: 023

Bailey	Christofanelli	Fitzwater	Franks Jr.	Gannon
Green	Gregory	Hill	Kidd	Knight
McDaniel	Neely	Plocher	Pollock 123	Porter
Remole	Roeber	Schroer	Shull 16	Stephens 128
Swan	Walker	Wiemann		

VACANCIES: 003

Representative Vescovo again moved that Rule 22 be suspended for the purpose of allowing the Conference Committees on **SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SS SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 13** to meet during session on Tuesday, May 7, 2019, and Wednesday, May 8, 2019.

Which motion was adopted by the following vote:

AYES: 091

Allred	Anderson	Andrews	Baker	Basye
Billington	Black 137	Black 7	Bondon	Bromley
Busick	Chipman	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Eslinger	Evans	Falkner III	Fishel
Francis	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Helms	Henderson	Hicks
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Messenger
Morris 140	Morse 151	Muntzel	Murphy	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Pollitt 52
Reedy	Rehder	Toalson Reisch	Richey	Riggs

2070 *Journal of the House*

Roberts 161	Roden	Rone	Ross	Ruth
Schnelting	Sharpe	Shaul 113	Shawan	Shields
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Wilson	Wood	Wright
Mr. Speaker				

NOES: 043

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

PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 025

Bailey	Christofanelli	Fitzwater	Franks Jr.	Gannon
Green	Gregory	Hansen	Hill	Kidd
Knight	McDaniel	Miller	Neely	Plocher
Pollock 123	Porter	Remole	Roeber	Schroer
Shull 16	Stephens 128	Swan	Walker	Wiemann

VACANCIES: 003

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

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

**SCR 13** - Special Committee on Student Accountability

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

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

**SS SCS SJRs 14 & 9** - Fiscal Review

### **REFERRAL OF SENATE BILLS**

The following Senate Bills were referred to the Committee indicated:

**HCS SS SCS SB 28** - Fiscal Review

**HCS SCS SB 174** - Fiscal Review

**SCS SB 1** - Special Committee on Criminal Justice

**SS SB 3** - Local Government



**SS SCS SB 37** - Agriculture Policy  
**SS SB 391** - Agriculture Policy  
**SB 514** - Children and Families

### RE-REFERRAL OF SENATE BILLS

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

**SS SCS SB 37** - Judiciary

### COMMITTEE REPORTS

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

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 333**, 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): Griffith, Ingle, Richey, Sain, Walsh and Wilson

Noes (2): Carter and McDaniel

Absent (2): Hill and Hovis

**Committee on General Laws**, Chairman Plocher reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 651**, 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 (10): Basye, Carpenter, Coleman (97), Fitzwater, Hicks, McCreery, Merideth, Plocher, Schroer and Taylor

Noes (0)

Absent (3): Patterson, Rogers and Shawan

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

Ayes (8): Basye, Carpenter, Coleman (97), Hicks, McCreery, Merideth, Plocher and Taylor

Noes (0)

Absent (5): Fitzwater, Patterson, Rogers, Schroer and Shawan

Mr. Speaker: Your Committee on General Laws, to which was referred **SCR 2**, 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:

2072 *Journal of the House*

Ayes (9): Basye, Carpenter, Coleman (97), Hicks, McCreery, Merideth, Plocher, Schroer and Taylor

Noes (0)

Absent (4): Fitzwater, Patterson, Rogers and Shawan

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 21**, 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 (8): Basye, Carpenter, Coleman (97), Fitzwater, Hicks, Plocher, Shawan and Taylor

Noes (3): McCreery, Merideth and Rogers

Absent (2): Patterson and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 203**, 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 (7): Basye, Coleman (97), Fitzwater, Hicks, Plocher, Shawan and Taylor

Noes (4): Carpenter, McCreery, Merideth and Rogers

Absent (2): Patterson and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 468**, 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 (7): Coleman (97), Hicks, Patterson, Plocher, Schroer, Shawan and Taylor

Noes (4): Carpenter, McCreery, Merideth and Rogers

Absent (2): Basye and Fitzwater

**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 **HR 2853**, 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 (13): Clemens, Helms, Hill, Kelley (127), Messenger, Morris (140), Neely, Pfautsch, Pollitt (52), Pollock (123), Ruth, Stephens (128) and Wright

Noes (1): Mackey

Present (3): Appelbaum, Stevens (46) and Walker

Absent (2): Chappelle-Nadal and Schroer

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 251**, 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 (17): Appelbaum, Clemens, Helms, Hill, Kelley (127), Mackey, Messenger, Morris (140), Neely, Pfautsch, Pollitt (52), Pollock (123), Ruth, Stephens (128), Stevens (46), Walker and Wright

Noes (0)

Absent (2): Chappelle-Nadal and Schroer

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SS SB 414**, 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, Hill, Kelley (127), Mackey, Messenger, Neely, Pfautsch, Pollock (123), Ruth, Stephens (128), Stevens (46) and Walker

Noes (0)

Absent (5): Chappelle-Nadal, Morris (140), Pollitt (52), Schroer and Wright

**Special Committee on Tourism**, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 171**, 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 (7): Allred, Barnes, Brown (27), Gannon, Hudson, Justus and Mosley

Noes (0)

Absent (3): Hannegan, Pollock (123) and Schnelting

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 172**, 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 (7): Allred, Barnes, Brown (27), Gannon, Hudson, Justus and Mosley

Noes (0)

Absent (3): Hannegan, Pollock (123) and Schnelting

**Committee on Rules - Administrative Oversight**, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 297**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

2074 *Journal of the House*

Ayes (9): Carpenter, Dogan, Gregory, Kelly (141), Kolkmeier, Mitten, Rehder, Schroer and Solon

Noes (0)

Absent (1): Lavender

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

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was returned **HB 548**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2** by the following vote:

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

Noes (2): Runions and Unsicker

Absent (1): Washington

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 837**, 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 (2): Runions and Unsicker

Absent (1): Washington

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 28**, 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 **HCS SCS SB 174**, 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

**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 **SS#4 SB 224** entitled:

An act to amend supreme court rules 25.02, 25.03, 56.01, 57.01, 57.03, 57.04, 58.01, 59.01, and 61.01, relating to discovery.

In which the concurrence of the House is respectfully requested.

### **ADJOURNMENT**

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

### **COMMITTEE HEARINGS**

#### **AGRICULTURE POLICY**

Tuesday, May 7, 2019, 3:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SB 391

Executive session will be held: SS SB 391

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

#### **BUDGET**

Tuesday, May 7, 2019, 3:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: SB 185

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

#### **CHILDREN AND FAMILIES**

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

Public hearing will be held: SB 514

Executive session will be held: SB 514

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

#### **CONFERENCE COMMITTEE ON BUDGET**

Tuesday, May 7, 2019, 8:30 AM, Joint Committee Hearing Room (117A).

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

Conference Committee on Budget for SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SS SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SCS HCS HB 11, SCS HCS HB 12, SCS HCS HB 13.

#### **CONFERENCE COMMITTEE ON BUDGET**

Wednesday, May 8, 2019, 8:30 AM, Joint Committee Hearing Room (117A).

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

Conference Committee on Budget for SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SS SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SCS HCS HB 11, SCS HCS HB 12, SCS HCS HB 13.

FISCAL REVIEW

Tuesday, May 7, 2019, 9:00 AM, South Gallery.

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

CORRECTED

FISCAL REVIEW

Wednesday, May 8, 2019, 9:00 AM, House Hearing Room 7.

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

CORRECTED

FISCAL REVIEW

Thursday, May 9, 2019, 9:00 AM, South Gallery.

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

CORRECTED

FISCAL REVIEW

Friday, May 10, 2019, 9:00 AM, House Hearing Room 1.

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

CORRECTED

GENERAL LAWS

Tuesday, May 7, 2019, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 190, HB 510, HB 1039, HB 212

Executive session will be held: SCS SB 267, HB 651, HB 1115

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

Added HB 1115.

AMENDED

JOINT COMMITTEE ON CAPITOL SECURITY

Thursday, May 9, 2019, 9:30 AM, Joint Committee Hearing Room (117A).

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

Organizational meeting.

A vote may be taken to hold a closed hearing pursuant to Section 610.022.2 relating to closed meetings, Section 8.173.3 relating to security concerns, and Section 610.021(14) relating to records protected from disclosure by law.

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT

Thursday, May 9, 2019, 9:15 AM, Joint Committee Hearing Room (117A).

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

Organizational meeting.

JOINT COMMITTEE ON DISASTER PREPAREDNESS AND AWARENESS

Tuesday, May 7, 2019, 12:30 PM, Senate Committee Room 2.

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

Presentation by One Concern, Palo Alto, CA: The use of artificial intelligence in predicting disaster damage.

Missouri Department of Natural Resources Rules and Responsibilities Disaster Response Efforts.  
State Emergency Management Agency - Recovery Effort Update.

CORRECTED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 13, 2019, 11:00 AM, Joint Committee Hearing Room.

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

Time change.

Quarterly business meeting.

Some portions of the meeting may be closed pursuant to Section 610.021.

CORRECTED

JOINT COMMITTEE ON PUBLIC ASSISTANCE

Wednesday, May 8, 2019, 9:00 AM, House Hearing Room 5.

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

Organizational meeting.

JUDICIARY

Tuesday, May 7, 2019, 3:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 421, SS SCS SB 9, SCR 3

Executive session will be held: HB 865, HB 729, HB 616, SCS SBs 12 & 123, SB 88

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

Added SB 88.

AMENDED

JUDICIARY

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

Public hearing will be held: SS SCS SB 37

Executive session will be held: SS SCS SB 9, SCR 3, HB 421

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

PENSIONS

Tuesday, May 7, 2019, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 1105

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

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, May 7, 2019, 12:35 PM or upon morning recess (whichever is later), House Hearing Room 7.

Executive session will be held: SB 164

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

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 7, 2019, 9:00 AM, House Hearing Room 4.

Executive session will be held: HCS SB 71

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

Removing SB 6. Members should be prepared to recess and reconvene upon recess and adjournment for consideration of additional referrals.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Tuesday, May 7, 2019, 8:30 AM, House Hearing Room 4.

Executive session will be held: HB 1215, HCS HB 954, HCS HB 1168, SS SB 213, SS#3 SCS SB 29, SCR 10

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

Adding SB 468- Executive Session pending referral. Members should be prepared to recess and reconvene upon recess and adjournment for consideration of additional referrals.

AMENDED

SPECIAL COMMITTEE ON AGING

Wednesday, May 8, 2019, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: SB 282

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

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

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

Public hearing will be held: SCS SB 1

Executive session will be held: SCS SB 1

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

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, May 7, 2019, 12:45 PM or upon adjournment of Professional Registration and Licensing, House Hearing Room 7.

Executive session will be held: SB 138

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

SPECIAL COMMITTEE ON HOMELAND SECURITY

Tuesday, May 7, 2019, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1155

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

CORRECTED



**SPECIAL COMMITTEE ON STUDENT ACCOUNTABILITY**

Wednesday, May 8, 2019, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SCR 13

Executive session will be held: SCR 13

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

**SPECIAL COMMITTEE ON URBAN ISSUES**

Wednesday, May 8, 2019, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HCR 33

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

**UTILITIES**

Tuesday, May 7, 2019, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 955

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

Time and hearing room change.

CORRECTED

**HOUSE CALENDAR**

SIXTY-FOURTH DAY, TUESDAY, MAY 7, 2019

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

HCS HJR 37 - Bosley

HJR 30 - Anderson

**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 37 - Walsh

HB 115 - Remole

HB 541 - Murphy

HCS HB 1023 - Mackey

**HOUSE BILLS FOR PERFECTION - INFORMAL**

HB 877 - Kelly (141)  
HCS HB 572 - Dinkins  
HCS HB 1170 - Bondon  
HCS HB 581 - Roeber  
HB 230 - Dinkins  
HB 231 - Kolkmeier  
HCS HB 656 - Carpenter  
HB 357 - Kidd  
HB 217 - Hill  
HCS HB 665 - Gregory  
HB 408 - Kelly (141)  
HCS HBs 1236 & 1230 - Eggleston  
HB 1025 - Black (137)  
HCS HB 254 - Morris (140)  
HB 1143 - Shull (16)  
HCS HBs 643 & 641 - Schnelting  
HCS HB 183 - Trent  
HCS HB 654 - Neely  
HB 1160 - Chipman  
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#2 HB 105 - Justus  
HB 1140 - Lynch  
HCS#2 HB 189 - Toalson Reisch  
HCS HBs 299 & 364 - Kelley (127)  
HB 375 - Christofanelli  
HB 791 - Griesheimer  
HB 827 - Basye  
HCS HB 900 - Roberts (161)  
HB 907 - Roden  
HCS HB 977 - Roberts (161)  
HB 1004 - Fitzwater  
HB 1010 - Ross  
HCS HB 1058 - Busick  
HB 1060 - Fitzwater  
HCS HB 1065 - Evans  
HB 1097 - Porter  
HCS HB 1134 - McGirl

HCS HB 1211 - O'Donnell  
HCS HB 1227 - Plocher  
HB 1053 - Smith

**HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING**

HCS HCR 43 - Shawan  
HCR 17 - Messenger  
HCR 24 - Muntzel  
HCR 4 - Love

**HOUSE JOINT RESOLUTIONS FOR THIRD READING**

HCS HJR 19 - Christofanelli

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

HCB 2 - Dogan

**HOUSE BILLS FOR THIRD READING - INFORMAL**

HCS HB 473 - Grier  
HCS HBs 26 & 922, (Fiscal Review 3/28/19) - Taylor  
HB 1044 - Wood  
HB 923 - Swan  
HB 535 - Anderson  
HCS HBs 167 & 166 - Rehder  
HCS HB 427 - Helms  
HB 940 - Roberts (161)  
HCS HB 420 - Kelly (141)  
HB 1006 - Rehder

**SENATE BILLS FOR SECOND READING**

SS#4 SB 224

**SENATE JOINT RESOLUTIONS FOR THIRD READING**

SS SCS SJRs 14 & 9, (Fiscal Review 5/6/19) - Shaul (113)

**SENATE BILLS FOR THIRD READING - CONSENT**

SB 179 - Bondon

**SENATE BILLS FOR THIRD READING**

SS SB 306 - Sommer  
SB 84 - Anderson  
SCS SB 101 - Kelley (127)  
HCS SCS SB 131 - Kidd  
HCS SB 68 - Wiemann  
SCS SB 184 - Wiemann  
HCS SB 36 - Ross  
HCS SB 54 - Muntzel  
HCS SB 87 - Swan  
HCS SCS SB 147 - Taylor  
HCS SB 202 - Dinkins  
HCS SB 206 - Richey  
HCS SS SB 210 - Justus  
SB 246 - Black (137)  
SB 405 - Morse (151)  
HCS SS SCS SB 28, (Fiscal Review 5/6/19) - Gregory  
HCS SCS SB 174, (Fiscal Review 5/6/19) - Shaul (113)  
SB 358 - Swan

**SENATE BILLS FOR THIRD READING - INFORMAL**

SB 20 - Walsh  
SB 373 - Dogan  
SCS SB 180 - Lynch  
SCS SB 89, as amended - Griesheimer  
SB 264 - Coleman (97)  
SCS SB 90 - Andrews  
HCS SS SCS SB 291, E.C. - Swan

**SENATE CONCURRENT RESOLUTIONS FOR THIRD READING**

SCR 6 - Morris (140)  
SCR 11 - Trent  
HCS SCR 12 - Justus  
SCR 17 - Muntzel  
SCR 5 - Miller

**HOUSE BILLS WITH SENATE AMENDMENTS**

SCS HB 260, as amended - Taylor

**BILLS CARRYING REQUEST MESSAGES**

HCS SB 182, as amended (request House recede/grant conference) - Coleman (32)  
SS SCS HCS HB 397, (request Senate recede/grant conference), E.C. - Coleman (97)

**BILLS IN CONFERENCE**

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  
HCS SB 53, as amended - Reedy  
HCS SB 133, E.C. - Shaul (113)  
SB 368, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7 and HA 8 - Shawan

**HOUSE RESOLUTIONS**

HR 873 - Pfautsch  
HR 1122 - Kolkmeier

**ACTIONS PURSUANT TO ARTICLE IV, SECTION 27**

HCS HB 2001 - Smith  
CCS SCS HCS HB 2002 - Smith  
CCS SCS HCS HB 2003 - Smith  
CCS SCS HCS HB 2004 - Smith  
CCS SCS HCS HB 2005 - Smith  
CCS SCS HCS HB 2006 - Smith  
CCS SCS HCS HB 2007 - Smith  
CCS SCS HCS HB 2008 - Smith  
CCS SCS HCS HB 2009 - Smith  
CCS SS SCS HCS HB 2010 - Smith  
CCS SCS HCS HB 2011 - Smith  
CCS SCS HCS HB 2012 - Smith  
SCS HCS HB 2013 - Smith  
HCS HB 2017 - Smith  
HCS HB 2018 - Smith  
HCS HB 2019 - Smith

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