

JOURNAL OF THE HOUSE

First Regular Session, 100th GENERAL ASSEMBLY

SIXTY-SIXTH DAY, THURSDAY, MAY 9, 2019

The House met pursuant to adjournment.

Speaker Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

In returning and rest shall you be saved; in quietness and in confidence shall be your strength. (Isaiah 30:15)

O God, our Creator, the light of the minds that know You, the life of the hearts that love You, and the strength of the souls that live with You, in quietness and confidence we lift our hearts to You in prayer.

Deliver us from negative thoughts, overanxious moods, and tense spirits, and may we find rest, peace, and joy in You.

Forgive our shortcomings, our failure to give You right-of-way in our lives, our insistence upon our way rather than Your way. May we never think of ourselves as sufficient for our responsibilities, but may we find our sufficiency in You alone. Strengthen our hands and our hearts this day and use us for Your glory and for the good of our “Show-Me” state.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Elijah Durham, Simeon Durham, and Murphy Fishel.

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

AYES: 144

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bondon
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
Fitzwater	Francis	Gannon	Green	Gregory
Grier	Griesheimer	Griffith	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lavender	Lovasco	Lynch
Mackey	Mayhew	McCreery	McDaniel	McGaugh

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McGill	Merideth	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pierson Jr.	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Price	Proudie
Quade	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Rogers	Rone	Ross	Runions	Ruth
Sauls	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Veit	Vescovo	Walker	Walsh	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 004

Ellington	Gray	Rowland	Sain
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PRESENT: 003

Bland Manlove	Washington	Windham
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ABSENT WITH LEAVE: 009

Bosley	Fishel	Franks Jr.	Haden	Love
Moon	Roden	Roeber	Shull 16	

VACANCIES: 003

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Anderson and Gregory

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 21**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Anderson and Gregory

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 133**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Anderson and Gregory

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 414**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (2): Anderson and Gregory

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 147, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 202, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS IN CONFERENCE

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

Representative Smith moved that the House conferees be allowed to exceed the differences on **CCR SCS HCS HB 3** in Section 3.070.

Which motion was adopted.

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

On motion of Representative Smith, **CCR SCS HCS HB 2** was adopted by the following vote:

AYES: 129

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bland Manlove	Bondon	Bosley
Bromley	Brown 27	Brown 70	Burnett	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Love	Lynch	Mackey
Mayhew	McGaugh	McGirl	Messenger	Miller
Mitten	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Price	Proudie	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Rone	Ross	Runions
Ruth	Sauls	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Veit
Vescovo	Walker	Walsh	Washington	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 026

Appelbaum	Beck	Burns	Carpenter	Carter
Chappelle-Nadal	Ellington	Gray	Green	Hurst
Lavender	Lovasco	McCreery	McDaniel	Merideth
Moon	Morgan	Mosley	Pogue	Quade
Rogers	Rowland	Sain	Stevens 46	Unsicker
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 005

Busick	Franks Jr.	Roden	Roeber	Shull 16
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VACANCIES: 003

On motion of Representative Smith, **CCS SCS HCS HB 2** was read the third time and passed by the following vote:

AYES: 123

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bondon	Bromley	Brown 70

Burnett	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Love	Lynch	Mackey
Mayhew	McDaniel	McGaugh	McGirt	Messenger
Miller	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Proudie	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Rone	Ross	Runions	Ruth
Sauls	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Veit	Vescovo
Walker	Walsh	Washington	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 032

Appelbaum	Beck	Bland Manlove	Bosley	Brown 27
Burns	Carpenter	Carter	Chappelle-Nadal	Clemens
Ellebracht	Ellington	Gray	Green	Hurst
Lavender	Lovasco	McCreery	Merideth	Mitten
Moon	Morgan	Mosley	Pogue	Price
Quade	Rogers	Rowland	Sain	Stevens 46
Unsicker	Windham			

PRESENT: 000

ABSENT WITH LEAVE: 005

Busick	Franks Jr.	Roden	Roeber	Shull 16
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VACANCIES: 003

Speaker Haahr declared the bill passed.

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

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

The Chair advised members to keep their comments confined to the question at hand.

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

The Chair advised members to keep their comments confined to the question at hand.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Morris 140	Morse 151
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Remole	Richey	Riggs	Roberts 161	Rone
Ross	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

NOES: 045

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Burns	Butz	Carpenter	Carter	Chappelle-Nadal
Clemens	Ellebracht	Ellington	Gray	Green
Ingle	Kendrick	Lavender	Mackey	McCreery
Merideth	Mitten	Moon	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: 008

Busick	Franks Jr.	McDaniel	Price	Toalson Reisch
Roden	Roeber	Shull 16		

VACANCIES: 003

Representative Smith again moved that **CCR SCS HCS HB 3** be adopted.

Which motion was defeated by the following vote:

AYES: 043

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

NOES: 110

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lovasco	Love	Lynch	Mayhew
McGaugh	McGill	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pogue	Pollitt 52	Pollock 123	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 007

Busick	Franks Jr.	McDaniel	Price	Roden
Roeber	Shull 16			

VACANCIES: 003

MOTION

Representative Smith moved that the House request the Senate grant further conference on **SCS HCS HB 3**.

Representative Ross assumed the Chair.

Representative DeGroot raised a point of order that members were in violation of Rule 85.

The Chair advised members to keep their comments confined to the question at hand.

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lovasco
Love	Lynch	Mayhew	McDaniel	McGaugh
McGill	Messenger	Moon	Morris 140	Morse 151
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfausch	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Roberts 161	Rone
Ross	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	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	Clemens
Ellebracht	Ellington	Gray	Green	Ingle
Kendrick	Lavender	Mackey	McCreery	Merideth
Mitten	Morgan	Mosley	Pierson Jr.	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Runions	Sain	Sauls	Stevens 46	Unsicker
Washington	Windham			

PRESENT: 000

ABSENT WITH LEAVE: 011

Busick	Chappelle-Nadal	Franks Jr.	Griffith	Miller
Price	Riggs	Roden	Roeber	Shull 16
Walker				

VACANCIES: 003

Representative Smith again moved that the House request the Senate grant further conference on **SCS HCS HB 3**.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 174, as amended, relating to taxation, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HCS SCS SB 174, as amended**, was adopted.

On motion of Representative Shaul (113), **HCS SCS SB 174, as amended**, was read the third time and passed by the following vote:

AYES: 107

Allred	Anderson	Andrews	Bailey	Baker
Barnes	Basye	Billington	Black 137	Black 7
Bondon	Bromley	Brown 27	Butz	Carpenter
Chipman	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeyer	Lovasco	Love	Lynch
Mackey	Mayhew	McGaugh	McGill	Messenger
Miller	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollock 123	Porter	Rehder
Toalson Reisch	Remole	Richey	Roberts 161	Roberts 77
Rogers	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Veit	Walsh	Wiemann	Wilson
Wood	Wright			

NOES: 041

Appelbaum	Bangert	Baringer	Beck	Bland Manlove
Bosley	Brown 70	Burnett	Burns	Carter
Clemens	Ellington	Gray	Green	Hudson
Hurst	Ingle	Kidd	Lavender	McCreery
McDaniel	Merideth	Mitten	Moon	Morgan
Mosley	Pierson Jr.	Pogue	Pollitt 52	Proudie
Quade	Razer	Reedy	Rowland	Runions
Sain	Sauls	Stevens 46	Unsicker	Washington
Windham				

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ABSENT WITH LEAVE: 012

Busick	Chappelle-Nadal	Franks Jr.	Griffith	Price
Riggs	Roden	Roeber	Shull 16	Vescovo
Walker	Mr. Speaker			

VACANCIES: 003

Representative Ross declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 141

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	Butz	Carpenter	Carter
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Gray
Green	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	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	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Proudie	Quade
Razer	Reedy	Rehder	Toalson Reisch	Remole
Richey	Roberts 161	Roberts 77	Rogers	Rone
Ross	Runions	Ruth	Sain	Sauls
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Veit
Walsh	Washington	Wiemann	Wilson	Wood
Wright				

NOES: 007

Ellington	Hurst	McDaniel	Moon	Pogue
Rowland	Windham			

PRESENT: 000

ABSENT WITH LEAVE: 012

Busick	Chappelle-Nadal	Franks Jr.	Hansen	Price
Riggs	Roden	Roeber	Shull 16	Vescovo
Walker	Mr. Speaker			

VACANCIES: 003

SS SB 306, relating to education for dependents of members of the military, was taken up by Representative Sommer.

Representative Sommer moved that the title of **SS SB 306** be agreed to.

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

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 306, Page 1, In the Title, Line 3, by deleting the phrase "dependents of members of the military" and inserting in lieu thereof the phrase "members of the military families"; and

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

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

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

House Amendment No. 2

AMEND Senate Substitute for Senate Bill No. 306, Page 4, Section 167.020, Line 101, by inserting after all of said section and line the following:

"173.900. 1. This act shall be known and may be cited as the "Missouri Returning Heroes' Education Act".

2. For the purpose of this section, the term "combat veteran" shall mean a person who served in armed combat ~~[in the military after September 11, 2001]~~ , **which shall be shown through military service documentation that reflects service in a combat theater, receipt of combat service medals, or receipt of imminent danger or hostile fire pay or tax benefits**, and to whom the following criteria shall apply:

(1) The veteran ~~[was a Missouri resident when first entering the military]~~ **is eligible to register to vote in Missouri, or is eligible to vote, as determined by the Missouri secretary of state, or is a current Missouri resident;** and

(2) The veteran was discharged from military service under honorable conditions.

3. All public institutions of higher education that receive any state funds appropriated by the general assembly shall limit the amount of tuition such institutions charge to combat veterans to fifty dollars per credit hour, as long as the veteran achieves and maintains a cumulative grade point average of at least two and one-half on a four-point scale, or its equivalent. The tuition limitation shall only be applicable if the combat veteran is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. The period during which a combat veteran is eligible for a tuition limitation under this section shall expire at the end of the ten-year period beginning on the date of such veteran's last discharge from service.

4. All public institutions of higher education that receive any state funds appropriated by the general assembly shall limit the amount of tuition such institutions charge to combat veterans to no more than thirty percent of the cost of tuition and fees. The tuition limitation shall only be applicable if the combat veteran is enrolled in a program leading to a graduate degree, including master and doctorate degrees. For the purposes of this section, "graduate degree" shall not be construed to include professional degrees. Professional degrees may include but are not limited to law, medicine, or veterinary degrees. The period during which a combat veteran is eligible for a tuition limitation under this section shall expire at the end of the twenty-year period beginning on the date of such veteran's last discharge from service.

~~[4-]~~ 5. The coordinating board for higher education shall ensure that all applicable institutions of higher education in this state comply with the provisions of this section and may promulgate rules for the efficient implementation of this section.

~~[5-]~~ 6. If a combat veteran is eligible to receive financial assistance under any other federal or state student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the

veteran. The tuition limitation under this section ~~[shall]~~ **may, at the combat veteran's discretion**, be provided before all other federal and state aid for which the veteran is eligible has been applied. **The public institution of higher education shall provide each combat veteran with written notice of this option and maintain a copy signed by the veteran in their official file.**

[6-] 7. Each institution may report to the board the amount of tuition waived in the previous fiscal year under the provisions of this act. This information may be included in each institution's request for appropriations to the board for the following year. The board may include this information in its appropriations recommendations to the governor and the general assembly. The general assembly may reimburse institutions for the cost of the waiver for the previous year as part of the operating budget. Nothing in this subsection shall be construed to deny a combat veteran a tuition limitation if the general assembly does not appropriate money for reimbursement to an institution.

[7-] 8. 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, 2008, shall be invalid and void. "; and

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

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

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

House Amendment No. 3

AMEND Senate Substitute for Senate Bill No. 306, Page 4, Section 167.020, Line 101, by inserting after said section and line the following:

"173.234. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

- (1) "Board", the coordinating board for higher education;
- (2) "Books", any books required for any course for which tuition was paid by a grant awarded under this section;
- (3) "Eligible student", the natural, adopted, or stepchild of a qualifying military member, who is less than twenty-five years of age and who was a dependent of a qualifying military member at the time of death or injury or within five years subsequent to the injury, or the spouse of a qualifying military member which was the spouse of a veteran at the time of death or injury or within five years subsequent to the injury;
- (4) "Grant", the veteran's survivors grant as established in this section;
- (5) "Institution of postsecondary education", any approved Missouri public institution of postsecondary education, as defined in subdivision (3) of subsection 1 of section 173.1102;
- (6) "Qualifying military member", any member of the military of the United States, whether active duty, reserve, or National Guard, who served in the military after September 11, 2001, during time of war and for whom the following criteria apply:
 - (a) A veteran was a Missouri resident when first entering the military service or at the time of death or injury;
 - (b) A veteran died or was injured as a result of combat action or a veteran's death or injury was certified by the Department of Veterans' Affairs medical authority to be attributable to an illness or accident that occurred while serving in combat, or became eighty percent disabled as a result of injuries or accidents sustained in combat action after September 11, 2001; and
 - (c) "Combat veteran", a Missouri resident who is discharged for active duty service having served since September 11, 2001, and received a DD214 in a geographic area entitled to receive combat pay tax exclusion exemption, hazardous duty pay, or imminent danger pay, or hostile fire pay;
- (7) "Survivor", an eligible student of a qualifying military member;

(8) "Tuition", any tuition or incidental fee, or both, charged by an institution of postsecondary education for attendance at the institution by a student as a resident of this state. The tuition grant shall not exceed the amount of tuition charged a Missouri resident at the University of Missouri-Columbia for attendance.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall award annually up to twenty-five grants to survivors of qualifying military members to attend institutions of postsecondary education in this state, which shall continue to be awarded annually to eligible recipients as long as the recipient achieves and maintains a cumulative grade point average of at least two and one-half on a four-point scale, or its equivalent. If the waiting list of eligible survivors exceeds fifty, the coordinating board may petition the general assembly to expand the quota. If the quota is not expanded, then the eligibility of survivors on the waiting list shall be extended.

3. A survivor may receive a grant under this section only so long as the survivor is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a survivor receive a grant beyond the completion of the first baccalaureate degree, regardless of age.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section; and

(2) Provide the forms and determine the procedures necessary for a survivor to apply for and receive a grant under this section.

5. 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, 2008, shall be invalid and void.

6. In order to be eligible to receive a grant under this section, a survivor shall be certified as eligible by the Missouri veterans' commission.

7. A survivor who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education, and who is selected to receive a grant under this section, shall receive the following:

(1) An amount not to exceed the actual tuition charged at the approved institution of postsecondary education where the survivor is enrolled or accepted for enrollment;

(2) An allowance of up to two thousand dollars per semester for room and board; and

(3) The actual cost of books, up to a maximum of five hundred dollars per semester.

8. A survivor who is a recipient of a grant may transfer from one approved public institution of postsecondary education to another without losing his or her entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at any time withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he or she is entitled to a refund of any tuition, fees, room and board, books, or other charges, the institution shall pay the portion of the refund to which he or she is entitled attributable to the grant for that semester or similar grading period to the board.

9. If a survivor is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible survivor.

10. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

11. The benefits conferred by this section shall be available to any academically eligible student of a qualifying military member. Surviving children who are eligible shall be permitted to apply for full benefits conferred by this section until they reach twenty-five years of age.

12. ~~[Pursuant to section 23.253 of the Missouri sunset act:~~

~~(1) The provisions of the new program authorized under this section shall be reauthorized as of June 13, 2016, and shall expire on August 28, 2020, unless reauthorized by an act of the general assembly; and~~

~~(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after June 13, 2016; and~~

~~(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.] Provisions of section 23.253 shall not apply to this section."; and~~

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

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

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Rone	Ross	Ruth	Schnelting	Schroer
Sharpe	Shaul 113	Shawan	Shields	Simmons
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Veit	Walsh	Wiemann	Wilson	Wood
Wright				

NOES: 040

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

PRESENT: 000

ABSENT WITH LEAVE: 014

Busick	Ellington	Franks Jr.	McDaniel	Pietzman
Price	Roden	Roeber	Sauls	Shull 16
Stevens 46	Vescovo	Walker	Mr. Speaker	

VACANCIES: 003

On motion of Representative Sommer, **SS SB 306, as amended**, was read the third time and passed by the following vote:

AYES: 145

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	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	Gannon
Gray	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	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	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pierson Jr.	Pike
Plocher	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	Schnelting	Schroer
Sharpe	Shaul 113	Shawan	Shields	Simmons
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Veit	Walsh	Washington
Wiemann	Wilson	Windham	Wood	Wright

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 012

Busick	Ellington	Franks Jr.	McDaniel	Pietzman
Price	Roden	Roeber	Shull 16	Vescovo
Walker	Mr. Speaker			

VACANCIES: 003

Representative Ross declared the bill passed.

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 SCS HCS HB 192** entitled:

An act to repeal sections 386.510, 386.515, 543.270, 558.006, and 558.019, RSMo, and to enact in lieu thereof five new sections relating to court procedures, with penalty provisions.

With Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 6, and Senate Amendment No. 7.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 192, Page 1, Section A, Line 4 of said page, by inserting immediately after said line the following:

"304.590. 1. As used in this section, the term "travel safe zone" means any area upon or around any highway, as defined in section 302.010, which is visibly marked by the department of transportation; and when a highway safety analysis demonstrates fatal or disabling motor vehicle crashes exceed a predicted safety performance level for comparable roadways as determined by the department of transportation.

2. Upon a conviction or a plea of guilty by any person for a moving violation as defined in section 302.010 or any offense listed in section 302.302, the court **[shall] may** double the amount of fine authorized to be imposed by law, if the moving violation or offense occurred within a travel safe zone.

3. Upon a conviction or plea of guilty by any person for a speeding violation under section 304.009 or 304.010, the court **[shall] may** double the amount of fine authorized by law, if the violation occurred within a travel safe zone.

4. The penalty authorized under subsections ~~[H]~~ 2 and 3 of this section shall only be assessed by the court if the department of transportation has erected signs upon or around a travel safe zone which are clearly visible from the highway and which state substantially the following message: "Travel Safe Zone — Fines Doubled".

5. This section shall not be construed to enhance the assessment of court costs or the assessment of points under section 302.302."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 192, Page 4, Section 386.515, Line 1 of said page, by inserting after all of said 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."; and

Further amend said bill, Page 5, Section 558.006, Line 30, by inserting after all of said line the following:

"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 53 6.024.

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 the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 192, Page 1, Section A, Line 4, by inserting after all of said line the following:

“302.574. 1. If a person who was operating a vehicle refuses upon the request of the officer to submit to any chemical test under section 577.041, the officer shall, on behalf of the director of revenue, serve the notice of license revocation personally upon the person and shall take possession of any license to operate a vehicle issued by this state which is held by that person. The officer shall issue a temporary permit, on behalf of the director of revenue, which is valid for fifteen days and shall also give the person notice of his or her right to file a petition for review to contest the license revocation.

2. Such officer shall make a certified report under penalties of perjury for making a false statement to a public official. The report shall be forwarded to the director of revenue and shall include the following:

(1) That the officer has:

(a) Reasonable grounds to believe that the arrested person was driving a motor vehicle while in an intoxicated condition; or

(b) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was driving a motor vehicle with a blood alcohol content of two-hundredths of one percent or more by weight; or

(c) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was committing a violation of the traffic laws of the state, or political subdivision of the state, and such officer has reasonable grounds to believe, after making such stop, that the person had a blood alcohol content of two-hundredths of one percent or greater;

(2) That the person refused to submit to a chemical test;

(3) Whether the officer secured the license to operate a motor vehicle of the person;

(4) Whether the officer issued a fifteen-day temporary permit;

(5) Copies of the notice of revocation, the fifteen-day temporary permit, and the notice of the right to file a petition for review. The notices and permit may be combined in one document; and

(6) Any license, which the officer has taken into possession, to operate a motor vehicle.

3. Upon receipt of the officer's report, the director shall revoke the license of the person refusing to take the test for a period of one year; or if the person is a nonresident, such person's operating permit or privilege shall be revoked for one year; or if the person is a resident without a license or permit to operate a motor vehicle in this state, an order shall be issued denying the person the issuance of a license or permit for a period of one year.

4. If a person's license has been revoked because of the person's refusal to submit to a chemical test, such person may petition for a hearing before a circuit division or associate division of the court in the county in which the arrest or stop occurred. **Pursuant to local court rule promulgated pursuant to section 15 of article V of the Missouri Constitution, the case may also be assigned to a traffic judge pursuant to section 479.500.** The person may request such court to issue an order staying the revocation until such time as the petition for review can be heard. If the court, in its discretion, grants such stay, it shall enter the order upon a form prescribed by the director of revenue and shall send a copy of such order to the director. Such order shall serve as proof of the privilege to operate a motor vehicle in this state and the director shall maintain possession of the person's license to operate a motor vehicle until termination of any revocation under this section. Upon the person's request, the clerk of the court shall notify the prosecuting attorney of the county and the prosecutor shall appear at the hearing on behalf of the director of revenue. At the hearing, the court shall determine only:

(1) Whether the person was arrested or stopped;

(2) Whether the officer had:

(a) Reasonable grounds to believe that the person was driving a motor vehicle while in an intoxicated or drugged condition; or

(b) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was driving a motor vehicle with a blood alcohol content of two-hundredths of one percent or more by weight; or

(c) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was committing a violation of the traffic laws of the state, or political subdivision of the state, and such officer had reasonable grounds to believe, after making such stop, that the person had a blood alcohol content of two-hundredths of one percent or greater; and

(3) Whether the person refused to submit to the test.

5. If the court determines any issue not to be in the affirmative, the court shall order the director to reinstate the license or permit to drive.

6. Requests for review as provided in this section shall go to the head of the docket of the court wherein filed.

7. No person who has had a license to operate a motor vehicle suspended or revoked under the provisions of this section shall have that license reinstated until such person has participated in and successfully completed a substance abuse traffic offender program defined in section 302.010, or a program determined to be comparable by the department of mental health. Assignment recommendations, based upon the needs assessment as described in subdivision (24) of section 302.010, shall be delivered in writing to the person with written notice that the person is entitled to have such assignment recommendations reviewed by the court if the person objects to the recommendations. The person may file a motion in the associate division of the circuit court of the county in which such assignment was given, on a printed form provided by the state courts administrator, to have the court hear and determine such motion under the provisions of chapter 517. The motion shall name the person or entity making the needs assessment as the respondent and a copy of the motion shall be served upon the respondent in any manner allowed by law. Upon hearing the motion, the court may modify or waive any assignment recommendation that the court determines to be unwarranted based upon a review of the needs assessment, the person's driving record, the circumstances surrounding the offense, and the likelihood of the person committing a similar offense in the future, except that the court may modify but ~~may~~ **shall** waive the assignment to an education or rehabilitation program of a person determined to be a prior or persistent offender as defined in section 577.001, or of a person determined to have operated a motor vehicle with a blood alcohol content of fifteen-hundredths of one percent or more by weight. Compliance with the court determination of the motion shall satisfy the provisions of this section for the purpose of reinstating such person's license to operate a motor vehicle. The respondent's personal appearance at any hearing conducted under this subsection shall not be necessary unless directed by the court.

8. The fees for the substance abuse traffic offender program, or a portion thereof, to be determined by the division of ~~alcohol and drug abuse~~ **behavioral health** of the department of mental health, shall be paid by the person enrolled in the program. Any person who is enrolled in the program shall pay, in addition to any fee charged for the program, a supplemental fee to be determined by the department of mental health for the purposes of funding the substance abuse traffic offender program defined in section 302.010. The administrator of the program shall remit to the division of ~~alcohol and drug abuse~~ **behavioral health** of the department of mental health on or before the fifteenth day of each month the supplemental fee for all persons enrolled in the program, less two percent for administrative costs. Interest shall be charged on any unpaid balance of the supplemental fees due to the division of ~~alcohol and drug abuse~~ **behavioral health** under this section, and shall accrue at a rate not to exceed the annual rates established under the provisions of section 32.065, plus three percentage points. The supplemental fees and any interest received by the department of mental health under this section shall be deposited in the mental health earnings fund, which is created in section 630.053.

9. Any administrator who fails to remit to the division of ~~alcohol and drug abuse~~ **behavioral health** of the department of mental health the supplemental fees and interest for all persons enrolled in the program under this section shall be subject to a penalty equal to the amount of interest accrued on the supplemental fees due to the division under this section. If the supplemental fees, interest, and penalties are not remitted to the division of ~~alcohol and drug abuse~~ **behavioral health** of the department of mental health within six months of the due date, the attorney general of the state of Missouri shall initiate appropriate action for the collection of said fees and accrued interest. The court shall assess attorneys' fees and court costs against any delinquent program.

10. Any person who has had a license to operate a motor vehicle revoked under this section and who has a prior alcohol-related enforcement contact, as defined in section 302.525, shall be required to file proof with the director of revenue that any motor vehicle operated by the person is equipped with a functioning, certified ignition interlock device as a required condition of license reinstatement. Such ignition interlock device shall further be required to be maintained on all motor vehicles operated by the person for a period of not less than six months immediately following the date of reinstatement. If the monthly monitoring reports show that the ignition interlock device has registered any confirmed blood alcohol concentration readings above the alcohol setpoint established by the department of transportation or that the person has tampered with or circumvented the ignition interlock device within the last three

months of the six-month period of required installation of the ignition interlock device, then the period for which the person ~~must~~ **shall** maintain the ignition interlock device following the date of reinstatement shall be extended until the person has completed three consecutive months with no violations as described in this section. If the person fails to maintain such proof with the director as required by this section, the license shall be rerevoked until proof as required by this section is filed with the director, and the person shall be guilty of a class A misdemeanor.

11. The revocation period of any person whose license and driving privilege has been revoked under this section and who has filed proof of financial responsibility with the department of revenue in accordance with chapter 303 and is otherwise eligible shall be terminated by a notice from the director of revenue after one year from the effective date of the revocation. Unless proof of financial responsibility is filed with the department of revenue, the revocation shall remain in effect for a period of two years from its effective date. If the person fails to maintain proof of financial responsibility in accordance with chapter 303, the person's license and driving privilege shall be rerevoked.

12. A person commits the offense of failure to maintain proof with the Missouri department of revenue if, when required to do so, he or she fails to file proof with the director of revenue that any vehicle operated by the person is equipped with a functioning, certified ignition interlock device or fails to file proof of financial responsibility with the department of revenue in accordance with chapter 303. The offense of failure to maintain proof with the Missouri department of revenue is a class A misdemeanor.”; and

Further amend said bill, Page 4, Section 386.515, Line 1, by inserting after all of said line the following:

“479.500. 1. In the twenty-first judicial circuit, a majority of the circuit judges, en banc, may establish a traffic court, which shall be a division of the circuit court, and may authorize the appointment of not more than three municipal judges who shall be known as traffic judges. The traffic judges shall be appointed by a traffic court judicial commission consisting of the presiding judge of the circuit, who shall be the chair, one circuit judge elected by the circuit judges, one associate circuit judge elected by the associate circuit judges of the circuit, and two members appointed by the county executive of St. Louis County, each of whom shall represent one of the two political parties casting the highest number of votes at the next preceding gubernatorial election. The procedures and operations of the traffic court judicial commission shall be established by circuit court rule.

2. Traffic judges may be authorized to act as commissioners to hear in the first instance nonfelony violations of state law involving motor vehicles, and such other offenses as may be provided by circuit court rule. Traffic judges may also be authorized to hear in the first instance violations of county and municipal ordinances involving motor vehicles, and other county ordinance violations, as provided by circuit court rule.

3. In the event that a county municipal court is established pursuant to section 66.010 which takes jurisdiction of county ordinance violations the circuit court may then authorize the appointment of no more than two traffic judges authorized to hear municipal ordinance violations other than county ordinance violations, and to act as commissioner to hear in the first instance nonfelony violations of state law involving motor vehicles, and such other offenses as may be provided by rule. These traffic court judges also may be authorized to act as commissioners to hear in the first instance petitions to review decisions of the department of revenue or the director of revenue filed pursuant to sections 302.309 and 302.311 and, prior to January 1, 2002, pursuant to sections 302.535 and 302.750.

4. After January 1, 2002, traffic judges, in addition to the authority provided in subsection 3 of this section, may be authorized by local court rule adopted pursuant to Article V, Section 15 of the Missouri Constitution to conduct proceedings pursuant to sections 302.535, **302.574**, 302.750, subject to procedures that preserve a meaningful hearing before a judge of the circuit court, as follows:

(1) Conduct the initial call docket and accept uncontested dispositions of petitions to review;

(2) The petitioner shall have the right to the de novo hearing before a judge of the circuit court, except that, at the option of the petitioner, traffic judges may hear in the first instance such petitions for review.

5. In establishing a traffic court, the circuit may be divided into such sectors as may be established by a majority of the circuit and associate circuit judges, en banc. The traffic court in each sector shall hear those cases arising within the territorial limits of the sector unless a case arising within another sector is transferred as provided by operating procedures.

6. Traffic judges shall be licensed to practice law in this state and shall serve at the pleasure of a majority of the circuit and associate circuit judges, en banc, and shall be residents of St. Louis County, and shall receive from the state as annual compensation an amount equal to one-third of the annual compensation of an associate circuit judge. Each judge shall devote approximately one-third of his working time to the performance of his duties as a

traffic judge. Traffic judges shall not accept or handle cases in their practice of law which are inconsistent with their duties as a traffic judge and shall not be a judge or prosecutor for any other court. Traffic judges shall not be considered state employees and shall not be members of the state employees' or judicial retirement system or be eligible to receive any other employment benefit accorded state employees or judges.

7. A majority of the judges, en banc, shall establish operating procedures for the traffic court which shall provide for regular sessions in the evenings after 6:00 p.m. and for Saturday or other sessions as efficient operation and convenience to the public may require. Proceedings in the traffic court, except when a judge is acting as a commissioner pursuant to this section, shall be conducted as provided in supreme court rule 37. The hearing shall be before a traffic judge without jury, and the judge shall assume an affirmative duty to determine the merits of the evidence presented and the defenses of the defendant and may question parties and witnesses. In the event a jury trial is requested, the cause shall be certified to the circuit court for trial by jury as otherwise provided by law. Clerks and computer personnel shall be assigned as needed for the efficient operation of the court.

8. In establishing operating procedure, provisions shall be made for appropriate circumstances whereby defendants may enter not guilty pleas and obtain trial dates by telephone or written communication without personal appearance, or to plead guilty and deliver by mail or electronic transfer or other approved method the specified amount of the fine and costs as otherwise provided by law, within a specified period of time.

9. Operating procedures shall be provided for electronic recording of proceedings, except that if adequate recording equipment is not provided at county expense, then, in that event, a person aggrieved by a judgment of a traffic judge or commissioner shall have the right of a trial de novo. The procedures for perfecting the right of a trial de novo shall be the same as that provided under sections 512.180 to 512.320, except that the provisions of subsection 2 of section 512.180 shall not apply to such cases.

10. The circuit court shall only have the authority to appoint two commissioners with the jurisdiction provided in subsection 3 of this section.

11. All costs to establish and operate a county municipal court under section 66.010 and this section shall be borne by such county.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 192, Page 4, Section 386.515, Line 1, by inserting after all of said line the following:

“479.020. 1. Any city, town or village, including those operating under a constitutional or special charter, may, and cities with a population of four hundred thousand or more shall, provide by ordinance or charter for the selection, tenure and compensation of a municipal judge or judges consistent with the provisions of this chapter who shall have original jurisdiction to hear and determine all violations against the ordinances of the municipality. The method of selection of municipal judges shall be provided by charter or ordinance. Each municipal judge shall be selected for a term of not less than two years as provided by charter or ordinance.

2. Except where prohibited by charter or ordinance, the municipal judge may be a part-time judge and may serve as municipal judge in more than one municipality.

3. No person shall serve as a municipal judge of any municipality with a population of seven thousand five hundred or more or of any municipality in a county of the first class with a charter form of government unless the person is licensed to practice law in this state unless, prior to January 2, 1979, such person has served as municipal judge of that same municipality for at least two years.

4. Notwithstanding any other statute, a municipal judge need not be a resident of the municipality or of the circuit in which the municipal judge serves except where ordinance or charter provides otherwise. Municipal judges shall be residents of Missouri.

5. Judges selected under the provisions of this section shall be municipal judges of the circuit court and shall be divisions of the circuit court of the circuit in which the municipality, or major geographical portion thereof, is located. The judges of these municipal divisions shall be subject to the rules of the circuit court which are not inconsistent with the rules of the supreme court. The presiding judge of the circuit shall have general administrative authority over the judges and court personnel of the municipal divisions within the circuit.

6. No municipal judge shall hold any other office in the municipality which the municipal judge serves as judge. The compensation of any municipal judge and other court personnel shall not be dependent in any way upon the number of cases tried, the number of guilty verdicts reached or the amount of fines imposed or collected.

7. Municipal judges shall be at least twenty-one years of age. No person shall serve as municipal judge after that person has reached that person's seventy-fifth birthday.

8. Within six months after selection for the position, each municipal judge who is not licensed to practice law in this state shall satisfactorily complete the course of instruction for municipal judges prescribed by the supreme court. The state courts administrator shall certify to the supreme court the names of those judges who satisfactorily complete the prescribed course. If a municipal judge fails to complete satisfactorily the prescribed course within six months after the municipal judge's selection as municipal judge, the municipal judge's office shall be deemed vacant and such person shall not thereafter be permitted to serve as a municipal judge, nor shall any compensation thereafter be paid to such person for serving as municipal judge.

9. No municipal judge shall serve as a municipal judge in more than five municipalities at one time. **A court that serves more than one municipality shall be treated as a single municipality for the purposes of this subsection.**

479.353. **1.** Notwithstanding any provisions to the contrary, the following conditions shall apply to minor traffic violations and municipal ordinance violations:

(1) The court shall not assess a fine, if combined with the amount of court costs, totaling in excess of:

(a) Two hundred twenty-five dollars for minor traffic violations; and

(b) For municipal ordinance violations committed within a twelve-month period beginning with the first violation: two hundred dollars for the first municipal ordinance violation, two hundred seventy-five dollars for the second municipal ordinance violation, three hundred fifty dollars for the third municipal ordinance violation, and four hundred fifty dollars for the fourth and any subsequent municipal ordinance violations;

(2) The court shall not sentence a person to confinement, except the court may sentence a person to confinement for any violation involving alcohol or controlled substances, violations endangering the health or welfare of others, or eluding or giving false information to a law enforcement officer;

(3) A person shall not be placed in confinement for failure to pay a fine unless such nonpayment violates terms of probation or unless the due process procedures mandated by Missouri supreme court rule 37.65 or its successor rule are strictly followed by the court;

(4) Court costs that apply shall be assessed against the defendant unless the court finds that the defendant is indigent based on standards set forth in determining such by the presiding judge of the circuit. Such standards shall reflect model rules and requirements to be developed by the supreme court; and

(5) No court costs shall be assessed if the defendant is found to be indigent under subdivision (4) of this section or if the case is dismissed.

2. If an individual has been held in custody on a notice to show cause or an arrest warrant for an underlying minor traffic violation, the court, on its own motion or on the motion of any interested party, may review the original fine and sentence and waive or reduce such fine or sentence if the court finds it reasonable given the circumstances of the case.

479.354. For any notice to appear, citation, or summons on a minor traffic violation, the date and time the defendant is to appear in court shall be given when such notice to appear, citation, or summons is first provided to the defendant. If said notice is not properly given, the court shall reissue the notice, citation, or summons to the defendant and shall specifically set forth the date and time for the defendant to appear.”;
and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 192, Page 1, Section A, Line 4, by inserting after all of said line the following:

“57.280. 1. Sheriffs shall receive a charge for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, except that a sheriff shall receive a charge for

service of any subpoena, and making a return on the same, the sum of ten dollars; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to this section shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay the sheriff's costs for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, going and returning from the courthouse of the county in which he resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. The sheriff upon the receipt of the charge herein provided for shall pay into the treasury of the county any and all charges received pursuant to the provisions of this section. The funds collected pursuant to this section, not to exceed fifty thousand dollars in any calendar year, shall be held in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. Any such funds in excess of fifty thousand dollars in any calendar year shall be placed to the credit of the general revenue fund of the county. Moneys in the fund shall be used only for the procurement of services and equipment to support the operation of the sheriff's office. Moneys in the fund established pursuant to this subsection shall not lapse to the county general revenue fund at the end of any county budget or fiscal year.

4. Notwithstanding the provisions of subsection 3 of this section to the contrary, the sheriff, **or any other person specially appointed to serve in a county that receives funds under section 57.278**, shall receive ten dollars for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section, in addition to the charge for such service that each sheriff receives under subsection 1 of this section. The money received by the sheriff, **or any other person specially appointed to serve in a county that receives funds under section 57.278**, under this subsection shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 133** and has taken up and passed **CCS HCS SB 133**.

Emergency clause adopted.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HCS HB 192, as amended - Fiscal Review

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

AFTERNOON SESSION

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

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Bailey	Barnes	Basye	Black 137	Black 7
Bondon	Brown 27	Burns	Coleman 97	DeGroot
Dohrman	Gannon	Haden	Haffner	Hansen
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Lovasco	Mayhew	McGirl	Neely	Patterson
Pogue	Remole	Richey	Riggs	Roberts 161
Schnelting	Shields	Solon	Taylor	Veit
Walsh	Wright			

NOES: 002

Rowland	Sain
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PRESENT: 061

Allred	Anderson	Baker	Baringer	Billington
Bromley	Burnett	Butz	Carpenter	Deaton
Eggleston	Ellebracht	Fitzwater	Gray	Gregory
Griesheimer	Griffith	Hannegan	Helms	Hicks
Hill	Houx	Hovis	Hudson	Kidd
Kolkmeyer	Lynch	Mackey	McCreery	McGaugh
Moon	Morse 151	Murphy	O'Donnell	Pfautsch
Pierson Jr.	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Reedy	Toalson Reisch	Roberts 77	Rogers
Rone	Ross	Ruth	Sharpe	Shaul 113
Simmons	Smith	Sommer	Stacy	Tate
Trent	Vescovo	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 060

Andrews	Appelbaum	Bangert	Beck	Bland Manlove
Bosley	Brown 70	Busick	Carter	Chappelle-Nadal
Chipman	Christofanelli	Clemens	Coleman 32	Dinkins
Dogan	Ellington	Eslinger	Evans	Falkner III

Fishel	Francis	Franks Jr.	Green	Grier
Ingle	Kendrick	Knight	Lavender	Love
McDaniel	Merideth	Messenger	Miller	Mitten
Morgan	Morris 140	Mosley	Muntzel	Pietzman
Price	Proudie	Quade	Razer	Rehder
Roden	Roeber	Runions	Sauls	Schroer
Shawan	Shull 16	Spencer	Stephens 128	Stevens 46
Swan	Unsicker	Walker	Washington	Windham

VACANCIES: 003

THIRD READING OF SENATE BILLS - CONSENT

SB 179, relating to filings by certain financial institutions with the division of finance, was taken up by Representative Bondon.

On motion of Representative Bondon, **SB 179** was truly agreed to and finally passed by the following vote:

AYES: 136

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bondon
Bromley	Brown 27	Brown 70	Burnett	Burns
Butz	Carpenter	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Gray	Green	Gregory	Grier	Griesheimer
Griffith	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurst	Ingle	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lavender	Lovasco	Love	Lynch	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGill
Merideth	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pierson Jr.	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Price
Quade	Razer	Reedy	Toalson Reisch	Remole
Richey	Riggs	Roberts 161	Roberts 77	Rogers
Ross	Rowland	Runions	Ruth	Sain
Schnelting	Sharpe	Shaul 113	Shawan	Shields
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Veit	Vescovo
Walsh	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Bland Manlove	Bosley	Busick	Carter	Chappelle-Nadal
Dogan	Ellington	Franks Jr.	Haden	Mitten
Mosley	Muntzel	Proudie	Rehder	Roden
Roeber	Rone	Sauls	Schroer	Shull 16
Walker	Washington	Windham		

VACANCIES: 003

Speaker Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 28, relating to low-income housing tax credits, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS SS SCS SB 28** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 28, Page 4, Section 135.363, Lines 1-21, by deleting all of said lines and inserting in lieu thereof the following:

“135.363. 1. All or any portion of tax credits issued in accordance with the provisions of sections 135.350 to 135.363 may be transferred, sold or assigned to parties who are eligible under the provisions of subsection 1 of section 135.352. **For qualified Missouri projects, an owner or transferee desiring to make a transfer, sale, or assignment, as described in this subsection, shall submit to the director of the department of revenue a statement that describes the amount of credit for which such transfer, sale, or assignment of credit is eligible. The owner shall provide to the director of revenue appropriate information so that the low-income housing tax credit can be properly allocated.**

2. ~~Beginning January 1, 1995, for qualified projects which began on or after January 1, 1994, an owner or transferee desiring to make a transfer, sale or assignment as described in subsection 1 of this section shall submit to the director of the department of revenue a statement which describes the amount of credit for which such transfer, sale or assignment of credit is eligible. The owner shall provide to the director of revenue appropriate information so that the low income housing tax credit can be properly allocated.~~ **All or any portion of tax credits issued in accordance with the provisions of sections 135.350 to 135.363 may be transferred, sold, or assigned to a third party if so authorized by the commission and elected by the taxpayer. To transfer, sell, or assign a tax credit to a third party, the taxpayer shall file a notarized endorsement thereof that names the transferee, the amount of tax credit transferred, and the value received for the credit, as well as any other information reasonably requested by the department, with the department of revenue. In the event that recapture of the Missouri low-income housing tax credit is required pursuant to subsection 2 of section 135.355, any notarized endorsement submitted to the director as provided in this subsection shall include the proportion of the state credit required to be recaptured, the identity of each taxpayer subject to the recapture, and the amount of credit previously sold, transferred, or assigned to such taxpayer.**

3. In the event that recapture of Missouri low-income housing tax credits is required pursuant to subsection 2 of section 135.355, any statement **or notarized endorsement** submitted to the director of the department of revenue as provided in this section shall include the proportion of the state credit required to be recaptured, the identity of each transferee subject to recapture and the amount of credit previously transferred to such transferee.

4. The director of the department of revenue may prescribe rules and regulations necessary for the administration of the provisions of this section.”; 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: 105

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Christofanelli	Coleman 32	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Gregory	Grier	Griesheimer	Griffith	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lovasco	Love	Lynch	Mayhew
McDaniel	McGaugh	McGill	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pogue	Pollitt 52	Pollock 123
Porter	Reedy	Rehder	Toalson Reisch	Remole
Richey	Riggs	Roberts 161	Rone	Ross
Ruth	Schnelting	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 042

Appelbaum	Bangert	Baringer	Barnes	Beck
Bosley	Brown 27	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Clemens	Ellebracht
Ellington	Gray	Green	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			

PRESENT: 000

ABSENT WITH LEAVE: 013

Bland Manlove	Busick	Chappelle-Nadal	Chipman	Coleman 97
Dohrman	Franks Jr.	Haden	Roden	Roeber
Schroer	Shull 16	Windham		

VACANCIES: 003

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

Representative Eggleston assumed the Chair.

Speaker Haahr resumed the Chair.

Representative Ross resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

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

NOES: 042

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

PRESENT: 000

ABSENT WITH LEAVE: 014

Bailey	Black 137	Bosley	Busick	Chappelle-Nadal
Ellington	Franks Jr.	Houx	Roden	Roeber
Sauls	Shull 16	Wilson	Mr. Speaker	

VACANCIES: 003

On motion of Representative Gregory, **HCS SS SCS SB 28, as amended**, was adopted.

On motion of Representative Gregory, **HCS SS SCS SB 28, as amended**, was read the third time and passed by the following vote:

AYES: 143

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	Butz	Carpenter	Carter
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Ellebracht	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gray	Green
Gregory	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hansen	Helms	Henderson
Hicks	Hill	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lavender	Lovasco	Love
Lynch	Mackey	Mayhew	McCreery	McGaugh
McGirl	Merideth	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pierson Jr.
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Price	Proudie	Quade	Razer
Reedy	Rehder	Toalson Reich	Remole	Richey
Riggs	Roberts 161	Roberts 77	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
Swan	Tate	Taylor	Trent	Unsicker
Veit	Vescovo	Walker	Walsh	Washington
Windham	Wood	Wright		

NOES: 007

Eggleston	Hurst	McDaniel	Messenger	Moon
Pogue	Wilson			

PRESENT: 002

Ellington	Wiemann
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ABSENT WITH LEAVE: 008

Busick	Chappelle-Nadal	Franks Jr.	Houx	Roden
Roeber	Shull 16	Mr. Speaker		

VACANCIES: 003

Representative Ross declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SB 147, as amended, relating to motor vehicles, was taken up by Representative Taylor.

Representative Taylor moved that the House refuse to recede from its position on **HCS SCS SB 147, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 202, as amended, relating to private entities, use of land, was taken up by Representative Dinkins.

Representative Dinkins moved that the House refuse to recede from its position on **HCS SB 202, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 87, relating to tax refund donations, was taken up by Representative Swan.

Representative Swan moved that the title of **HCS SB 87** be agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 87, Page 1, In the Title, Lines 2-3, by deleting the words "tax refund donations" and inserting in lieu thereof the word "taxation"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 87, Page 1, Section A, Line 2, by inserting after all of the said section and line the following:

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

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

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

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

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

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

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

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. 163, as amended, if the limitation under 26 U.S.C. 163(j), as amended, did not exist.

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

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

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

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

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

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

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

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

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

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

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

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

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. 163, as amended, if the limitation under 26 U.S.C. 163(j), as amended, did not exist.

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

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

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

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

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

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

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

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

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

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

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

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

Representative Coleman (32) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 87, Page 1, Section A, Line 2, by inserting after all of said line the following:

"143.980. 1. This section shall be known as the "Taxpayer Protection Act".

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

(1) "Department", the Missouri department of revenue;

(2) "Paid tax return preparer", a person who prepares for compensation, or who employs one or more person to prepare for compensation, any income tax return or claim for refund required to be filed under this chapter. The preparation of a substantial portion of a return or claim for refund shall be treated as the preparation of such return or claim for refund. A paid tax return preparer shall not include any certified public accountant who holds an active license issued by any state and the employees of such certified public accountant or certified public accounting firm or an enrolled agent entitled to practice before the federal Internal Revenue Service under 31 C.F.R. Section 10.4;

(3) "Willful or reckless conduct", the same meaning as provided under 26 U.S.C. Section 6694(b)(2).

3. For all tax years beginning on or after January 1, 2020, any income return or claim for refund prepared by a paid tax return preparer shall be signed by the paid tax return preparer and shall bear the paid tax return preparer's Internal Revenue Service preparer tax identification number. Any person who is

the paid tax return preparer with respect to any tax return or claim for refund and who fails to sign the return or claim for refund, or who fails to provide his or her preparer tax identification number, shall pay a penalty of fifty dollars for each such failure, unless it can be shown that the failure was due to reasonable cause and not willful or reckless conduct. The aggregate penalty that may be imposed by the department on any paid tax return preparer with respect to returns or claims for refund filed during any calendar year shall not exceed twenty-five thousand dollars per paid tax return preparer.

4. (1) In a court of competent jurisdiction, the director of the department may commence suit to enjoin any paid tax return preparer from further engaging in any conduct described under subdivision 2 of this subsection or from further action as a paid tax return preparer.

(2) In any action under subdivision 1 of this subsection, if the court finds that injunctive relief is appropriate to prevent the recurrence of this conduct, the court may enjoin the paid tax return preparer from further engaging in any conduct specified in this subdivision. The court may enjoin conduct when a paid tax return preparer has done any of the following:

(a) Prepared any income tax return or claim for refund that includes an understatement of a taxpayer's liability due to an unreasonable position. For purposes of this subdivision, the term "unreasonable position" shall have the same meaning as provided under 26 U.S.C. Section 6694(a)(2);

(b) Prepared any income tax return or claim for refund that includes an understatement of a taxpayer's liability due to the paid tax return preparer's willful or reckless conduct;

(c) Where required, failed to sign an income tax return or claim for refund;

(d) Where required, failed to furnish his or her preparer tax identification number;

(e) Where required, failed to retain a copy of the income tax return;

(f) Where required by due diligence requirements imposed under department rules and regulations, failed to be diligent in determining eligibility for tax benefits;

(g) Negotiated a check issued to a taxpayer by the department without the permission of the taxpayer;

(h) Engaged in any conduct subject to any criminal penalty provided under chapters 135 to 155;

(i) Misrepresented the paid tax return preparer's eligibility to practice to the department or otherwise misrepresented the paid tax return preparer's experience or education;

(j) Guaranteed the payment of any income tax refund or the allowance of any income tax credit; or

(k) Engaged in any other fraudulent or deceptive conduct that substantially interferes with the proper administration of the tax laws of this state.

(3) (a) If the court finds that a paid tax return preparer has continually or repeatedly engaged in any conduct described under subdivision 2 of this subsection and that an injunction prohibiting the conduct would not be sufficient to prevent the person's interference with the proper administration of the tax laws of this state, the court may enjoin the person from acting as a paid tax return preparer in this state.

(b) The fact that the person has been enjoined from preparing tax returns or claims for refund for the United States or any other state in the five years preceding the petition for an injunction shall establish a prima facie case for an injunction to be issued under this section. For purposes of this paragraph, the term "state" shall mean a state of the United States, the District of Columbia, Puerto Rico, United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States."; and

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

Representative Rowland 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 House Committee Substitute for Senate Bill No. 87, Page 1, Line 4 by inserting immediately before the number "143.980" the following section:

"115.761. 1. The official list of presidential candidates for each established political party shall include the names of all constitutionally qualified candidates for whom, on or after 8:00 a.m. on the fifteenth Tuesday prior to the presidential primary, and on or before 5:00 p.m., on the eleventh Tuesday prior to the presidential primary, a written request to be included on the presidential primary ballot is filed with the secretary of state along with:

(1) Receipt of payment to the state committee of the established political party on whose ballot the candidate wishes to appear of a filing fee of one thousand dollars; or

(2) A written statement, sworn to before an officer authorized by law to administer oaths, that the candidate is unable to pay the filing fee and does not have funds in a campaign fund or committee to pay the filing fee and a petition signed by not less than five thousand registered Missouri voters, as determined by the secretary of state, that the candidate's name be placed on the ballot of the specified established political party for the presidential preference primary. The request to be included on the presidential primary ballot shall include each signer's printed name, registered address and signature and shall be in substantially the following form:

I (We) the undersigned, do hereby request that the name of _____ be placed upon the February _____, _____, presidential primary ballot as candidate for nomination as the nominee for President of the United States on the _____ party ticket.

2. In addition to satisfaction of the criteria under subsection 1 of this section, any presidential candidate for an established political party or his or her agent shall provide to the office of the Missouri secretary of state full copies of his or her individual federal tax returns insofar as the release of such tax returns is permissible under federal law. Such disclosure shall be made not later than the end of the filing period for the office of president under this section. If there is no disclosure, then the filing shall be rejected and the candidate's name shall not appear on any presidential primary ballot. Tax returns disclosed under this subsection shall be public documents under chapter 610 and may be posted in an electronic format to the Missouri secretary of state's website.

~~[2-]~~ **3.** The state or national party organization of an established political party that adopts rules imposing signature requirements to be met before a candidate can be listed as an official candidate shall notify the secretary of state by October first of the year preceding the presidential primary.

~~[3-]~~ **4.** Any candidate or such candidate's authorized representative may have such candidate's name stricken from the presidential primary ballot by filing with the secretary of state on or before 5:00 p.m. on the eleventh Tuesday prior to the presidential primary election a written statement, sworn to before an officer authorized by law to administer oaths, requesting that such candidate's name not be printed on the official primary ballot. Thereafter, the secretary of state shall not include the name of that candidate in the official list announced pursuant to section 115.758 or in the certified list of candidates transmitted pursuant to section 115.765.

~~[4-]~~ **5.** The filing times set out in this section shall only apply to presidential preference primaries, and are in lieu of those established in section 115.349."; and

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

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Andrews	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bondson	Bromley
Chipman	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hansen	Henderson
Hicks	Hill	Hovis	Hudson	Hurst
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Lovasco	Lynch	Mayhew	McGaugh	McGill
Messenger	Moon	Morris 140	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pike

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Plocher	Pogue	Pollitt 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	Swan	Tate
Taylor	Trent	Veit	Walsh	Wilson
Wood	Wright			

NOES: 040

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

PRESENT: 000

ABSENT WITH LEAVE: 023

Allred	Busick	Chappelle-Nadal	Ellington	Franks Jr.
Hannegan	Helms	Houx	Kidd	Love
McDaniel	Merideth	Miller	Mitten	Morse 151
Pietzman	Proudie	Roeber	Shull 16	Smith
Vescovo	Wiemann	Mr. Speaker		

VACANCIES: 003

Representative Rowland moved that **House Amendment No. 1 to House Amendment No. 3** be adopted.

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

AYES: 046

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

NOES: 098

Anderson	Andrews	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bondon	Bromley
Chipman	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dohrman	Eggleston	Eslinger

Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Henderson
Hicks	Hill	Hovis	Hudson	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lovasco	Love	Lynch	Mayhew
McGaugh	McGirt	Messenger	Moon	Morris 140
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Simmons	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walsh	Wood	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 016

Allred	Busick	Chappelle-Nadal	Franks Jr.	Helms
Houx	Miller	Mitten	Morse 151	Roeber
Shull 16	Smith	Vescovo	Wiemann	Wilson

Mr. Speaker

VACANCIES: 003

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

House Amendment No. 2
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 87, Page 2, Line 28, by inserting after all of said line the following:

"Further amend said bill, Page 4, Section 143.1029, Line 32, by inserting after all of said line the following:

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

- (1) "Sales invoice", any document, in either paper or electronic format, which lists items to be sold as part of a sales transaction and states the prices of such items; and**
- (2) "Sales receipt", any document, in either paper or electronic format, which lists items sold as part of a sales transaction and states the prices of such items.**

2. Any seller who sells more than five hundred thousand dollars worth of goods per year and provides a purchaser with a sales receipt or sales invoice in conjunction with a sale, as defined under section 144.010, shall clearly state on such sales receipt or sales invoice the total rate of all sales tax imposed on the sale referenced by such document. This total rate shall reflect any applicable state or local sales tax authorized under the laws of this state."; and"; and

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

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

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Anderson	Andrews	Baker	Basye	Billington
Black 137	Black 7	Bondon	Bromley	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Hovis	Hudson
Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lovasco	Love	Lynch
Mayhew	McGaugh	McGill	Messenger	Miller
Moon	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pogue	Pollitt 52	Pollock 123	Porter
Reedy	Rehder	Toalson Reisch	Richey	Riggs
Roberts 161	Roden	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Solon	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Veit	Walsh	Wilson	Wood
Wright				

NOES: 044

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

PRESENT: 000

ABSENT WITH LEAVE: 015

Allred	Bailey	Busick	Chappelle-Nadal	Franks Jr.
Houx	Mitten	Morse 151	Roeber	Rowland
Shull 16	Smith	Vescovo	Wiemann	Mr. Speaker

VACANCIES: 003

On motion of Representative Coleman (32), **House Amendment No. 3, as amended**, was adopted.

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

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 87, Page 1, Section 143.1029, Line 32, by inserting after all of said section and line the following:

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

(1) "Building supplies", materials that will be permanently fixed to a building and that are directly used in the actual construction of the building. "Building supplies" may include, but are not limited to, lumber, concrete, roofing materials, flooring materials, plumbing supplies, doors, and windows;

(2) "Eligible county", a county of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and with a city of the fourth classification with more than eight thousand but fewer than nine thousand inhabitants as the county seat.

2. Beginning on January 1, 2020, and continuing for a period of five years, subject to the provisions of subsection 3 of this section, purchases of building supplies for the construction of unattached single-family residences within an eligible county are hereby specifically exempted from all state and local sales and use tax including, but not limited to, sales and use tax authorized or imposed under section 32.085 and chapter 144. This exemption shall apply only to purchase amounts of up to two hundred fifty thousand dollars per each construction of an unattached single-family residence.

3. A taxpayer must receive a sales and use tax exemption letter from the department of revenue before such taxpayer is entitled to the exemption authorized under this section. The department of revenue shall design and publish an application for taxpayers to receive such a letter. The application shall require the taxpayer planning to purchase building supplies for the construction of an unattached single-family residence in an eligible county to provide all relevant information about such planned construction and to provide copies of any building permits that may be required to complete such planned construction. The department of revenue shall issue a sales and use tax exemption letter upon approval of a taxpayer's application. The letter shall clearly state that the taxpayer is exempt from all sales and use tax on all purchases of building supplies for the construction of the unattached single-family residence, up to the dollar amount specified in subsection 2 of this section.

4. The exemption created under this section shall be in addition to all other sales and use tax exemptions provided by law.

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

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

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Anderson	Andrews	Bailey	Baker	Basye
Billington	Black 137	Bondon	Bromley	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Gregory	Grier	Griesheimer	Griffith

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

NOES: 042

Bangert	Baringer	Barnes	Beck	Bland Manlove
Bosley	Brown 27	Brown 70	Burns	Butz
Carpenter	Carter	Clemens	Ellebracht	Ellington
Gray	Green	Ingle	Kendrick	Lavender
Mackey	McCreery	McDaniel	Merideth	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: 019

Allred	Appelbaum	Black 7	Burnett	Busick
Chappelle-Nadal	Franks Jr.	Hicks	Houx	Mitten
Morse 151	Pike	Roeber	Schroer	Shull 16
Smith	Vescovo	Wiemann	Mr. Speaker	

VACANCIES: 003

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

Which motion was defeated.

Representative Roberts (77) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 87, 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.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Bill No. 87, Page 1, Line 4, by inserting before the number "135.562." 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.

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Roberts (77), **House Amendment No. 5, as amended**, was adopted.

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

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 87, Page 4, Section 143.1029, Line 32, by inserting after all of said section and line the following:

"144.190. 1. If a tax has been incorrectly computed by reason of a clerical error or mistake on the part of the director of revenue, such fact shall be set forth in the records of the director of revenue, and the amount of the overpayment shall be credited on any taxes then due from the person legally obligated to remit the tax ~~[pursuant to sections 144.010 to 144.525]~~ **under chapter 144**, and the balance shall be refunded to the person legally obligated to remit the tax, such person's administrators or executors, as provided for in section 144.200.

2. If any tax, penalty or interest has been paid more than once, or has been erroneously or illegally collected, or has been erroneously or illegally computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax ~~[pursuant to sections 144.010 to 144.525]~~ **under chapter 144**, and the balance, with interest as determined by section 32.065, shall be refunded to the person legally obligated to remit the tax, but no such credit or refund shall be allowed unless duplicate copies of a claim for refund are filed within ~~[three]~~ **ten** years from date of overpayment.

3. Every claim for refund must be in writing and signed by the applicant, and must state the specific grounds upon which the claim is founded. Any refund or any portion thereof which is erroneously made, and any credit or any portion thereof which is erroneously allowed, may be recovered in any action brought by the director of revenue against the person legally obligated to remit the tax. In the event that a tax has been illegally imposed against a person legally obligated to remit the tax, the director of revenue shall authorize the cancellation of the tax upon the director's record.

4. Notwithstanding the provisions of section 32.057, a purchaser that originally paid sales or use tax to a vendor or seller may submit a refund claim directly to the director of revenue for such sales or use taxes paid to such vendor or seller and remitted to the director, provided no sum shall be refunded more than once, any such claim shall be subject to any offset, defense, or other claim the director otherwise would have against either the purchaser or vendor or seller, and such claim for refund is accompanied by either:

(1) A notarized assignment of rights statement by the vendor or seller to the purchaser allowing the purchaser to seek the refund on behalf of the vendor or seller. An assignment of rights statement shall contain the Missouri sales or use tax registration number of the vendor or seller, a list of the transactions covered by the assignment, the tax periods and location for which the original sale was reported to the director of revenue by the vendor or seller, and a notarized statement signed by the vendor or seller affirming that the vendor or seller has not received a refund or credit, will not apply for a refund or credit of the tax collected on any transactions covered by the assignment, and authorizes the director to amend the seller's return to reflect the refund; or

(2) In the event the vendor or seller fails or refuses to provide an assignment of rights statement within sixty days from the date of such purchaser's written request to the vendor or seller, or the purchaser is not able to locate the vendor or seller or the vendor or seller is no longer in business, the purchaser may provide the director a notarized statement confirming the efforts that have been made to obtain an assignment of rights from the vendor or seller. Such statement shall contain a list of the transactions covered by the assignment, the tax periods and location for which the original sale was reported to the director of revenue by the vendor or seller.

The director shall not require such vendor, seller, or purchaser to submit amended returns for refund claims submitted under the provisions of this subsection. Notwithstanding the provisions of section 32.057, if the seller is registered with the director for collection and remittance of sales tax, the director shall notify the seller at the seller's last known address of the claim for refund. If the seller objects to the refund within thirty days of the date of the notice, the director shall not pay the refund. If the seller agrees that the refund is warranted or fails to respond within thirty days, the director may issue the refund and amend the seller's return to reflect the refund. For purposes of section 32.069, the refund claim shall not be considered to have been filed until the seller agrees that the refund is warranted or thirty days after the date the director notified the seller and the seller failed to respond.

5. Notwithstanding the provisions of section 32.057, when a vendor files a refund claim on behalf of a purchaser and such refund claim is denied by the director, notice of such denial and the reason for the denial shall be sent by the director to the vendor and each purchaser whose name and address is submitted with the refund claim form filed by the vendor. A purchaser shall be entitled to appeal the denial of the refund claim within sixty days of the date such notice of denial is mailed by the director as provided in section 144.261. The provisions of this subsection shall apply to all refund claims filed after August 28, 2012. The provisions of this subsection allowing a purchaser to appeal the director's decision to deny a refund claim shall also apply to any refund claim denied by the director on or after January 1, 2007, if an appeal of the denial of the refund claim is filed by the purchaser no later than September 28, 2012, and if such claim is based solely on the issue of the exemption of the electronic transmission or delivery of computer software.

6. Notwithstanding the provisions of this section, the director of revenue shall authorize direct-pay agreements to purchasers which have annual purchases in excess of seven hundred fifty thousand dollars pursuant to rules and regulations adopted by the director of revenue. For the purposes of such direct-pay agreements, the taxes authorized ~~[pursuant to]~~ **under** chapters 66, 67, 70, 92, 94, 162, 190, 238, 321, and 644 shall be remitted based upon the location of the place of business of the purchaser.

7. Special rules applicable to error corrections requested by customers of mobile telecommunications service are as follows:

(1) For purposes of this subsection, the terms "customer", "home service provider", "place of primary use", "electronic database", and "enhanced zip code" shall have the same meanings as defined in the Mobile Telecommunications Sourcing Act incorporated by reference in section 144.013;

(2) Notwithstanding the provisions of this section, if a customer of mobile telecommunications services believes that the amount of tax, the assignment of place of primary use or the taxing jurisdiction included on a billing is erroneous, the customer shall notify the home service provider, in writing, within three years from the date of the billing statement. The customer shall include in such written notification the street address for the customer's place of primary use, the account name and number for which the customer seeks a correction of the tax assignment, a description of the error asserted by the customer and any other information the home service provider reasonably requires to process the request;

(3) Within sixty days of receiving the customer's notice, the home service provider shall review its records and the electronic database or enhanced zip code to determine the customer's correct taxing jurisdiction. If the home service provider determines that the review shows that the amount of tax, assignment of place of primary use or taxing jurisdiction is in error, the home service provider shall correct the error and, at its election, either refund or credit the amount of tax erroneously collected to the customer for a period of up to three years from the last day of the home service provider's sixty-day review period. If the home service provider determines that the review shows that the amount of tax, the assignment of place of primary use or the taxing jurisdiction is correct, the home service provider shall provide a written explanation of its determination to the customer.

8. For all refund claims submitted to the department of revenue on or after September 1, 2003, notwithstanding any provision of this section to the contrary, if a person legally obligated to remit the tax levied ~~[pursuant to sections 144.010 to 144.525]~~ **under chapter 144** has received a refund of such taxes for a specific issue and submits a subsequent claim for refund of such taxes on the same issue for a tax period beginning on or after the date the original refund check issued to such person, no refund shall be allowed. This subsection shall not apply and a refund shall be allowed if the refund claim is filed by a purchaser under the provisions of subsection 4 of this section, the refund claim is for use tax remitted by the purchaser, or an additional refund claim is filed by a person legally obligated to remit the tax due to any of the following:

- (1) Receipt of additional information or an exemption certificate from the purchaser of the item at issue;
- (2) A decision of a court of competent jurisdiction or the administrative hearing commission; or
- (3) Changes in regulations or policy by the department of revenue.

9. Notwithstanding any provision of law to the contrary, the director of revenue shall respond to a request for a binding letter ruling filed in accordance with section 536.021 within sixty days of receipt of such request. If the director of revenue fails to respond to such letter ruling request within sixty days of receipt by the director, the director of revenue shall be barred from pursuing collection of any assessment of sales or use tax with respect to the issue which is the subject of the letter ruling request. For purposes of this subsection, the term "letter ruling" means a written interpretation of law by the director to a specific set of facts provided by a specific taxpayer or his or her agent.

10. If any tax was paid more than once, was incorrectly collected, or was incorrectly computed, such sum shall be credited on any taxes then due from the person legally obligated to remit the tax ~~[pursuant to sections 144.010 to 144.510]~~ **under chapter 144** against any deficiency or tax due discovered through an audit of the person by the department of revenue through adjustment during the same tax filing period for which the audit applied.";

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

Representative Dohrman offered House Amendment No. 1 to House Amendment No. 6.

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

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 87, Page 3, Line 38, by inserting after the word "applied" the following:

"143.732. 1. Notwithstanding any provision of law to the contrary, no taxpayer who has an individual tax liability under chapter 143 for the tax year beginning January 1, 2018, and ending December 31, 2018, shall be assessed any penalty before December 31, 2019, for a delayed payment or underpayment on such liability, provided that such taxpayer timely files his or her individual income tax return for such tax year and participates, in good faith, in any payment plan authorized by the department of revenue with respect to such liability. Such taxpayer may nonetheless be assessed interest on such liability under the provisions of section 143.731 and any other relevant provision of law, provided that no interest on such liability shall be assessed before May 15, 2019. If such taxpayer paid interest or penalty on such liability under the provisions of section 143.731 and any other relevant provision of law before May 15, 2019, he or she shall be entitled to a refund of such interest or penalty, which shall be due no later than December 31, 2019.

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

3. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset on December 31, 2019; and

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

Further amend said amendment, Page 3, Line 38, by inserting after all of said line the following:

"Further amend said bill, Page 4, Section 143.1029, Line 32, by inserting after said section and line the following:

"Section B. Because immediate action is necessary to ensure that taxpayers in this state have adequate time to understand and meet their income tax obligations for the 2018 tax year, due to recent changes in the published state employer withholding tax guidance issued in response to the passage of U.S. Pub. L. No. 115-97, section 143.732 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 143.732 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

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

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

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

House Amendment No. 2
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 87, Page 3, Line 38, by inserting after all of said line the following:

"Further amend said bill, Section 143.1028, Page 4, Line 32, by inserting after all of said section and line the following:

"313.905. As used in sections 313.900 to 313.955, the following terms shall mean:

- (1) "Authorized internet website", an internet website or any platform operated by a licensed operator;
 - (2) "Commission", the Missouri gaming commission;
 - (3) "Entry fee", anything of value including, but not limited to, cash or a cash equivalent that a fantasy sports contest operator collects in order to participate in a fantasy sports contest;
 - (4) "Fantasy sports contest", any fantasy or simulated game or contest with an entry fee~~[-conducted on an internet website or any platform,]~~ in which:
 - (a) The value of all prizes and awards offered to the winning participants is established and made known in advance of the contest;
 - (b) All winning outcomes reflect in part the relative knowledge and skill of the participants and are determined predominantly by the accumulated statistical results of the performance of individuals, including athletes in the case of sports events; and
 - (c) No winnings outcomes are based on the score, point spread, or any performance of any single actual team or combination of teams or solely on any single performance of an individual athlete or player in any single actual event;
 - (5) "Fantasy sports contest operator", any person ~~[or]~~, entity, **or division of a corporate entity** that offers ~~[fantasy sports contests for a prize]~~ **a platform for the playing of fantasy contests, administers one or more fantasy contests with an entry fee, and awards a prize of value;**
 - (6) "Highly experienced player", a person who has either:
 - (a) Entered more than one thousand contests offered by a single fantasy sports contest operator; or
 - (b) Won more than three fantasy sports prizes of one thousand dollars or more;
 - (7) "Licensed operator", a fantasy sports contest operator licensed pursuant to section 313.910 to offer fantasy sports contests for play on an authorized internet website in Missouri;
 - (8) **"Location", the geographical position of a person as determined within a degree of accuracy consistent with generally available internet protocol address locators;**
 - (9) **"Location percentage", for all fantasy sports contests, the percentage, rounded to the nearest one-tenth of one percent, of the total entry fees collected from registered players located in the state of Missouri at the time of entry into a fantasy contest, divided by the total entry fees collected from all players, regardless of the players' location, of the fantasy sports contests;**
 - (10) "Minor", any person less than eighteen years of age;
 - ~~[(9)]~~ (11) "Net revenue", for all fantasy sports contests, the amount equal to the total entry fees collected from all participants entering such fantasy sports contests less winnings paid to participants in the contests, multiplied by the ~~[resident]~~ **location** percentage;
 - ~~[(10)]~~ (12) "Player", a person who participates in a fantasy sports contest offered by a fantasy sports contest operator;
 - ~~[(11)]~~ (13) "Prize", anything of value including, but not limited to, cash or a cash equivalent, contest credits, merchandise, or admission to another contest in which a prize may be awarded;
 - ~~[(12)]~~ (14) "Registered player", a person registered pursuant to section 313.920 to participate in a fantasy sports contest ~~[on an authorized internet website];~~
 - ~~[(13)]~~ **"Resident percentage", for all fantasy sports contests, the percentage, rounded to nearest one tenth of one percent, of the total entry fees collected from Missouri residents divided by the total entry fees collected from all players, regardless of the players' location, of the fantasy sports contests; and-**
 - ~~[(14)]~~ (15) "Script", a list of commands that a fantasy-sports-related computer program can execute to automate processes on a fantasy sports contest platform.
- 313.915. 1. In order to ensure the protection of registered players, an authorized internet website shall identify the person or entity that is the licensed operator.
2. A licensed operator shall ensure that fantasy sports contests on its authorized internet website comply with all of the following:
- (1) All winning outcomes are determined by accumulated statistical results of fully completed contests or events, and not merely any portion thereof, except that fantasy participants may be credited for statistical results accumulated in a suspended or shortened contest or event which has been called on account of weather or other natural or unforeseen event;
 - (2) ~~[A licensed operator shall not allow]~~ Registered players ~~[to]~~ **shall not** select athletes through an autodraft that does not involve any input or control by a registered player, or to choose preselected teams of athletes;

(3) ~~[A licensed operator shall not offer or award]~~ A prize **shall not be offered to or awarded** to the winner of, or athletes in, the underlying competition itself; and

(4) ~~[A licensed operator shall not offer]~~ Fantasy sports contests **shall not be** based on the performances of participants in ~~[collegiate,] high school[;]~~ or youth athletics.

3. A licensed operator shall have procedures approved by the commission before operating in Missouri that:

(1) ~~[Prevents]~~ **Prevent** unauthorized withdrawals from a registered player's account by the licensed operator or others;

(2) ~~[Makes]~~ **Make** clear that funds in a registered player's account are not the property of the licensed operator and are not available to the licensed operator's creditors;

(3) Segregate player funds from operational funds **as provided under subsections 4 and 5 of this section;**

(4) ~~[Maintain a reserve in the form of cash or cash equivalents in the amount of the deposits made to the accounts of fantasy sports contest players for the benefit and protection of the funds held in such accounts;—~~

~~—(5)]~~ ~~[Ensures]~~ **Ensure** any prize won by a registered player from participating in a fantasy sports contest is deposited into the registered player's account within forty-eight hours **or mailed within five business days** of winning the prize **except as provided under section 313.917;**

~~[(6)]~~ (5) ~~[Ensures]~~ **Ensure** registered players can withdraw the funds maintained in their individual accounts, whether such accounts are open or closed, within five business days of the request being made, unless the licensed operator believes in good faith that the registered player engaged in either fraudulent conduct or other conduct that would put the licensed operator in violation of sections 313.900 to 313.955, in which case the licensed operator may decline to honor the request for withdrawal for a reasonable investigatory period until its investigation is resolved if it provides notice of the nature of the investigation to the registered player. For the purposes of this provision, a request for withdrawal will be considered honored if it is processed by the licensed operator but delayed by a payment processor, credit card issuer or by the custodian of a financial account;

~~[(7)]~~ (6) ~~[Allows]~~ **Allow** a registered player to permanently close their account at any time for any reason; and

~~[(8)]~~ (7) ~~[Offers]~~ **Offer** registered players access to their play history and account details.

4. A **properly constituted special purpose entity shall be approved by the commission as a sufficient means of segregating player funds from operational funds. A properly constituted special purpose entity shall:**

(1) **Have a governing board that includes one or more corporate directors who are independent of the fantasy sports contest operator and of any corporation controlled by the fantasy sports contest operator;**

(2) **Hold, at a minimum, the sum of all authorized player funds held in player accounts for use in fantasy sports contests;**

(3) **Reasonably protect the funds against claims of the operator's creditors other than the authorized players for whose benefit and protection the special purpose entity is established;**

(4) **Distribute funds only for the following purposes:**

(a) **For player account balance withdrawals or partial balance withdrawals made upon the specific request of the player;**

(b) **For income earned on the account, and owed to the fantasy sports operator, calculated as the remainder of all entry fees paid by users for fantasy sports contests minus all user winnings and cash bonuses paid or owed to users, payable to the fantasy sports contest operator;**

(c) **To the Missouri gaming commission in the event that the fantasy sports operator's license expires, is surrendered, or is otherwise revoked. The Missouri gaming commission may interplead the funds in the Cole County circuit court for distribution to the authorized players for whose protection and benefit the account was established and to other such persons as the court determines are entitled thereto, or shall take such other steps as necessary to effect the proper distribution of the funds, or may do both; or**

(d) **As authorized in writing in advance by any agreement approved by the Missouri gaming commission;**

(5) **Require a unanimous vote of all corporate directors to file bankruptcy;**

(6) **Obtain permission from the Missouri gaming commission prior to filing bankruptcy or entering into receivership;**

(7) Have corporate governance requirements which prohibit commingling of funds with that of the fantasy sports contest operator except as necessary to reconcile the accounts of players with sums owed by those players to the fantasy sports contest operator;

(8) Be restricted from incurring debt other than to fantasy sports players under the rules that govern their accounts for contests;

(9) Be restricted from taking on obligations of the fantasy sports contest operator other than obligations to players under the rules that govern their accounts for contests; and

(10) Be prohibited from dissolving, merging, or consolidating with another company without the written approval of the Missouri gaming commission while there are unsatisfied obligations to fantasy sports contest players.

5. The commission, at its discretion, may approve other commercially reasonable approaches to segregation of funds so long as they adequately protect Missouri player accounts.

6. A licensed operator shall establish procedures for a registered player to report complaints to the licensed operator regarding whether his or her account has been misallocated, compromised, or otherwise mishandled, and a procedure for the licensed operator to respond to those complaints.

~~[5-]~~ **7.** A registered player who believes his or her account has been misallocated, compromised, or otherwise mishandled should notify the commission. Upon notification, the commission may investigate the claim and may take any action the commission deems appropriate under subdivision (4) of section 313.950.

~~[6-]~~ **8.** A licensed operator shall not issue credit to a registered player.

~~[7-]~~ **9.** A licensed operator shall not allow a registered player to establish more than one account or user name on its authorized internet website.

313.917. 1. If a licensed operator believes in good faith that a registered player engaged in either fraudulent conduct or other conduct that would put the licensed operator in violation of sections 313.900 to 313.955, the licensed operator may delay payment of any prize won by such player for up to fifteen days while the licensed operator investigates to determine if any such conduct occurred; provided that, the licensed operator provides notice of the nature of the investigation to the registered player. If the licensed operator finds that the registered player has engaged in either fraudulent conduct or other conduct that would put the licensed operator in violation of sections 313.900 to 313.955, the licensed operator may refuse to pay out the prize to the registered player if the licensed operator informs the registered player in writing of the reason for nullification of the prize, that the player has the right to request an investigation by the commission within thirty days, and of the contact information for the commission.

2. The commission shall establish a process to investigate any case referred to it under subsection 1 of this section and issue determinations on a case-by-case basis. The commission shall notify the licensed operator and the registered player of its determination and either party may, within thirty days, appeal such determination to the administrative hearing commission as provided under section 621.047.

3. If a licensed operator delays or withholds payment of a prize under the provisions of this section, such licensed operator shall pay any prizes won by other registered players in the contest as though the contested payment will be awarded to the registered player under investigation. If, after final determination, the contested payment is not awarded, all other winning registered players in the contest shall have their prizes adjusted accordingly.

313.920. 1. A person shall register with a licensed operator prior to participating in fantasy sports contests on an authorized internet website.

2. A licensed operator shall implement appropriate security standards to prevent access to fantasy sports contests by a person whose location and age have not been verified in accordance with this section.

3. A licensed operator shall ensure that all individuals register before participating in a fantasy sports contest on an authorized internet website and provide their age and state of residence.

4. A licensed operator shall ensure that an individual is of legal age before participating in a fantasy sports contest ~~[on an authorized internet website]~~. In Missouri, the legal age to participate shall be eighteen years of age.

5. (1) The licensed operator shall develop an online self-exclusion form and a process to exclude from play any person who has filled out the form.

(2) A licensed operator shall retain each online self-exclusion form submitted to it in order to identify persons who want to be excluded from play. A licensed operator shall exclude those persons.

(3) A licensed operator shall provide a link on its authorized internet website to a compulsive behavior website and the online self-exclusion form described in subdivision (1) of this subsection.

6. A licensed operator shall not advertise fantasy sports contests in publications or other media that are aimed exclusively or primarily at persons less than eighteen years of age. A licensed operator's advertisement shall not depict persons under eighteen years of age, students, or settings involving a school or college. However, incidental depiction of nonfeatured minors shall not be a violation of this subsection.

7. A licensed operator shall not advertise fantasy sports contests to an individual by phone, email, or any other form of individually targeted advertisement or marketing material if the individual has self-excluded himself or herself pursuant to this section or if the individual is otherwise barred from participating in fantasy sports contests. A licensed operator shall also take reasonable steps to ensure that individuals on the involuntary exclusion list or disassociated persons list maintained by the commission are not subject to any form of individually targeted advertising or marketing.

8. A licensed operator shall not misrepresent the frequency or extent of winning in any fantasy sports contest advertisement.

9. A licensed operator shall clearly and conspicuously publish and facilitate parental control procedures to allow parents or guardians to exclude minors from access to any fantasy sports contest. Licensed operators shall take commercially reasonable steps to confirm that an individual opening an account is not a minor.

10. Licensed operators shall prohibit the use of scripts in fantasy sports contests that give players an unfair advantage over other players.

11. Licensed operators shall monitor fantasy sports contests to detect the use of unauthorized scripts and restrict players found to have used such scripts from further fantasy sports contests.

12. Licensed operators shall make all authorized scripts readily available to all fantasy sports players; provided, that a licensed operator shall clearly and conspicuously publish its rules on what types of scripts may be authorized in the fantasy sports contest.

13. Licensed operators shall clearly and conspicuously identify highly experienced players in fantasy sports contests by a symbol attached to a player's username, or by other easily visible means, on the licensed operator's authorized internet website.

14. Licensed operators shall offer some fantasy sports contests open only to beginner players and that exclude highly experienced players.

313.925. 1. This section applies to all of the following persons:

- (1) An officer of a licensed operator;
- (2) A director of a licensed operator;
- (3) A principal of a licensed operator;
- (4) An employee of a licensed operator; and
- (5) A contractor of a licensed operator with proprietary or nonpublic information.

2. A person listed in subsection 1 of this section shall not play ~~in any fantasy sports contest [outside of private fantasy sports contests offered by the licensed operator exclusively for those listed]~~ **offered by any fantasy sports contest operator that is open to the public.**

3. A person listed in subsection 1 of this section shall not disclose proprietary or nonpublic information that may affect the play of fantasy sports contests to any individual authorized to play fantasy sports contests.

4. A licensed operator shall make the prohibitions in this section known to all affected individuals and corporate entities.

313.935. 1. No fantasy sports contest operator shall offer any fantasy sports contest in Missouri without first being licensed by the commission. A fantasy sports contest operator wishing to offer fantasy sports contests in this state shall ~~annually~~ apply to the commission for a license and shall remit to the commission an ~~annual~~ application fee of ten thousand dollars or ten percent of the applicant's net revenue from the previous calendar year, whichever is lower.

2. As part of the commission's investigation and licensing process, the commission may conduct an investigation of the fantasy sports contest operator's employees, officers, directors, trustees, and principal salaried executive staff officers. The applicant shall be responsible for the ~~total~~ cost of the investigation **up to ten thousand dollars**. If the cost of the investigation exceeds the application fee, the applicant shall remit **such cost** to the commission ~~[the total cost of the investigation]~~ prior to any license being issued. ~~[The total cost of the investigation, paid by the applicant, shall not exceed fifty thousand dollars.]~~ **An applicant may apply for, and the commission may grant, based on a showing of undue burden, a waiver of all or a portion of the cost of the investigation.** All revenue received under this section shall be placed into the gaming commission fund created under section 313.835. **The investigation set forth in this paragraph does not apply to a renewal of a license.**

3. (1) A fantasy sports contest operator with net revenues of two million dollars or more from the previous calendar year shall be required to submit an annual license renewal fee of five thousand dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues of less than two million dollars but greater than one million dollars from the previous calendar year shall be required to submit an annual license renewal fee of two thousand five hundred dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues equal to or less than one million dollars but greater than two hundred fifty thousand dollars shall submit an annual license renewal fee of one thousand dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues of two hundred fifty thousand dollars or less from the previous calendar year shall not be required to submit an annual license renewal fee. On the anniversary date of the payment made under subsection 1, a licensed operator shall submit to the commission a notice of license renewal describing any material changes to the operator's compliance with the consumer protections set forth in sections 313.915, 313.920, and 313.925 together with the license renewal fee required under this subsection. A license is renewed upon submission of the notice and payment of the appropriate renewal fee.

(2) In addition to the ~~[application]~~ license renewal fee, a licensed operator shall also pay an annual operation fee ~~[, on April fifteenth of each year,]~~ in a sum equal to ~~[eleven and one-half]~~ six percent of the licensed operator's net revenue from the previous calendar year. All revenue collected under this subsection shall be placed in the gaming proceeds for education fund created under section 313.822. If a licensed operator fails to **apply for a license renewal** or pay the annual operation fee ~~[by April fifteenth, the licensed operator shall have its license immediately suspended by]~~, the commission **may suspend the license of such licensed operator** until such payment is made.

4. Any fantasy sports contest operator already operating in the state prior to April 1, 2016, may operate until they have received or have been denied a license. Such fantasy sports contest operators shall apply for a license prior to October 1, 2016. Any fantasy sports contest operator operating under this subsection after August 28, 2016, shall pay the annual operation fee of eleven and one-half percent of its net revenue from August 28, 2016, until action is taken on its application. If a **licensed** fantasy sports contest operator fails to pay its **annual** operation fee by ~~[April 15, 2017]~~ **November 1, 2019**, the **commission may suspend the license or deny the pending license application of such** fantasy sports contest operator ~~[shall have its license immediately suspended by the commission, or if the fantasy sports contest operator has a pending application, its application shall be denied immediately].~~

5. If a **licensed** fantasy sports contest operator ceases to offer fantasy sports contests in Missouri, the operator shall pay an operation fee equal to ~~[eleven and one-half]~~ six percent of its net revenue for the period of the calendar year in which it offered fantasy sports contests in Missouri **by November first of the subsequent calendar year**. ~~[Such payment shall be made within sixty days of the last day the fantasy sports contest operator offered fantasy sports contests in Missouri. After the expiration of sixty days, a penalty of five hundred dollars per day shall be assessed against the fantasy sports contest operator until the operation fee and any penalty is paid in full.]~~

313.945. 1. Notwithstanding any applicable statutory provision to the contrary, all investigatory, proprietary, or application records, information, and summaries in the possession of the commission or its agents ~~[may]~~ **shall** be treated by the commission as closed records not to be disclosed to the public; except that the commission shall, on written request from any person, provide such person with the following information furnished by an applicant or licensee:

- (1) The name, business address, and business telephone number of any applicant or licensee;
- (2) An identification of any applicant or licensee, including, if an applicant or licensee is not an individual, the state of incorporation or registration, the corporate officers, and the identity of all shareholders or participants. If an applicant or licensee has a pending registration statement filed with the federal Securities and Exchange ~~[Division]~~ **Commission**, the names of those persons or entities holding interest shall be provided;
- (3) An identification of any business, including, if applicable, the state of incorporation or registration in which an applicant or licensee or an applicant's or licensee's spouse or children have an equity interest. If an applicant or licensee is a corporation, partnership, or other business entity, the applicant or licensee shall identify any other corporation, partnership, or business entity in which it has an equity interest, including, if applicable, the state of incorporation or registration. This information need not be provided by a corporation, partnership, or other business entity that has a pending registration statement filed with the federal Securities and Exchange ~~[Division]~~ **Commission**;

(4) Whether an applicant or licensee has been indicted, convicted, pleaded guilty or nolo contendere, or forfeited bail concerning any criminal offense under the laws of any jurisdiction, either felony or misdemeanor, except for traffic violations, including the date, the name and location of the court, arresting agency and prosecuting agency, the case number, the offense, the disposition, and the location and length of incarceration;

(5) Whether an applicant or licensee has had any license or certificate issued by a licensing authority in this state or any jurisdiction denied, restricted, suspended, revoked, or not renewed and a statement describing the facts and circumstances concerning the denial, restriction, suspension, revocation, or nonrenewal, including the licensing authority, the date each such action was taken, and the reason for each such action;

(6) Whether an applicant or licensee has ever filed or had filed against it a proceeding in bankruptcy or has ever been involved in any formal process to adjust, defer, suspend, or otherwise work out the payment of any debt, including the date of filing, the name and location of the court, and the case and number of the disposition;

(7) Whether an applicant or licensee has filed or been served with a complaint or other notice filed with any public body regarding the delinquency in the payment of, or a dispute over, the filings concerning the payment of any tax required under federal, state, or local law, including the amount, type of tax, the taxing agency, and time periods involved;

(8) A statement listing the names and titles of all public officials or officers of any unit of government, and relatives of such public officials or officers who, directly or indirectly, own any financial interest in, have any beneficial interest in, are the creditors of or hold any debt instrument issued by, or hold or have any interest in any contractual or service relationship with, an applicant or licensee;

(9) The name and business telephone number of the attorney representing an applicant or licensee in matters before the commission.

2. Notwithstanding any applicable statutory provision to the contrary, the commission shall, on written request from any person, also provide the following information:

(1) The amount of the tax receipts paid to the state by the holder of a license;

(2) Whenever the commission finds an applicant for a license unsuitable for licensing, a copy of the written letter outlining the reasons for the denial; and

(3) Whenever the commission has refused to grant leave for an applicant to withdraw his application, a copy of the letter outlining the reasons for the refusal.

313.950. The commission ~~shall have full jurisdiction over and~~ shall supervise all licensed operators, other licensees, and authorized internet websites governed by sections 313.900 to 313.955. The commission shall have the following powers to implement sections 313.900 to 313.955:

(1) To investigate applicants;

(2) To license fantasy sports contest operators and adopt standards for licensing;

(3) To investigate alleged violations of sections 313.900 to 313.955 or the commission's rules, orders, or final decisions;

(4) To assess an appropriate administrative penalty of not more than ~~ten~~ **one** thousand dollars per violation, not to exceed ~~one hundred~~ **ten** thousand dollars for violations arising out of the same transaction or occurrence, and take action including, but not limited to, the suspension or revocation of a license for violations of sections 313.900 to 313.955 or the commission's rules, orders, or final decisions;

(5) To issue subpoenas for the attendance of witnesses and subpoenas duces tecum for the production of books, records, and other pertinent documents, and to administer oaths and affirmations to the witnesses, when, in the judgment of the commission, it is necessary to enforce sections 313.900 to 313.955 or the commission rules;

(6) To take any other action as may be reasonable or appropriate to enforce sections 313.900 to 313.955 and the commission rules.

313.955. 1. The commission shall have power to adopt and enforce rules and regulations:

(1) ~~[To regulate and license the management, operation, and conduct of fantasy sports contests and participants therein;~~

~~—(2)]~~ To adopt responsible play protections for registered players; and

~~[(3)]~~ **(2)** To properly administer and enforce the provisions of sections 313.900 to 313.955.

2. The commission shall not adopt rules or regulations limiting or regulating the rules or administration of an individual fantasy sports contest, the statistical makeup of a fantasy sports contest, or the digital platform of a fantasy sports contest operator.

3. No rule or portion of a rule promulgated under the authority of sections 313.900 to 313.955 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

621.047. 1. Except as otherwise provided by law, any person or entity shall have the right to appeal to the administrative hearing commission from any finding, decision, or determination made by the Missouri gaming commission under section 313.917. Any person or entity who is a party to such a dispute shall be entitled to a hearing before the administrative hearing commission by the filing of a petition with the administrative hearing commission within thirty days after the decision of the Missouri gaming commission is placed in the United States mail or within thirty days after the decision is delivered, whichever is earlier. The decision of the Missouri gaming commission shall contain a notice of the right of appeal in substantially the following language:

"If you were adversely affected by this decision, you may appeal to the administrative hearing commission. To appeal, you must file a petition with the administrative hearing commission within thirty days after the date this decision was mailed or the date it was delivered, whichever date was earlier. If any such petition is sent by registered mail or certified mail, it will be deemed filed on the date it is mailed; if it is sent by any method other than registered mail or certified mail, it will be deemed filed on the date it is received by the commission."

2. The procedures applicable to the processing of such hearings and determinations shall be those established by chapter 536. Decisions of the administrative hearing commission under this section shall be binding, subject to appeal by either party."; and"; and

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

On motion of Representative Shawan, **House Amendment No. 2 to House Amendment No. 6** was adopted.

On motion of Representative Plocher, **House Amendment No. 6, as amended**, was adopted.

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

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 87, Page 1, Section A, Line 2, by inserting after said section and line the following:

"139.031. 1. Any taxpayer may protest all or any part of any current taxes assessed against the taxpayer, except taxes collected by the director of revenue of Missouri. Any such taxpayer desiring to pay any current taxes under protest or while paying taxes based upon a disputed assessment shall, at the time of paying such taxes, make full payment of the current tax bill before the delinquency date and file with the collector a written statement setting forth the grounds on which the protest is based. The statement shall include the true value in money claimed by the taxpayer if disputed. An appeal before the state tax commission shall not be dismissed on the grounds that a taxpayer failed to file a written statement when paying taxes based upon a disputed assessment.

2. Upon receiving payment of current taxes under protest ~~[pursuant to]~~ **under** subsection 1 of this section or upon receiving from the state tax commission or the circuit court notice of an appeal from the state tax commission or the circuit court ~~[pursuant to]~~ **under** section 138.430, along with full payment of the current tax bill before the delinquency date, the collector shall disburse to the proper official all portions of taxes not protested or not disputed by the taxpayer and shall impound in a separate fund all portions of such taxes which are protested or in dispute. Every taxpayer protesting the payment of current taxes under subsection 1 of this section shall, within ninety days after filing his protest, commence an action against the collector by filing a petition for the recovery of the amount protested in the circuit court of the county in which the collector maintains his office. If any taxpayer so protesting his taxes under subsection 1 of this section shall fail to commence an action in the circuit court for the recovery of the taxes protested within the time prescribed in this subsection, such protest shall become null and void and of no effect, and the collector shall then disburse to the proper official the taxes impounded, and any interest earned thereon, as provided above in this subsection.

3. No action against the collector shall be commenced by any taxpayer who has, effective for the current tax year, filed with the state tax commission or the circuit court a timely and proper appeal of the assessment of the taxpayer's property. The portion of taxes in dispute from an appeal of an assessment shall be impounded in a separate fund and the commission in its decision and order issued ~~pursuant to~~ **under** chapter 138 or the circuit court in its judgment may order all or any part of such taxes refunded to the taxpayer, or may authorize the collector to release and disburse all or any part of such taxes.

4. Trial of the action for recovery of taxes protested under subsection 1 of this section in the circuit court shall be in the manner prescribed for nonjury civil proceedings, and, after determination of the issues, the court shall make such orders as may be just and equitable to refund to the taxpayer all or any part of the current taxes paid under protest, together with any interest earned thereon, or to authorize the collector to release and disburse all or any part of the impounded taxes, and any interest earned thereon, to the appropriate officials of the taxing authorities. Either party to the proceedings may appeal the determination of the circuit court.

5. All the county collectors of taxes, and the collector of taxes in any city not within a county, shall, upon written application of a taxpayer, refund or credit against the taxpayer's tax liability in the following taxable year and subsequent consecutive taxable years until the taxpayer has received credit in full for any real or personal property tax mistakenly or erroneously levied against the taxpayer and collected in whole or in part by the collector. Such application shall be filed within three years after the tax is mistakenly or erroneously paid. The governing body, or other appropriate body or official of the county or city not within a county, shall make available to the collector funds necessary to make refunds under this subsection by issuing warrants upon the fund to which the mistaken or erroneous payment has been credited, or otherwise.

6. No taxpayer shall receive any interest on any money paid in by the taxpayer erroneously.

7. All protested taxes impounded under protest under subsection 1 of this section and all disputed taxes impounded under notice as required by section 138.430 shall be invested by the collector in the same manner as assets specified in section 30.260 for investment of state moneys. A taxpayer who is entitled to a refund of protested or disputed taxes shall also receive the interest earned on the investment thereof. If the collector is ordered to release and disburse all or part of the taxes paid under protest or dispute to the proper official, such taxes shall be disbursed along with the proportional amount of interest earned on the investment of the taxes due the particular taxing authority.

8. Any taxing authority may request to be notified by the county collector of current taxes paid under protest. Such request shall be in writing and submitted on or before February first next following the delinquent date of current taxes paid under protest or disputed, and the county collector shall provide such information on or before March first of the same year to the requesting taxing authority of the taxes paid under protest and disputed taxes which would be received by such taxing authority if the funds were not the subject of a protest or dispute. Any taxing authority may apply to the circuit court of the county or city not within a county in which a collector has impounded protested or disputed taxes under this section and, upon a satisfactory showing that such taxing authority would receive such impounded tax funds if they were not the subject of a protest or dispute and that such taxing authority has the financial ability and legal capacity to repay such impounded tax funds in the event a decision ordering a refund to the taxpayer is subsequently made, the circuit court shall order, *pendente lite*, the disbursement of all or any part of such impounded tax funds to such taxing authority. The circuit court issuing an order under this subsection shall retain jurisdiction of such matter for further proceedings, if any, to compel restitution of such tax funds to the taxpayer. In the event that any protested or disputed tax funds refunded to a taxpayer were disbursed to a taxing authority under this subsection instead of being held and invested by the collector under subsection 7 of this section, ~~[such taxing authority shall pay the taxpayer entitled to the refund of such protested or disputed taxes the same amount of interest, as determined by the circuit court having jurisdiction in the matter, such protested or disputed taxes would have earned if they had been held and invested by the collector]~~ **the taxpayer shall be entitled to interest on all refunded tax funds at the annual rate calculated by the state treasurer and applied by the director of revenue under section 32.068. This measure of interest shall only apply to protested or disputed tax funds actually distributed to a taxing authority pursuant to this subsection. In the event of a refund of protested or disputed tax funds which remain impounded by the collector, the taxpayer shall instead be entitled to the interest actually earned on those refunded impounded tax funds under subsection 7 of this section. Any sovereign or official immunity otherwise applicable to the taxing authorities is hereby waived for all purposes related to this subsection, and the taxpayer is expressly authorized to seek an order enforcing this provision from the circuit court that originally ordered the distribution of the protested or disputed funds, or directly from the state tax commission, if the tax appeal that resulted in the refund was heard and determined by the state tax commission.**

9. No appeal filed from the circuit court's or state tax commission's determination pertaining to the amount of refund shall stay any order of refund, but the decision filed by any court of last review modifying that determination shall be binding on the parties, and the decision rendered shall be complied with by the party affected by any modification within ninety days of the date of such decision. No taxpayer shall receive any interest on any additional award of refund, and the collector shall not receive any interest on any ordered return of refund in whole or in part."; and

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

Representative Black (137) offered House Amendment No. 1 to House Amendment No. 7.

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Bill No. 87, Page 1, Line 4, by inserting immediately before the number "139.031." on said line the following:

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

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

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, and campgrounds and any docking facility ~~which~~ **that** rents slips to recreational boats ~~which~~ **that** are used by transients for sleeping, which shall be at least two percent~~;~~ but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary, or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

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

On motion of Representative Black (137), **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Gregory, **House Amendment No. 7, as amended**, was adopted.

Representative Eggleston moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Hill	Houx	Hovis
Hudson	Hurst	Justus	Kelley 127	Kelly 141

Kidd	Kolkmeyer	Lovasco	Love	Lynch
Mayhew	McGaugh	McGill	Messenger	Miller
Morris 140	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Plocher
Pogue	Pollitt 52	Pollock 123	Porter	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Ross	Ruth	Schnelting	Schroer
Sharpe	Shaul 113	Shawan	Shields	Simmons
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Veit	Walsh
Wilson	Wood	Wright		

NOES: 043

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

PRESENT: 001

Roden

ABSENT WITH LEAVE: 018

Barnes	Busick	Chappelle-Nadal	Ellington	Franks Jr.
Henderson	Hicks	Knight	Mitten	Morse 151
Roeber	Rone	Shull 16	Smith	Tate
Vescovo	Wiemann	Mr. Speaker		

VACANCIES: 003

HCS SB 87, as amended, was referred to the Committee on Fiscal Review pursuant to Rule 53.

THIRD READING OF HOUSE BILLS

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

On motion of Representative DeGroot, **HCS HB 215** was read the third time and passed by the following vote:

AYES: 099

Allred	Anderson	Andrews	Bailey	Baker
Barnes	Basye	Billington	Black 137	Black 7
Bondon	Bromley	Chipman	Christofanelli	Coleman 32
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Grier

Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Houx	Hovis	Hudson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeier
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Morris 140	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Rone	Ross	Rowland
Runions	Ruth	Sain	Sauls	Schnelting
Sharpe	Shaul 113	Shawan	Shields	Simmons
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Trent	Veit
Walsh	Wilson	Wood	Wright	

NOES: 042

Appelbaum	Bangert	Baringer	Beck	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Clemens	Coleman 97
Gray	Green	Hurst	Ingle	Kendrick
Lavender	Mackey	McCreery	Merideth	Mitten
Moon	Morgan	Mosley	Pierson Jr.	Pogue
Price	Proudie	Quade	Razer	Roberts 77
Rogers	Stevens 46	Taylor	Unsicker	Walker
Washington	Windham			

PRESENT: 000

ABSENT WITH LEAVE: 019

Busick	Chappelle-Nadal	Ellington	Franks Jr.	Gregory
Henderson	Hicks	Hill	Knight	McDaniel
Miller	Morse 151	Roden	Roeber	Schroer
Shull 16	Vescovo	Wiemann	Mr. Speaker	

VACANCIES: 003

Representative Ross declared the bill passed.

HOUSE RESOLUTIONS

HR 2853, relating to the national liver distribution policy, was taken up by Representative Eggleston.

Speaker Haahr resumed the Chair.

On motion of Representative Eggleston, **HR 2853** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 106

Allred	Anderson	Andrews	Bailey	Baker
Barnes	Basye	Billington	Black 137	Black 7
Bondon	Bromley	Chipman	Christofanelli	Coleman 32
Coleman 97	Deaton	DeGroot	Dinkins	Dogan

Dohrman	Eggleston	Ellebracht	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hill
Houx	Hovis	Hudson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lovasco
Love	Lynch	Mayhew	McGaugh	McGirl
Messenger	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roden	Rogers	Rone	Ross
Rowland	Ruth	Sain	Schnelting	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Wilson	Wood	Wright
Mr. Speaker				

NOES: 021

Beck	Bland Manlove	Bosley	Brown 27	Burnett
Burns	Clemens	Ellington	Green	Hurst
Lavender	Mackey	McCreery	McDaniel	Merideth
Moon	Morgan	Pogue	Price	Washington
Windham				

PRESENT: 020

Appelbaum	Bangert	Baringer	Brown 70	Butz
Carpenter	Carter	Gray	Kendrick	Mitten
Mosley	Pierson Jr.	Proudie	Quade	Razer
Roberts 77	Sauls	Stevens 46	Unsicker	Walker

ABSENT WITH LEAVE: 013

Busick	Chappelle-Nadal	Franks Jr.	Gregory	Hicks
Ingle	Miller	Morse 151	Roeber	Runions
Schroer	Shull 16	Wiemann		

VACANCIES: 003

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 656, relating to election offenses, was taken up by Representative Carpenter.

On motion of Representative Carpenter, the title of **HCS HB 656** was agreed to.

On motion of Representative Carpenter, **HCS HB 656** was adopted.

On motion of Representative Carpenter, **HCS HB 656** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

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

On motion of Representative McGirl, **HB 345** was read the third time and passed by the following vote:

AYES: 133

Allred	Anderson	Andrews	Appelbaum	Baker
Bangert	Baringer	Barnes	Basye	Beck
Billington	Black 137	Black 7	Bondon	Bosley
Bromley	Brown 27	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Green	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Houx	Hovis	Hudson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Lavender	Lovasco	Love	Lynch	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Messenger	Mitten	Morgan	Mosley	Muntzel
Murphy	Neely	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	Rone	Ross	Rowland	Ruth
Sain	Sauls	Schnelting	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Veit
Vescovo	Walsh	Washington	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 006

Hurst	Ingle	McDaniel	Moon	Pogue
Stephens 128				

PRESENT: 003

Bland Manlove	Ellington	Windham
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ABSENT WITH LEAVE: 018

Bailey	Busick	Chappelle-Nadal	Franks Jr.	Gray
Gregory	Henderson	Hicks	Hill	Knight
Miller	Morris 140	Morse 151	Roeber	Runions
Schroer	Shull 16	Walker		

VACANCIES: 003

Speaker Haahr declared the bill passed.

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 SCS HCS HB 220** entitled:

An act to repeal sections 153.030 and 153.034, RSMo, and to enact in lieu thereof three new sections relating to taxation of the property of electric companies.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 220, Page 1, Section Title, Line 4, by striking all of said line and inserting in lieu thereof the following:

“the taxation of companies regulated by the public service commission.”; and

Further amend said bill and page, Section A, Line 3, by inserting immediately after said line the following:

“144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) **(a)** A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(b) If local and long distance telecommunications services subject to tax under this subdivision are aggregated with and not separately stated from charges for telecommunications service or other services not subject to tax under this subdivision, including, but not limited to, interstate or international telecommunications services, then the charges for nontaxable services may be subject to taxation unless the telecommunications provider can identify by reasonable and verifiable standards such portion of the charges not subject to such tax from its books and records that are kept in the regular course of business, including, but not limited to, financial statement, general ledgers, invoice and billing systems and reports, and reports for regulatory tariffs and other regulatory matters;

(c) A telecommunications provider shall notify the director of revenue of its intention to utilize the standards described in paragraph (b) of this subdivision to determine the charges that are subject to sales tax under this subdivision. Such notification shall be in writing and shall meet standardized criteria established by the department regarding the form and format of such notice;

(d) The director of revenue may promulgate and enforce reasonable rules and regulations for the administration and enforcement of the provisions of this subdivision. 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;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 677** entitled:

An act to repeal section 67.641, RSMo, and to enact in lieu thereof two new sections relating to certain tourism infrastructure facilities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 368** and has taken up and passed **CCS SB 368**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 565** entitled:

An act to amend chapters 9 and 10, RSMo, by adding thereto three new sections relating to official state designations.

With Senate Amendment No. 1, Senate Amendment No. 2, and Senate Amendment No. 3.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 565, Page 1, Section 9.240, Line 15, of said page, by inserting after all of said line the following:

“10.105. The pawpaw tree (*asimina triloba*) is designated as the state fruit tree of Missouri.”; and

Further amend said bill, Page 2, Section 10.190, Line 12 of said page, by inserting after all of said line the following:

“10.200. The *Cryptobranchus alleganiensis*, also known as the hellbender salamander, snot otter, or lasagna lizard, is selected for and shall be known as the official endangered species for the state of Missouri.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 565, Page 1, Section 9.090, Line 10, by inserting after all of said line the following:

“9.117. May twenty-sixth of each year shall be known as “Battle of St. Louis Memorial Day” in the state of Missouri. Citizens of this state are encouraged to participate in appropriate events and activities to commemorate the only battle of the American Revolution fought in what would become the state of Missouri.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 565, Page 1, Section 9.240, Line 15 of said page, by inserting after all of said line the following:

“9.290. The month of November shall be designated as “Cardiovascular Disease and Type 2 Diabetes Awareness Month” in Missouri. The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of the link between cardiovascular disease and type 2 diabetes.”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate grants the House further conference on **SCS HCS HB 3**.

Also, the President Pro Tem has appointed the following conferees:

Senators: Hegeman, Sater, Cunningham, Holsman and Rizzo

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 220, as amended - Fiscal Review

SS SCS HB 565, as amended - Fiscal Review

SS HCS HB 677 - Fiscal Review

APPOINTMENT OF CONFERENCE COMMITTEE

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

SCS HCS HB 3: Representatives Smith, Wood, Black (7), Kendrick and Burnett

On motion of Representative Vescovo, the House recessed until 7:00 p.m.

EVENING SESSION

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

Representative Bondon suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Bailey	Barnes	Basye	Black 7	Bondon
Burns	DeGroot	Eslinger	Evans	Fitzwater
Francis	Gannon	Haden	Haffner	Hansen
Henderson	Hurst	Justus	Kelly 141	Lovasco
Mayhew	McGill	Messenger	Muntzel	Murphy
Patterson	Pogue	Remole	Richey	Riggs
Schnelting	Solon	Taylor	Walsh	Wright

NOES: 002

Rowland	Sain
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PRESENT: 067

Anderson	Andrews	Baker	Beck	Billington
Bromley	Butz	Carter	Chipman	Christofanelli
Clemens	Deaton	Dinkins	Dohrman	Eggleston
Ellebracht	Fishel	Gregory	Grier	Griesheimer
Griffith	Hannegan	Hicks	Hill	Houx
Hudson	Kendrick	Knight	Kolkmeyer	Love
Lynch	Mackey	McCreery	McGaugh	Mitten
Moon	Morgan	Neely	Pfautsch	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Proudie
Reedy	Toalson Reisch	Roberts 161	Roberts 77	Rone
Ruth	Schroer	Shaul 113	Shawan	Simmons
Smith	Sommer	Stacy	Stephens 128	Swan
Trent	Unsicker	Vescovo	Wiemann	Wilson
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 056

Allred	Appelbaum	Bangert	Baringer	Black 137
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Busick	Carpenter	Chappelle-Nadal	Coleman 32	Coleman 97
Dogan	Ellington	Falkner III	Franks Jr.	Gray
Green	Helms	Hovis	Ingle	Kelley 127
Kidd	Lavender	McDaniel	Merideth	Miller
Morris 140	Morse 151	Mosley	O'Donnell	Pierson Jr.
Pietzman	Price	Quade	Razer	Rehder
Roden	Roeber	Rogers	Ross	Runions
Sauls	Sharpe	Shields	Shull 16	Spencer
Stevens 46	Tate	Veit	Walker	Washington
Windham				

VACANCIES: 003

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 68, relating to workforce development, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SB 68** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 68, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"173.2553. 1. There is hereby established a "Fast Track Workforce Incentive Grant", and any moneys appropriated by the general assembly for this program shall be used to provide grants for Missouri citizens to attend an approved Missouri postsecondary institution of their choice in accordance with the provisions of this section.

2. The definitions of terms set forth in section 173.1102 shall be applicable to such terms as used in this section. In addition, the following terms shall mean:

- (1) "Board", the coordinating board for higher education;
 - (2) "Eligible student", an individual who:
 - (a) Has completed and submitted a FAFSA for the academic year for which the grant is requested;
 - (b) Is a citizen or permanent resident of the United States;
 - (c) Is a Missouri resident as determined by reference to standards promulgated by the coordinating board;
 - (d) Is enrolled, or plans to enroll, at least half-time as a student in an eligible undergraduate program of study offered by an approved public, private, or virtual institution, as defined in section 173.1102;
 - (e) Has an adjusted gross income, as reported on the FAFSA, that does not exceed eighty thousand dollars for married filing joint taxpayers or forty thousand for all other taxpayers; and
 - (f) Is twenty-five years of age or older at the time of enrollment or has not been enrolled in an educational program for the prior two academic years;
 - (3) "Eligible program of study", a program of instruction:
 - (a) Resulting in the award of a certificate, undergraduate degree, or other industry-recognized credential; and
 - (b) That has been designated by the coordinating board as preparing students to enter an area of occupational shortage as determined by the board;
 - (4) "FAFSA", the Free Application for Federal Student Aid, as maintained by the United States Department of Education;
 - (5) "Fast track grant", an amount of moneys paid by the state of Missouri to a student under the provisions of this section;
 - (6) "Graduation", completion of a program of study as indicated by the award of a certificate, undergraduate degree, or other industry-recognized credential;
 - (7) "Qualifying employment", full-time employment of a Missouri resident at a workplace located within the state of Missouri, or self-employment while a Missouri resident, with at least fifty percent of an individual's annual income coming from self-employment, either of which result in required returns of income in accordance with section 143.481;
 - (8) "Recipient", an eligible student or renewal student who receives a fast track grant under the provisions of this section;
 - (9) "Renewal student", an eligible student who remains in compliance with the provisions of this section, has received a grant as an initial recipient, maintains a cumulative grade-point average of at least two and one-half on a four-point scale or the equivalent, makes satisfactory academic degree progress as defined by the institution, with the exception of grade-point average, and has not received a bachelor's degree.
3. Standards of eligibility for renewed assistance shall be the same as for an initial award of financial assistance; except that, for renewal, an applicant shall demonstrate a grade-point average of two and one-half on a four-point scale, or the equivalent on another scale.
4. Eligibility for a grant expires upon the earliest of:
- (1) Receipt of the grant for four semesters or the equivalent;
 - (2) Receipt of a bachelor's degree; or
 - (3) Reaching two hundred percent of the time typically required to complete the program of study.
5. The coordinating board shall initially designate eligible programs of study by January 1, 2020, in connection with local education institutions, regional business organizations, and other stakeholders. The coordinating board shall annually review the list of eligible programs of study and make changes to the program list as it determines appropriate.
6. The coordinating board shall be the administrative agency for the implementation of the program established by this section. The coordinating board shall promulgate reasonable rules and regulations for the exercise of its functions and the effectuation of the purposes of this section. The coordinating board shall prescribe the form and the time and method of filing applications and supervise the processing thereof. The coordinating board shall determine the criteria for eligibility of applicants and shall evaluate each applicant's eligibility. The coordinating board shall select qualified recipients to receive grants, make such awards of financial assistance to qualified recipients, and determine the manner and method of payment to the recipients.
7. The coordinating board shall determine eligibility for renewed assistance on the basis of annual applications. As a condition to consideration for initial or renewed assistance, the coordinating board may require the applicant and the applicant's spouse to execute forms of consent authorizing the director of

revenue to compare financial information submitted by the applicant with the Missouri individual income tax returns of the applicant, and the applicant's spouse, for the taxable year immediately preceding the year for which application is made, and to report any discrepancies to the coordinating board.

8. Grants shall be awarded in an amount equal to the actual tuition and general fees charged of an eligible student, after all federal nonloan aid, state student aid, and any other governmental student financial aid are applied. If a grant amount is reduced to zero due to the receipt of other aid, the eligible student shall receive an award of up to five hundred dollars or the remaining cost of attendance as calculated by the institution after all nonloan student aid has been applied, whichever is less, per academic term.

9. If appropriated funds are insufficient to fund the program as described, students applying for renewed assistance shall be given priority until all funds are expended.

10. A recipient of financial assistance may transfer from one approved public, private, or virtual institution to another without losing eligibility for assistance under this section, but the coordinating board shall make any necessary adjustments in the amount of the award. If a recipient of financial assistance at any time is entitled to a refund of any tuition or fees under the rules and regulations of the institution in which he or she is enrolled, the institution shall pay the portion of the refund that may be attributed to the grant to the coordinating board. The coordinating board shall use these refunds to make additional awards under the provisions of this section.

11. Subject to the requirements of subsections 2, 3, and 4 of this section, a student is eligible for a fast track grant under this section if the student meets all of the following criteria:

(1) The student has successfully completed counseling explaining the benefits and obligations of the program under this section, including the terms and conditions of the promissory note under subdivision (2) of this subsection and the consequences of noncompliance specified in section 173.2554; and

(2) The student executes a promissory note acknowledging that the fast track grant moneys awarded under this section will be converted to a loan, and agreeing to repay that loan if he or she fails to satisfy the following conditions:

(a) Maintenance of at least half-time enrollment in an eligible program, with an interruption of qualifying enrollment of no more than twelve consecutive months from the last day of the most recent payment period during which the student received a fast track award;

(b) Graduation from an approved institution; or

(c) Residency within the state of Missouri within twelve months after the date of the student's graduation and for a period of not less than three years and qualifying employment within twelve months of the student's graduation and for a period of not less than three years. Residency and qualifying employment obligations may be deferred if the recipient's studies continue after graduation.

12. Persons who receive fast track grants under this section shall be required to submit proof of residency and qualifying employment to the coordinating board for higher education within thirty days of completing each twelve months of qualifying employment until the three year employment obligation is fulfilled.

13. Under section 23.253 of the Missouri sunset act:

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

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

(3) This section shall terminate on December thirty-first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

173.2554. 1. Except as provided in subsection 2 of this section, if a student who received a fast track grant under section 173.2553 fails to comply with the terms of the promissory note under subdivision (2) of subsection 11 of section 173.2553, including failure to satisfy the conditions in paragraphs (a), (b), and (c) of such subdivision, the fast track grant shall be converted to a loan. This loan shall accrue interest at the federal direct loan interest rate for Direct Subsidized Undergraduate Loans in effect at the time the student enters the eligible program. Interest shall be calculated from the date the recipient enters repayment. For a recipient who fulfills some, but not all, of his or her three-year residency and employment obligations, the amount of the fast track grant that is converted to a loan shall be reduced by one-third for each period of twelve months of residency and employment as verified by the proof of residency and qualifying employment required in subsection 12 of section 173.2553.

2. The coordinating board shall provide for a waiver under the fast track grant if the grant is not converted to a loan under subsection 1 of this section for a recipient who fails to comply with terms of the agreement under paragraphs (a), (b), and (c) of subdivision (2) of subsection 11 of section 173.2553 due to his or her total and permanent disability or death, the total and permanent disability or death of his or her spouse or child, or if such recipient or recipient's spouse is providing service to any branch of the Armed Forces of the United States and is transferred out of state and is no longer able to maintain Missouri residency as a result of such service. The waiver shall specify standards for the board's determination of total and permanent disability or death standards for the board's determination of total and permanent disability or death, or military transfer status, and a process for seeking a waiver under this subsection.

3. The coordinating board shall deposit in the fast track workforce incentive grant fund all repayments of principal and interest on the loans under subsection 1 of this section.

4. The coordinating board shall establish a procedure and guidelines for granting deferments or forbearances of fast track grants that have converted to loans and are in repayment status for recipients who:

(1) Are enrolled at least half-time at an institution of higher education;

(2) Experience economic hardship;

(3) Have a medical condition limiting their ability to continue repayment including, but not limited to, illness, disability, or pregnancy; or

(4) Are providing service to any branch of the Armed Forces of the United States.

5. The coordinating board shall establish a procedure and guidelines for granting loan discharge for fast track grants that have been converted to loans and are in repayment for recipients who are unable to fulfill the repayment obligation due to their total and permanent disability or death or the total and permanent disability or death of their spouse or child.

6. (1) There is hereby created in the state treasury the "Fast Track Workforce Incentive Grant Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the coordinating board for the purposes of this section and section 173.2553.

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

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

7. The coordinating board shall have the authority to promulgate rules to implement the provisions of this section and section 173.2553. 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, Page 8, Section 620.806, Line 3, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 10, Section 620.809, Line 4, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 17, Section 620.2005, Line 26, by deleting the word "perform" and inserting in lieu thereof the word "~~perform~~ **performed**"; and

Further amend said bill, page, and section, Line 44, by deleting all of said line and inserting in lieu thereof the following:

"(11) "Manufacturing capital investment", expenditures made by a qualified manufacturing company to retool or reconfigure a manufacturing project facility directly related to the manufacturing of a new product or the expansion or modification of the manufacture of an existing product;

[40] (12) "NAICS" or "NAICS industry classification", the classification provided by"; and

Further amend said bill, page, and section by renumbering all subsequent subdivisions; and

Further amend said bill and section, Page 18, Line 66, by deleting all of said line and inserting in lieu thereof the following:

“(45) (17) “New product”, a new model or line of a manufactured good that has not been manufactured in Missouri by a qualified manufacturing company at any time prior to the date of the notice of intent, or an existing brand, model, or line of a manufactured good that is redesigned;

(18) "Notice of intent", a form developed by the department and available online.”; and

Further amend said bill, page, and section by renumbering all subsequent subdivisions; and

Further amend said bill, page, and section, Line 74, by inserting after the word “located” the phrase **“or by a qualified manufacturing company at which a manufacturing capital investment is or will be located”**; and

Further amend said bill and section, Page 20, Line 141, by deleting said line and inserting in lieu thereof the following:

“(24) (27) “Qualified manufacturing company”, a company that:

(a) Is a qualified company that manufactures motor vehicles (NAICS group 3361);

(b) Manufactures goods at a facility in Missouri;

(c) Manufactures a new product or has commenced making a manufacturing capital investment to the project facility necessary for the manufacturing of such new product, or modifies or expands the manufacture of an existing product or has commenced making a manufacturing capital investment for the project facility necessary for the modification or expansion of the manufacture of such existing product; and

(d) Continues to meet the requirements of paragraphs (a) to (c) of this subdivision for the project period;

(28) "Related company", shall mean.”; and

Further amend said bill and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Page 21, Section 620.2010, Line 5, by deleting the number "(30)" and inserting in lieu thereof **“(30) (34)”**; and

Further amend said bill and section, Page 22, Line 29, by inserting after the word “subsection” the following phrase **“or a qualified manufacturing company under subsection 3 of this section”**; and

Further amend said bill, page, and section, Line 35, by inserting after the word “investment,” the following phrase **“manufacturing capital investment,”**; and

Further amend said bill, page, and section, Line 42, by deleting said line and inserting in lieu thereof the following:

“3. The department may award tax credits to a qualified manufacturing company that makes a manufacturing capital investment of at least five hundred million dollars not more than three years following the department’s approval of a notice of intent and the execution of an agreement that meets the requirements of subsection 4 of this section. Such tax credits shall be issued no earlier than January 1, 2023, and may be issued each year for a period of five years. A qualified manufacturing company may qualify for an additional five-year period under this subsection if it makes an additional manufacturing capital investment of at least two hundred fifty million dollars within five years of the department’s approval of the original notice of intent.

(1) The maximum amount of tax credits that any one qualified manufacturing company may receive under this subsection shall not exceed five million dollars per calendar year. The aggregate amount of tax credits awarded to all qualified manufacturing companies under this subsection shall not exceed ten million dollars per calendar year.

(2) If, at the project facility at any time during the project period, the qualified manufacturing company discontinues the manufacturing of the new product, or discontinues the modification or expansion of an existing product, and does not replace it with a subsequent or additional new product or with a modification or expansion of an existing product, the company shall immediately cease receiving any benefit awarded under this subsection for the remainder of the project period and shall forfeit all rights to retain or receive any benefit awarded under this subsection for the remainder of such period.

(3) Notwithstanding any other provision of law to the contrary, any qualified manufacturing company that is awarded benefits under this section shall not simultaneously receive tax credits or exemptions under sections 100.700 to 100.850 for the jobs created or retained or capital improvement that qualified for benefits under this section. The provisions of subsection 5 of section 285.530 shall not apply to a qualified manufacturing company that is awarded benefits under this section.

4. Upon approval of a notice of intent to receive tax credits under [~~subsections 2 and 5~~]; and

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

Further amend said bill, page, and section, Line 43, by deleting the phrase “**subsection 2, 5, or 6**” and inserting in lieu thereof the phrase “**subsection 2, 3, 6, or 7**”; and

Further amend said bill, page, and section, Line 46, by inserting after the word “investment” the phrase “, **or the manufacturing capital investment and committed percentage of retained jobs**”; and

Further amend said bill, page, and section, Line 54, by deleting the number “6” and inserting in lieu thereof the number “7”; and

Further amend said bill and section, Page 23, Line 61, by deleting the number “(30)” and inserting in lieu thereof the number “(34)”; and

Further amend said bill, page, and section, Lines 77 and 78, by deleting the number “4” and inserting in lieu thereof the number “[4] 5”; and

Further amend said bill, page, and section, Line 89, by deleting the numbers “4, and 5” and inserting in lieu thereof the numbers “5, and 6”; and

Further amend said bill and section, Page 24, Line 104, by inserting after the word “wage.” the phrase “**Notwithstanding the provisions of section 620.2020 to the contrary, this subsection shall expire on June 30, 2025.**”; and

Further amend said bill and section, Page 24, Line 108, by inserting after the word “investment” the phrase “**or manufacturing capital investment**”; and

Further amend said bill and page, Section 620.2020, Line 3, by inserting after the word “request.” the phrase “**The department shall respond to a written request, by or on behalf of a qualified manufacturing company, for a proposed benefit award under the provisions of this program within fifteen business days of receipt of such request.**”; and

Further amend said bill and section, Page 25, Line 24, by deleting the number “(19)” and inserting in lieu thereof the number “[~~19~~] (21)”; and

Further amend said bill, page, and section, Line 57, by deleting the number “6” and inserting in lieu thereof the number “7”; and

Further amend said bill and section, Page 26, Line 60, by deleting the number "3" and inserting in lieu thereof the number "4"; and

Further amend said bill, page, and section, Line 79, by deleting all of said line and inserting in lieu thereof the following:

"~~(3)~~ (c) For ~~any~~ fiscal ~~year~~ years beginning on or after July 1, 2015, **but ending on or**"; and

Further amend said bill, page, and section, Lines 89-91, by deleting all of said lines and inserting in lieu thereof the following:

"year for the purpose of the completion of infrastructure projects directly connected with the creation or retention of jobs under the provisions of section 620.2000 to 620.2020 and an additional ten million dollars in tax credits may be authorized for each fiscal year for a qualified manufacturing company based on a manufacturing capital investment as set forth in section 620.2010."; and

Further amend said bill, page, and section, Line 93, by inserting after the word "retention" the phrase "**for the creation of new jobs**"; and

Further amend said bill and section, Page 27, Line 96, by inserting after the word "retention" the phrase "**for the creation of new jobs**"; and

Further amend said bill, page, and section, Line 104, by deleting the number "6" and inserting in lieu thereof the number "7"; and

Further amend said bill, page, and section, Line 112, by deleting the number "6" and inserting in lieu thereof the number "7"; and

Further amend said bill, page, and section, Line 114, by deleting the number "3" and inserting in lieu thereof the number "4"; and

Further amend said bill and section, Page 30, Line 202, by deleting the word "this" and inserting in lieu thereof the word "~~this~~ **the**"; and

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

Representative Wiemann offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 68, Page 1, Line 9, by inserting after the word "section" the phrase "**and section 173.2554**"; and

Further amend said page, Line 21, by inserting after the word "thousand" the word "**dollars**"; and

Further amend said amendment, Page 2, Lines 23 and 24, by inserting after each instance of the word "section" the phrase "**and section 173.2554**"; and

Further amend said amendment, Page 3, Lines 36 and 46, by deleting the word "and" and inserting in lieu thereof the word "**or**"; and

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

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

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

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 68, Page 6, Line 3, by inserting after the word "**section.**" the following:

"However, no such company shall receive any benefit under this section if such company fails to retain one hundred percent of the employees employed on the date of the execution of the agreement that meets the requirements of subsection 4 of this section."; 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: 108

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Moon	Morris 140
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Rone	Ross	Ruth	Schnelting	Schroer
Sharpe	Shaul 113	Shawan	Shields	Simmons
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 036

Appelbaum	Baringer	Barnes	Beck	Bland Manlove
Brown 27	Brown 70	Burnett	Burns	Butz
Carpenter	Carter	Ellebracht	Ellington	Gray
Green	Ingle	Kendrick	Mackey	McCreery

Merideth	Morgan	Mosley	Pierson Jr.	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Sain	Sauls	Stevens 46	Unsicker	Washington
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 016

Bangert	Bosley	Busick	Chappelle-Nadal	Clemens
Franks Jr.	Lavender	McDaniel	Mitten	Morse 151
Price	Roden	Roeber	Runions	Shull 16
Walker				

VACANCIES: 003

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

Which motion was defeated.

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

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 68, Page 1, Line 14, by deleting the phrase "**or permanent resident of the United States**"; and

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

House Amendment No. 3 to House Amendment No. 1 was withdrawn.

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

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 68, Page 6, Line 7, by inserting after the word "**intent**," the following:

"**Any company that retains jobs in the state shall be eligible for the tax credit under this section.**"; and

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

House Amendment No. 4 to House Amendment No. 1 was withdrawn.

Representative Dogan offered **House Amendment No. 5 to House Amendment No. 1**.

*House Amendment No. 5
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 68, Page 4, Line 36, by inserting after all of said line the following:

"Further amend said bill, Page 7, Section 620.803, Line 25, by inserting after the word **"created,"** the following:

"the potential number of new minority jobs created,"; and"; and

Further amend said amendment and page, Line 42, by inserting after said line the following:

"Further amend said bill, Page 16, Section 620.2005, Line 5, by inserting after said line the following:

"(3) "Contractor", a person, employer, or business entity that enters into an agreement to perform any service or work or to provide a certain product in exchange for valuable consideration. This definition shall include but not be limited to a general contractor, subcontractor, independent contractor, contract employee, project manager, or a recruiting or staffing entity;"; and

Further amend said bill and section by renumbering subsequent subdivisions accordingly; and"; and

Further amend said amendment, Page 5, Line 16, by inserting after said line the following:

"Further amend said bill and section, Page 18, Line 68, by inserting after the word "program" the following:

". The notice of intent shall be accompanied with a detailed plan by the qualifying company to make good faith efforts to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census. At a minimum, such plan shall include monitoring the effectiveness of outreach and recruitment strategies in attracting diverse applicants and linking with different or additional referral sources in the event that recruitment efforts fail to produce a diverse pipeline of applicants"; and"; and

Further amend said amendment, Page 6, Line 46, by inserting after all of said line the following:

"Further amend said bill, Page 24, Section 620.2020, Line 9, by inserting after the word "provided." the following:

"The department shall certify or reject the qualifying company's plan outlined in their notice of intent as satisfying good faith efforts made to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census."; and"; and

Further amend said amendment, Page 7, Line 12, by inserting after all of said line the following:

"Further amend said bill and section, Page 25, Line 40, by inserting after the word "jobs" the following:

", along with minority jobs created or retained,"; and

Further amend said bill, section, and page, Line 45, by inserting after the first occurrence of the word "required," the following:

"if the department after a review determines the qualifying company fails to satisfy other aspects of their notice of intent, including failure to make good faith efforts to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census,"; and"; and

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

On motion of Representative Dogan, **House Amendment No. 5 to House Amendment No. 1** was adopted.

On motion of Representative Schroer, **House Amendment No. 1, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 076

Allred	Anderson	Andrews	Black 137	Black 7
Bondon	Bromley	Burns	Coleman 32	Coleman 97
DeGroot	Dinkins	Dogan	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Gregory	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hansen	Henderson	Hicks
Houx	Hovis	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Love	Lynch	Mayhew
McGaugh	McGirl	Messenger	Morris 140	Muntzel
Murphy	O'Donnell	Patterson	Pfautsch	Pike
Plocher	Pollitt 52	Porter	Reedy	Remole
Riggs	Roberts 161	Rone	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Solon	Sommer	Stephens 128	Swan	Tate
Trent	Veit	Vescovo	Wiemann	Wood
Mr. Speaker				

NOES: 064

Appelbaum	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Butz	Carpenter	Carter
Chipman	Christofanelli	Clemens	Deaton	Dohrman
Eggleston	Green	Helms	Hill	Hudson
Hurst	Kendrick	Kidd	Lavender	Lovasco
Mackey	McCreery	Merideth	Miller	Mitten
Moon	Morgan	Neely	Pietzman	Pogue
Pollock 123	Price	Proudie	Quade	Razer
Rehder	Toalson Reisch	Richey	Roberts 77	Rogers
Ross	Rowland	Sain	Simmons	Smith
Spencer	Stacy	Stevens 46	Taylor	Unsicker
Walsh	Washington	Wilson	Windham	

PRESENT: 002

Ellebracht Ingle

ABSENT WITH LEAVE: 018

Baker	Beck	Busick	Chappelle-Nadal	Ellington
Franks Jr.	Gray	McDaniel	Morse 151	Mosley
Pierson Jr.	Roden	Roeber	Runions	Sauls
Shull 16	Walker	Wright		

VACANCIES: 003

Representative Coleman (32) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 68, Page 1, Section A, Line 4, by inserting after said section and line the following:

"135.100. As used in sections 135.100 to 135.150 the following terms shall mean:

- (1) "Commencement of commercial operations" shall be deemed to occur during the first ~~taxable~~ **tax** year for which the new business facility is first available for use by the taxpayer, or first capable of being used by the taxpayer, in the revenue-producing enterprise in which the taxpayer intends to use the new business facility;
- (2) "Existing business facility", any facility in this state which was employed by the taxpayer claiming the credit in the operation of a revenue-producing enterprise immediately prior to an expansion, acquisition, addition, or replacement;
- (3) "Facility", any building used as a revenue-producing enterprise located within the state, including the land on which the facility is located and all machinery, equipment and other real and depreciable tangible personal property acquired for use at and located at or within such facility and used in connection with the operation of such facility;
- (4) "NAICS", the North American Industrial Classification System as such classifications are defined in the 2007 edition of the North American Industrial Classification System;
- (5) "New business facility", a facility which satisfies the following requirements:
 - (a) Such facility is employed by the taxpayer in the operation of a revenue-producing enterprise. Such facility shall not be considered a new business facility in the hands of the taxpayer if the taxpayer's only activity with respect to such facility is to lease it to another person or persons. If the taxpayer employs only a portion of such facility in the operation of a revenue-producing enterprise, and leases another portion of such facility to another person or persons or does not otherwise use such other portions in the operation of a revenue-producing enterprise, the portion employed by the taxpayer in the operation of a revenue-producing enterprise shall be considered a new business facility, if the requirements of paragraphs (b), (c), (d) and (e) of this subdivision are satisfied;
 - (b) Such facility is acquired by, or leased to, the taxpayer after December 31, 1983. A facility shall be deemed to have been acquired by, or leased to, the taxpayer after December 31, 1983, if the transfer of title to the taxpayer, the transfer of possession pursuant to a binding contract to transfer title to the taxpayer, or the commencement of the term of the lease to the taxpayer occurs after December 31, 1983, or, if the facility is constructed, erected or installed by or on behalf of the taxpayer, such construction, erection or installation is commenced after December 31, 1983;
 - (c) If such facility was acquired by the taxpayer from another person or persons and such facility was employed immediately prior to the transfer of title to such facility to the taxpayer, or to the commencement of the term of the lease of such facility to the taxpayer, by any other person or persons in the operation of a revenue-producing enterprise, the operation of the same or a substantially similar revenue-producing enterprise is not continued by the taxpayer at such facility;
 - (d) Such facility is not a replacement business facility, as defined in subdivision (11) of this section; and

(e) The new business facility investment exceeds one hundred thousand dollars during the tax period in which the credits are claimed;

(6) "New business facility employee", a person employed by the taxpayer in the operation of a new business facility during the ~~taxable~~ tax year for which the credit allowed by section 135.110 is claimed, except that truck drivers and rail and barge vehicle operators shall not constitute new business facility employees. A person shall be deemed to be so employed if such person performs duties in connection with the operation of the new business facility on:

(a) A regular, full-time basis; or

(b) A part-time basis, provided such person is customarily performing such duties an average of at least twenty hours per week; or

(c) A seasonal basis, provided such person performs such duties for at least eighty percent of the season customary for the position in which such person is employed;

(7) "New business facility income", the Missouri taxable income, as defined in chapter 143, derived by the taxpayer from the operation of the new business facility. For the purpose of apportionment as prescribed in this subdivision, the term "Missouri taxable income" means, in the case of insurance companies, direct premiums as defined in chapter 148. If a taxpayer has income derived from the operation of a new business facility as well as from other activities conducted within this state, the Missouri taxable income derived by the taxpayer from the operation of the new business facility shall be determined by multiplying the taxpayer's Missouri taxable income, computed in accordance with chapter 143, or in the case of an insurance company, computed in accordance with chapter 148, by a fraction, the numerator of which is the property factor, as defined in paragraph (a) of this subdivision, plus the payroll factor, as defined in paragraph (b) of this subdivision, and the denominator of which is two:

(a) The property factor is a fraction, the numerator of which is the new business facility investment certified for the tax period, and the denominator of which is the average value of all the taxpayer's real and depreciable tangible personal property owned or rented and used in this state during the tax period. The average value of all such property shall be determined as provided in chapter 32;

(b) The payroll factor is a fraction, the numerator of which is the total amount paid during the tax period by the taxpayer for compensation to persons qualifying as new business facility employees, as determined by subsection 4 of section 135.110, at the new business facility, and the denominator of which is the total amount paid in this state during the tax period by the taxpayer for compensation. The compensation paid in this state shall be determined as provided in chapter 32. For the purpose of this subdivision, "other activities conducted within this state" shall include activities previously conducted at the expanded, acquired or replaced facility at any time during the tax period immediately prior to the tax period in which commencement of commercial operations occurred;

(8) "New business facility investment", the value of ~~real and depreciable tangible personal~~ property, acquired by the taxpayer as part of the new business facility, which is used by the taxpayer in the operation of the new business facility, during the ~~taxable~~ tax year for which the credit allowed by section 135.110 is claimed, except that trucks, truck-trailers, truck semitrailers, rail vehicles, barge vehicles, aircraft, and other rolling stock for hire, track, switches, barges, bridges, tunnels, and rail yards and spurs shall not constitute new business facility investments. **For the purposes of sections 135.100 to 135.150, property may be acquired by the taxpayer by purchase, lease, or license, including the right to use software and hardware via on-demand network access to a shared pool of configurable computing resources as long as the rights are used at the new business facility.** The total value of such property during such ~~taxable~~ tax year shall be:

(a) Its original cost if owned by the taxpayer; or

(b) Eight times the net annual rental **or license**, if leased **or licensed** by the taxpayer. The net annual rental **or license** rate shall be the annual rental **or license** rate paid by the taxpayer less any annual rental **or license** rate received by the taxpayer from subrentals **or sublicenses**. The new business facility investment shall be determined by dividing by twelve the sum of the total value of such property on the last business day of each calendar month of the ~~taxable~~ tax year. If the new business facility is in operation for less than an entire ~~taxable~~ tax year, the new business facility investment shall be determined by dividing the sum of the total value of such property on the last business day of each full calendar month during the portion of such ~~taxable~~ tax year during which the new business facility was in operation by the number of full calendar months during such period;

(9) "Office", a regional, national, or international headquarters, a telemarketing operation, a computer operation, an insurance company, a passenger transportation ticket/reservation system, or a credit card billing and processing center. For the purposes of this subdivision, "headquarters" means the administrative management of at

least four integrated facilities operated by the taxpayer or related taxpayer. An office, as defined in this subdivision, when established must create and maintain positions for a minimum number of twenty-five new business facility employees as defined in subdivision (6) of this section;

(10) "Related taxpayer" shall mean:

- (a) A corporation, partnership, trust, or association controlled by the taxpayer;
- (b) An individual, corporation, partnership, trust, or association in control of the taxpayer; or
- (c) A corporation, partnership, trust, or association controlled by an individual, corporation, partnership, trust, or association in control of the taxpayer. For the purposes of sections 135.100 to 135.150, "control of a corporation" shall mean ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote; "control of a partnership or association" shall mean ownership of at least fifty percent of the capital or profits interest in such partnership or association; and "control of a trust" shall mean ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such trust; ownership shall be determined as provided in Section 318 of the U.S. Internal Revenue Code;

(11) "Replacement business facility", a facility otherwise described in subdivision (3) of this section, hereafter referred to in this subdivision as "new facility", which replaces another facility, hereafter referred to in this subdivision as "old facility", located within the state, which the taxpayer or a related taxpayer previously operated but discontinued operating on or before the close of the first ~~taxable~~ tax year in which the credit allowed by this section is claimed. A new facility shall be deemed to replace an old facility if the following conditions are met:

- (a) The old facility was operated by the taxpayer or a related taxpayer during the taxpayer's or related taxpayer's ~~taxable~~ tax period immediately preceding the ~~taxable~~ tax year in which commencement of commercial operations occurs at the new facility; and
- (b) The old facility was employed by the taxpayer or a related taxpayer in the operation of a revenue-producing enterprise and the taxpayer continues the operation of the same or substantially similar revenue-producing enterprise at the new facility.

Notwithstanding the preceding provisions of this subdivision, a facility shall not be considered a replacement business facility if the taxpayer's new business facility investment, as computed in subsection 5 of section 135.110, in the new facility during the tax period in which the credits allowed in sections 135.110, 135.225, and 135.235 and the exemption allowed in section 135.220 are claimed exceed one million dollars or, if less, two hundred percent of the investment in the old facility by the taxpayer or related taxpayer, and if the total number of employees at the new facility exceeds the total number of employees at the old facility by at least two except that the total number of employees at the new facility exceeds the total number of employees at the old facility by at least twenty-five if an office as defined in subdivision (9) of this section is established by a revenue-producing enterprise other than a revenue-producing enterprise defined in paragraphs (a) to (g) and (i) to (l) of subdivision (12) of this section;

(12) "Revenue-producing enterprise" means:

- (a) Manufacturing activities classified as NAICS 31-33;
- (b) Agricultural activities classified as NAICS 11;
- (c) Rail transportation terminal activities classified as NAICS 482;
- (d) Motor freight transportation terminal activities classified as NAICS 484 and NAICS 4884;
- (e) Public warehousing and storage activities classified as NAICS 493, miniwarehouse warehousing and warehousing self-storage;
- (f) Water transportation terminal activities classified as NAICS 4832;
- (g) Airports, flying fields, and airport terminal services classified as NAICS 481;
- (h) Wholesale trade activities classified as NAICS 42;
- (i) Insurance carriers activities classified as NAICS 524;
- (j) Research and development activities classified as NAICS 5417;
- (k) Farm implement dealer activities classified as NAICS 42382;
- (l) Interexchange telecommunications services as defined in subdivision (20) of section 386.020 or training activities conducted by an interexchange telecommunications company as defined in subdivision (19) of section 386.020;
- (m) Recycling activities classified as NAICS 42393;
- (n) Office activities as defined in subdivision (9) of this section, notwithstanding NAICS classification;
- (o) Mining activities classified as NAICS 21;
- (p) Computer programming, data processing, and other computer-related activities classified as NAICS 5415;

(q) The administrative management of any of the foregoing activities; or

(r) Any combination of any of the foregoing activities;

(13) "Same or substantially similar revenue-producing enterprise", a revenue-producing enterprise in which the nature of the products produced or sold, or activities conducted, are similar in character and use or are produced, sold, performed, or conducted in the same or similar manner as in another revenue-producing enterprise;

(14) "Taxpayer", an individual proprietorship, corporation described in section 143.441 or 143.471, and partnership or an insurance company subject to the tax imposed by chapter 148, or in the case of an insurance company exempt from the thirty-percent employee requirement of section 135.230, to any obligation imposed ~~pursuant to~~ **under** section 375.916."; and

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

On motion of Representative Coleman (32), **House Amendment No. 2** was adopted.

Representative Fitzwater assumed the Chair.

Speaker Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeier	Lovasco
Love	Lynch	Mayhew	McGaugh	McGill
Messenger	Miller	Moon	Morris 140	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pietzman	Pike	Pogue	Pollitt 52	Pollock 123
Porter	Reedy	Rehder	Toalson Reisch	Remole
Richey	Roberts 161	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 041

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Burns	Butz	Carpenter	Carter	Clemens
Ellebracht	Ellington	Green	Ingle	Kendrick
Lavender	Mackey	McCreery	Merideth	Mitten

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Morgan	Mosley	Pierson Jr.	Price	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Sain	Sauls	Stevens 46	Unsicker	Washington
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 014

Busick	Chappelle-Nadal	Franks Jr.	Gray	Knight
McDaniel	Morse 151	Plocher	Riggs	Roden
Roeber	Runions	Shull 16	Walker	

VACANCIES: 003

On motion of Representative Wiemann, **HCS SB 68, as amended**, was adopted.

On motion of Representative Wiemann, **HCS SB 68, as amended**, was read the third time and passed by the following vote:

AYES: 092

Allred	Anderson	Andrews	Bangert	Basye
Beck	Black 137	Black 7	Bondon	Bromley
Brown 70	Burns	Coleman 32	Coleman 97	DeGroot
Dinkins	Dogan	Dohrman	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Gregory	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hansen	Helms	Henderson
Hicks	Houx	Hovis	Ingle	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Love
Lynch	Mayhew	McGaugh	Messenger	Miller
Mitten	Morris 140	Muntzel	Murphy	O'Donnell
Patterson	Pfautsch	Pike	Plocher	Pollitt 52
Razer	Reedy	Remole	Riggs	Roberts 161
Roden	Rone	Ross	Rowland	Ruth
Sauls	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Stephens 128	Swan	Tate	Trent
Veit	Vescovo	Walsh	Wiemann	Wood
Wright	Mr. Speaker			

NOES: 051

Bailey	Baker	Billington	Bland Manlove	Bosley
Brown 27	Burnett	Butz	Carpenter	Carter
Chipman	Christofanelli	Clemens	Deaton	Eggleston
Ellington	Green	Hill	Hudson	Hurst
Kendrick	Kidd	Lavender	Lovasco	Mackey
McCreery	McGill	Merideth	Moon	Morgan
Mosley	Neely	Pierson Jr.	Pogue	Pollock 123
Porter	Price	Proudie	Quade	Rehder
Toalson Reisch	Richey	Roberts 77	Spencer	Stacy
Stevens 46	Taylor	Unsicker	Walker	Washington
Windham				

PRESENT: 006

Appelbaum	Baringer	Barnes	Ellebracht	Pietzman
Sain				

ABSENT WITH LEAVE: 011

Busick	Chappelle-Nadal	Franks Jr.	Gray	McDaniel
Morse 151	Roeber	Rogers	Runions	Shull 16
Wilson				

VACANCIES: 003

Speaker Haahr declared the bill passed.

**CONFERENCE COMMITTEE REPORT NO. 2
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 3**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3.
2. That the House recede from its position on House Committee Substitute for House Bill No. 3.
3. That the attached Conference Committee Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 3, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Rusty Black
Rep. Kip Kendrick
Rep. Ingrid Burnett

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. David Sater
/s/ Sen. Mike Cunningham
Sen. Jason Holsman
/s/ Sen. John Rizzo

MOTION

Representative Vescovo moved that Rule 61(3) be suspended to allow **CCR#2 SCS HCS HB 3** to be taken up.

Which motion was adopted by the following vote:

AYES: 105

Anderson	Andrews	Bailey	Baker	Barnes
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Brown 27	Burns	Chipman	Christofanelli
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Helms	Henderson	Hicks	Houx
Hovis	Hudson	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lovasco
Love	Lynch	Mayhew	McGaugh	McGill
Messenger	Moon	Morris 140	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollitt 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	Smith	Solon
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 038

Appelbaum	Bangert	Baringer	Beck	Bland Manlove
Bosley	Brown 70	Burnett	Butz	Carter
Clemens	Ellington	Green	Ingle	Kendrick
Lavender	Mackey	McCreery	Merideth	Mitten
Morgan	Mosley	Pierson Jr.	Pogue	Price
Proudie	Quade	Razer	Roberts 77	Rogers
Sain	Sauls	Spencer	Stevens 46	Unsicker
Walker	Washington	Windham		

PRESENT: 000

ABSENT WITH LEAVE: 017

Allred	Busick	Carpenter	Chappelle-Nadal	Ellebracht
Eslinger	Franks Jr.	Gray	Hansen	Hill
McDaniel	Miller	Morse 151	Roeber	Rowland
Runions	Shull 16			

VACANCIES: 003

BILLS IN CONFERENCE

CCR#2 SCS HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2019, and ending June 30, 2020, was again taken up by Representative Smith.

On motion of Representative Smith, **CCR#2 SCS HCS HB 3** was adopted by the following vote:

AYES: 115

Allred	Anderson	Andrews	Bailey	Baker
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Bondon	Bosley	Bromley	Butz
Carter	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Green	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Morris 140	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Price	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Veit	Vescovo	Walsh	Washington
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 032

Appelbaum	Bangert	Baringer	Beck	Brown 27
Brown 70	Burnett	Burns	Clemens	Ellebracht
Ellington	Hurst	Ingle	Lavender	Lovasco
Mackey	McCreery	Mitten	Moon	Morgan
Mosley	Pierson Jr.	Pogue	Quade	Roberts 77
Rogers	Sain	Sauls	Stevens 46	Unsicker
Walker	Windham			

PRESENT: 001

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ABSENT WITH LEAVE: 012

Busick	Carpenter	Chappelle-Nadal	Franks Jr.	Gray
McDaniel	Merideth	Morse 151	Roeber	Rowland
Runions	Shull 16			

VACANCIES: 003

On motion of Representative Smith, **CCS#2 SCS HCS HB 3** was read the third time and passed by the following vote:

AYES: 112

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Barnes	Basye	Billington	Black 137
Black 7	Bondon	Bromley	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Love
Lynch	Mayhew	McGaugh	McGirl	Messenger
Miller	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Razer
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roden	Rone	Ross
Ruth	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Veit	Vescovo
Walsh	Washington	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

NOES: 038

Appelbaum	Baringer	Beck	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burns	Carpenter
Carter	Clemens	Ellebracht	Ellington	Hurst
Ingle	Lavender	Lovasco	Mackey	McCreery
Merideth	Mitten	Moon	Morgan	Mosley
Pierson Jr.	Pogue	Price	Quade	Roberts 77
Rogers	Rowland	Sain	Sauls	Stevens 46
Unsicker	Walker	Windham		

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 009

Busick	Chappelle-Nadal	Franks Jr.	Gray	McDaniel
Morse 151	Roeber	Runions	Shull 16	

VACANCIES: 003

Speaker Haahr declared the bill passed.

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

On motion of Representative Smith, **CCR SCS HCS HB 4** was adopted by the following vote:

AYES: 113

Allred	Anderson	Andrews	Baker	Barnes
Basye	Billington	Black 137	Black 7	Bondon
Bosley	Bromley	Carter	Chipman	Christofanelli
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Green	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Messenger
Miller	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Roden	Rone	Ross
Rowland	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Veit
Vescovo	Walsh	Washington	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 034

Appelbaum	Bangert	Baringer	Beck	Bland Manlove
Brown 27	Brown 70	Burnett	Burns	Butz
Clemens	Ellebracht	Hurst	Ingle	Lavender
Mackey	McCreery	Merideth	Mitten	Moon
Morgan	Mosley	Pierson Jr.	Pogue	Proudie
Quade	Razer	Rogers	Sain	Sauls
Stevens 46	Unsicker	Walker	Windham	

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Busick	Carpenter	Chappelle-Nadal	Ellington
Franks Jr.	Gray	McDaniel	Morse 151	Price
Roeber	Runions	Shull 16		

VACANCIES: 003

On motion of Representative Smith, **CCS SCS HCS HB 4** was read the third time and passed by the following vote:

AYES: 107

Allred	Anderson	Andrews	Baker	Barnes
Basye	Billington	Black 137	Black 7	Bosley
Bromley	Carter	Chipman	Christofanelli	Coleman 32
Coleman 97	Deaton	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Green	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Houx	Hovis	Hudson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Morris 140	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Reedy	Rehder	Toalson Reisch	Remole
Richey	Riggs	Roberts 161	Roberts 77	Roden
Rone	Ross	Ruth	Schnelting	Schroer
Sharpe	Shaul 113	Shawan	Shields	Simmons
Solon	Sommer	Spencer	Stacy	Stephens 128
Tate	Taylor	Trent	Veit	Vescovo
Walsh	Washington	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

NOES: 036

Appelbaum	Bangert	Baringer	Beck	Bland Manlove
Brown 27	Brown 70	Burnett	Burns	Butz
Clemens	Ellebracht	Ellington	Hurst	Ingle
Lavender	Mackey	McCreery	Merideth	Mitten
Moon	Morgan	Mosley	Pierson Jr.	Pogue
Proudie	Quade	Razer	Rogers	Rowland
Sain	Sauls	Stevens 46	Unsicker	Walker
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 017

Bailey	Bondon	Busick	Carpenter	Chappelle-Nadal
DeGroot	Franks Jr.	Gray	Hill	McDaniel
Morse 151	Price	Roerber	Runions	Shull 16
Smith	Swan			

VACANCIES: 003

Speaker Haahr declared the bill passed.

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

On motion of Representative Smith, **CCR SCS HCS HB 5** was adopted by the following vote:

AYES: 114

Allred	Anderson	Andrews	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bromley	Butz	Carter	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dohrman	Eggleston	Eslinger	Falkner III
Fishel	Fitzwater	Francis	Gannon	Green
Gregory	Grier	Griesheimer	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lovasco	Love	Lynch	Mayhew
McGaugh	McGill	Messenger	Miller	Morris 140
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Proudie	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Roden	Rone	Ross
Rowland	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Veit	Vescovo	Walsh	Washington	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 026

Appelbaum	Beck	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burns	Clemens	Ellebracht
Hurst	Ingle	Lavender	Mackey	McCreery
Merideth	Mitten	Moon	Morgan	Pierson Jr.
Pogue	Quade	Rogers	Sain	Stevens 46
Walker				

PRESENT: 000

ABSENT WITH LEAVE: 020

Bailey	Bondon	Busick	Carpenter	Chappelle-Nadal
Dogan	Ellington	Evans	Franks Jr.	Gray
Griffith	McDaniel	Morse 151	Mosley	Price
Roeber	Runions	Sauls	Shull 16	Windham

VACANCIES: 003

Representative Ross resumed the Chair.

On motion of Representative Smith, **CCS SCS HCS HB 5** was read the third time and passed by the following vote:

AYES: 115

Allred	Anderson	Andrews	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bondon	Bromley	Butz	Carter
Chipman	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Green	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Lovasco	Love	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Proudie	Razer	Reedy	Rehder	Toalson Reich
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rone	Ross	Rowland	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Veit	Vescovo	Walsh
Washington	Wiemann	Wood	Wright	Mr. Speaker

NOES: 030

Appelbaum	Beck	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burns	Carpenter	Clemens
Ellebracht	Ellington	Hurst	Ingle	Lavender
Mackey	McCreery	Merideth	Mitten	Moon
Morgan	Mosley	Pierson Jr.	Pogue	Quade
Rogers	Sain	Sauls	Stevens 46	Walker

PRESENT: 000

ABSENT WITH LEAVE: 015

Bailey	Busick	Chappelle-Nadal	Franks Jr.	Gray
McDaniel	Morris 140	Morse 151	Price	Roeber
Runions	Shull 16	Simmons	Wilson	Windham

VACANCIES: 003

Representative Ross declared the bill passed.

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

On motion of Representative Smith, **CCR SCS HCS HB 6** was adopted by the following vote:

AYES: 119

Allred	Anderson	Andrews	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bondon	Bosley	Bromley	Brown 27
Butz	Carter	Chipman	Christofanelli	Coleman 32
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Green	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	McGill	Messenger	Miller	Morris 140
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pierson Jr.	Pietzman	Pike	Plocher
Polliitt 52	Pollock 123	Porter	Proudie	Razer
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roberts 77	Roden	Rone
Ross	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Simmons	Smith
Solon	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Veit	Vescovo	Walsh	Washington	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 028

Appelbaum	Beck	Bland Manlove	Brown 70	Burnett
Burns	Carpenter	Clemens	Ellebracht	Ellington
Hurst	Ingle	Lavender	Mackey	McCreery
Merideth	Mitten	Moon	Morgan	Mosley
Pogue	Quade	Rogers	Rowland	Sain
Sauls	Stevens 46	Walker		

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ABSENT WITH LEAVE: 013

Bailey	Busick	Chappelle-Nadal	Coleman 97	Franks Jr.
Gray	McDaniel	Morse 151	Price	Roeber
Runions	Shull 16	Windham		

VACANCIES: 003

On motion of Representative Smith, **CCS SCS HCS HB 6** was read the third time and passed by the following vote:

AYES: 117

Allred	Anderson	Andrews	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bondon	Bosley	Bromley	Brown 27	Butz
Carter	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Green	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Houx	Hovis	Hudson	Ingle	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lovasco	Love	Lynch	Mayhew
McGaugh	McGirl	Messenger	Miller	Morris 140
Muntzel	Murphy	O'Donnell	Patterson	Pfautsch
Pierson Jr.	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Proudie	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Roden	Rone	Ross
Ruth	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Veit	Vescovo
Walsh	Washington	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

NOES: 028

Appelbaum	Beck	Bland Manlove	Brown 70	Burnett
Burns	Carpenter	Clemens	Ellebracht	Ellington
Hurst	Lavender	Mackey	McCreery	Merideth
Mitten	Moon	Morgan	Mosley	Pogue
Quade	Rogers	Rowland	Sain	Sauls
Stevens 46	Unsicker	Walker		

PRESENT: 000

ABSENT WITH LEAVE: 015

Bailey	Baker	Busick	Chappelle-Nadal	Franks Jr.
Gray	Hill	McDaniel	Morse 151	Neely
Price	Roeber	Runions	Shull 16	Windham

VACANCIES: 003

Representative Ross declared the bill passed.

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

On motion of Representative Smith, **CCR SS SCS HCS HB 7** was adopted by the following vote:

AYES: 119

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bland Manlove	Bondon	Bosley
Bromley	Brown 27	Butz	Carter	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Ingle	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Love	Lynch	Mayhew	McGill	Messenger
Miller	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pierson Jr.	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Proudie	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Veit	Vescovo	Walsh	Washington	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 029

Appelbaum	Beck	Brown 70	Burnett	Burns
Carpenter	Clemens	Ellebracht	Ellington	Hurst
Lavender	Lovasco	Mackey	McCreery	Merideth
Mitten	Moon	Morgan	Mosley	Pogue
Quade	Rogers	Rowland	Sain	Sauls
Stevens 46	Unsicker	Walker	Windham	

PRESENT: 000

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ABSENT WITH LEAVE: 012

Busick	Chappelle-Nadal	Franks Jr.	Gray	McDaniel
McGaugh	Morse 151	Price	Roeber	Runions
Shull 16	Simmons			

VACANCIES: 003

On motion of Representative Smith, **CCS SS SCS HCS HB 7** was read the third time and passed by the following vote:

AYES: 117

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bondon	Bromley	Brown 27
Butz	Carter	Chipman	Christofanelli	Coleman 32
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Eslinger	Evans	Falkner III
Fishel	Fitzwater	Francis	Gannon	Green
Gregory	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hansen	Helms	Henderson
Hicks	Hill	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lynch	Mayhew	McGaugh
McGill	Messenger	Miller	Morris 140	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pierson Jr.	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Proudie	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Roden	Rone	Ross
Ruth	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Veit	Vescovo
Walsh	Washington	Wiemann	Wilson	Wood
Wright	Mr. Speaker			

NOES: 029

Appelbaum	Beck	Bland Manlove	Brown 70	Burnett
Burns	Carpenter	Clemens	Ellebracht	Ellington
Hurst	Lavender	Lovasco	Mackey	McCreery
Merideth	Mitten	Moon	Mosley	Pogue
Quade	Rogers	Rowland	Sain	Sauls
Stevens 46	Unsicker	Walker	Windham	

PRESENT: 000

ABSENT WITH LEAVE: 014

Bosley	Busick	Chappelle-Nadal	Franks Jr.	Gray
Houx	Love	McDaniel	Morgan	Morse 151
Price	Roeber	Runions	Shull 16	

VACANCIES: 003

Representative Ross declared the bill passed.

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

On motion of Representative Smith, **CCR SCS HCS HB 8** was adopted by the following vote:

AYES: 116

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bland Manlove	Bondon	Bromley
Brown 27	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Green	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Ingle	Justus	Kelley 127	Kendrick
Kidd	Knight	Lovasco	Love	Lynch
Mayhew	McGaugh	McGill	Messenger	Miller
Morris 140	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Proudie	Razer
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roberts 77	Roden	Rone
Ross	Ruth	Schnelting	Schroer	Sharpe
Shaul 113	Shawan	Shields	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 030

Appelbaum	Beck	Bosley	Brown 70	Burnett
Burns	Carpenter	Carter	Clemens	Ellebracht
Ellington	Hurst	Kolkmeyer	Lavender	Mackey
McCreery	Merideth	Mitten	Moon	Morgan
Mosley	Pierson Jr.	Pogue	Quade	Rogers
Rowland	Sain	Stevens 46	Unsicker	Walker

PRESENT: 000

ABSENT WITH LEAVE: 014

Chappelle-Nadal	Franks Jr.	Gray	Kelly 141	McDaniel
Morse 151	Price	Roeber	Runions	Sauls
Shull 16	Simmons	Trent	Windham	

VACANCIES: 003

On motion of Representative Smith, **CCS SCS HCS HB 8** was read the third time and passed by the following vote:

AYES: 121

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bland Manlove	Bondon	Bromley
Brown 27	Busick	Butz	Carter	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	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	McGauth	McGirl
Messenger	Miller	Morris 140	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Proudie	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rone	Ross	Ruth	Sauls
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 029

Appelbaum	Beck	Bosley	Brown 70	Burnett
Burns	Carpenter	Clemens	Ellebracht	Ellington
Hurst	Ingle	Lavender	Mackey	McCreery
Merideth	Mitten	Moon	Morgan	Mosley
Pierson Jr.	Pogue	Quade	Rogers	Rowland
Sain	Stevens 46	Unsicker	Walker	

PRESENT: 000

ABSENT WITH LEAVE: 010

Chappelle-Nadal	Franks Jr.	Gray	McDaniel	Morse 151
Price	Roeber	Runions	Shull 16	Windham

VACANCIES: 003

Representative Ross declared the bill passed.

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

On motion of Representative Smith, **CCR SCS HCS HB 9** was adopted by the following vote:

AYES: 120

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bondon	Bromley	Burnett
Burns	Busick	Butz	Carter	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellington
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Green	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Ingle	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lovasco	Love	Lynch	Mayhew
McGaugh	McGill	Messenger	Miller	Morris 140
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Wood	Wright

NOES: 025

Appelbaum	Beck	Bosley	Brown 27	Carpenter
Clemens	Ellebracht	Hurst	Lavender	Mackey
McCreery	Merideth	Moon	Morgan	Mosley
Pierson Jr.	Pogue	Proudie	Quade	Rogers
Rowland	Sain	Stevens 46	Unsicker	Walker

PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 014

Brown 70	Chappelle-Nadal	Franks Jr.	Gray	McDaniel
Mitten	Morse 151	Price	Roeber	Runions
Sauls	Shull 16	Windham	Mr. Speaker	

VACANCIES: 003

On motion of Representative Smith, **CCS SCS HCS HB 9** was read the third time and passed by the following vote:

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AYES: 120

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bondon	Bromley	Brown 70
Burnett	Burns	Busick	Butz	Carter
Chipman	Christofanelli	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Evans	Falkner III	Fishel	Fitzwater
Francis	Gannon	Green	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Ingle	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lovasco	Love	Lynch	Mayhew
McGaugh	McGirl	Messenger	Miller	Morris 140
Muntzel	Neely	O'Donnell	Patterson	Pfautsch
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe	Shaul 113	Shawan	Shields
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Veit	Vescovo	Walsh	Washington
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 029

Appelbaum	Beck	Bland Manlove	Bosley	Brown 27
Carpenter	Clemens	Ellebracht	Ellington	Hurst
Lavender	Mackey	McCreery	Merideth	Mitten
Moon	Morgan	Mosley	Pierson Jr.	Pogue
Proudie	Quade	Rogers	Rowland	Sain
Sauls	Stevens 46	Unsicker	Walker	

PRESENT: 000

ABSENT WITH LEAVE: 011

Chappelle-Nadal	Franks Jr.	Gray	McDaniel	Morse 151
Murphy	Price	Roeber	Runions	Shull 16
Windham				

VACANCIES: 003

Representative Ross declared the bill passed.

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

Representative Lavender moved that the House refuse to adopt **CCR SS SCS HCS HB 10** and request the Senate grant the House a further conference with House conferees bound to the Senate position on Section 10.815.

Which motion was withdrawn.

On motion of Representative Smith, **CCR SS SCS HCS HB 10** was adopted by the following vote:

AYES: 105

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Brown 27	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Green	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lovasco	Love	Lynch
Mayhew	McGaugh	McGill	Messenger	Morris 140
Muntzel	Neely	O'Donnell	Patterson	Pfautsch
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Reedy	Rehder	Toalson Reisch	Remole
Riggs	Roberts 161	Roden	Rone	Ross
Ruth	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 042

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Bosley	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Clemens	Ellebracht
Ellington	Hurst	Ingle	Kendrick	Lavender
Mackey	McCreery	Merideth	Mitten	Moon
Morgan	Mosley	Pierson Jr.	Pogue	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Sain	Sauls	Stephens 128	Stevens 46	Unsicker
Walker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 013

Chappelle-Nadal	Franks Jr.	Gray	McDaniel	Miller
Morse 151	Murphy	Price	Richey	Roeber
Runions	Shull 16	Windham		

VACANCIES: 003

On motion of Representative Smith, **CCS SS SCS HCS HB 10** was read the third time and passed by the following vote:

AYES: 108

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Brown 27	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Eslinger	Evans
Falkner III	Fishel	Fitzwater	Francis	Gannon
Green	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Lovasco	Love	Lynch
Mayhew	McGaugh	McGirl	Messenger	Miller
Morris 140	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Plocher
Pollitt 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	Smith	Solon	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 042

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Bosley	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Clemens	Ellebracht
Ellington	Hurst	Ingle	Kendrick	Lavender
Mackey	McCreery	Merideth	Mitten	Moon
Morgan	Mosley	Pierson Jr.	Pogue	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Sain	Sauls	Stephens 128	Stevens 46	Unsicker
Walker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 010

Chappelle-Nadal	Franks Jr.	Gray	McDaniel	Morse 151
Price	Roerber	Runions	Shull 16	Windham

VACANCIES: 003

Representative Ross declared the bill passed.

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

On motion of Representative Smith, **CCR SCS HCS HB 11** was adopted by the following vote:

AYES: 110

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Brown 27	Busick	Carter	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Messenger
Miller	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Proudie
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Swan	Tate	Taylor
Trent	Veit	Vescovo	Walker	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 041

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Bosley	Brown 70	Burnett	Burns
Butz	Carpenter	Clemens	Ellebracht	Ellington
Hurst	Ingle	Kendrick	Lavender	Mackey
McCreery	Merideth	Mitten	Moon	Morgan
Mosley	Pierson Jr.	Pogue	Price	Quade
Razer	Roberts 77	Rogers	Rowland	Sain
Sauls	Stephens 128	Stevens 46	Unsicker	Washington
Windham				

PRESENT: 001

Roden

ABSENT WITH LEAVE: 008

Chappelle-Nadal	Franks Jr.	Gray	McDaniel	Morse 151
Roeber	Runions	Shull 16		

VACANCIES: 003

On motion of Representative Smith, **CCS SCS HCS HB 11** was read the third time and passed by the following vote:

AYES: 111

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Brown 27	Busick	Carter	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Messenger
Miller	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Proudie
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roden	Rone	Ross
Ruth	Schnelting	Schroer	Sharpe	Shaul 113
Shawan	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walker
Walsh	Wiemann	Wilson	Wood	Wright

Mr. Speaker

NOES: 041

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Bosley	Brown 70	Burnett	Burns
Butz	Carpenter	Clemens	Ellebracht	Ellington
Hurst	Ingle	Kendrick	Lavender	Mackey
McCreery	Merideth	Mitten	Moon	Morgan
Mosley	Pierson Jr.	Pogue	Price	Quade
Razer	Roberts 77	Rogers	Rowland	Sain
Sauls	Stephens 128	Stevens 46	Unsicker	Washington

Windham

PRESENT: 000

ABSENT WITH LEAVE: 008

Chappelle-Nadal	Franks Jr.	Gray	McDaniel	Morse 151
Roeber	Runions	Shull 16		

VACANCIES: 003

Representative Ross declared the bill passed.

CCR SCS HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive

officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2019, and ending June 30, 2020, was taken up by Representative Smith.

On motion of Representative Smith, **CCR SCS HCS HB 12** was adopted by the following vote:

AYES: 121

Allred	Anderson	Andrews	Bailey	Baker
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Bondon	Bromley	Brown 27
Burnett	Busick	Butz	Carter	Chipman
Christofanelli	Coleman 32	Coleman 97	Deaton	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lovasco
Love	Lynch	Mayhew	McGaugh	McGirl
Messenger	Miller	Mitten	Morris 140	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfautsch
Pierson Jr.	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Proudie	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 030

Appelbaum	Bangert	Beck	Bosley	Brown 70
Burns	Carpenter	Clemens	Ellebracht	Ellington
Hurst	Ingle	Mackey	McCreery	Merideth
Moon	Morgan	Mosley	Pogue	Price
Quade	Razer	Rogers	Rowland	Sain
Sauls	Stevens 46	Unsicker	Walker	Windham

PRESENT: 000

ABSENT WITH LEAVE: 009

Chappelle-Nadal	Franks Jr.	Gray	Lavender	McDaniel
Morse 151	Roerber	Runions	Shull 16	

VACANCIES: 003

On motion of Representative Smith, **CCS SCS HCS HB 12** was read the third time and passed by the following vote:

AYES: 126

Allred	Anderson	Andrews	Bailey	Baker
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bland Manlove	Bondon	Bosley
Bromley	Brown 27	Brown 70	Burnett	Busick
Butz	Carter	Chipman	Christofanelli	Coleman 32
Coleman 97	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Green	Gregory
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lovasco	Love	Lynch
Mayhew	McGaugh	McGill	Messenger	Miller
Mitten	Morris 140	Muntzel	Murphy	Neely
O'Donnell	Patterson	Pfautsch	Pierson Jr.	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Price	Proudie	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 025

Appelbaum	Beck	Burns	Carpenter	Clemens
Ellebracht	Ellington	Hurst	Lavender	Mackey
McCreery	Merideth	Moon	Morgan	Mosley
Pogue	Quade	Rogers	Rowland	Sain
Sauls	Stevens 46	Unsicker	Walker	Windham

PRESENT: 000

ABSENT WITH LEAVE: 009

Chappelle-Nadal	Eslinger	Franks Jr.	Gray	McDaniel
Morse 151	Roerber	Runions	Shull 16	

VACANCIES: 003

Representative Ross declared the bill passed.

Speaker Haahr resumed the Chair.

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

Representative Smith moved that the Conference Committee on **SCS HCS HB 13** be dissolved.

Which motion was adopted.

On motion of Representative Smith, **SCS HCS HB 13** was adopted by the following vote:

AYES: 126

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Busick	Butz	Carter	Chipman	Christofanelli
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Houx	Hovis
Hudson	Ingle	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lovasco
Love	Lynch	Mayhew	McGaugh	McGill
Messenger	Miller	Morris 140	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Price	Proudie	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 022

Bland Manlove	Burns	Carpenter	Clemens	Ellington
Hurst	Lavender	Mackey	Merideth	Moon
Morgan	Mosley	Pierson Jr.	Pogue	Quade
Rogers	Rowland	Sain	Sauls	Stevens 46
Walker	Windham			

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PRESENT: 000

ABSENT WITH LEAVE: 012

Chappelle-Nadal	Franks Jr.	Gray	Hill	McCreery
McDaniel	Mitten	Morse 151	Roeber	Runions
Shull 16	Spencer			

VACANCIES: 003

On motion of Representative Smith, **SCS HCS HB 13** was truly agreed to and finally passed by the following vote:

AYES: 126

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Busick	Butz	Carter	Chipman	Christofanelli
Coleman 32	Coleman 97	Deaton	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Eslinger
Evans	Falkner III	Fishel	Fitzwater	Francis
Gannon	Green	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Houx	Hovis
Hudson	Ingle	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lovasco
Love	Lynch	Mayhew	McGaugh	McGirl
Messenger	Miller	Morris 140	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Proudie	Razer	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rone	Ross	Ruth	Sauls
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Simmons	Smith	Solon	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Wood	Wright
Mr. Speaker				

NOES: 018

Bland Manlove	Burns	Clemens	Hurst	Lavender
Mackey	McCreery	Moon	Morgan	Mosley
Pierson Jr.	Pogue	Quade	Rogers	Rowland
Sain	Walker	Windham		

PRESENT: 000

ABSENT WITH LEAVE: 016

Carpenter	Chappelle-Nadal	Ellington	Franks Jr.	Gray
Hill	McDaniel	Merideth	Mitten	Morse 151
Price	Roeber	Runions	Shull 16	Spencer
Stevens 46				

VACANCIES: 003

Speaker Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 373, relating to holocaust education and awareness, was placed back on the Senate Bills for Third Reading Calendar.

COMMITTEE REPORTS

Committee on Budget, Chairman Smith reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **SS#2 SCR 14**, 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 (24): Andrews, Black (137), Black (7), Bland Manlove, Bosley, Burnett, Griesheimer, Hudson, Kelly (141), Kendrick, Lavender, Mayhew, McGaugh, Patterson, Pierson Jr., Riggs, Roberts (161), Sharpe, Shields, Smith, Walker, Walsh, Washington and Wood

Noes (2): Deaton and Razer

Present (1): O'Donnell

Absent (8): Evans, Gregory, Merideth, Richey, Ross, Spencer, Swan and Trent

Committee on Judiciary, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SCR 3**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Coleman (97), DeGroot, Evans, Gregory, Hicks, Kolkmeier, Mitten, Schroer, Toalson Reisch, Trent and Veit

Noes (4): Christofanelli, Ellebracht, Mackey and Sauls

Absent (2): Hill and Roberts (77)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SCS SB 37**, 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:

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Ayes (12): Christofanelli, Coleman (97), DeGroot, Evans, Gregory, Hicks, Hill, Kolkmeier, Schroer, Toalson Reisch, Trent and Veit

Noes (4): Ellebracht, Mackey, Mitten and Sauls

Absent (1): Roberts (77)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS#4 SB 224**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Christofanelli, Coleman (97), DeGroot, Evans, Gregory, Hicks, Kolkmeier, Mackey, Mitten, Sauls, Schroer, Toalson Reisch, Trent and Veit

Noes (1): Ellebracht

Absent (2): Hill and Roberts (77)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 164**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Coleman (32), Dinkins, Grier, Helms, Neely, Porter, Roberts (161), Ross and Sommer

Noes (0)

Absent (2): Shawan and Washington

Special Committee on Aging, Chairman Morris (140) reporting:

Mr. Speaker: Your Special Committee on Aging, to which was referred **SB 282**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Brown (27), Busick, Clemens, Hansen, Morris (140), Morse (151), Murphy, Pike, Stevens (46) and Veit

Noes (0)

Absent (4): Kidd, Reedy, Rowland and Wright

Special Committee on Student Accountability, Chairman Spencer reporting:

Mr. Speaker: Your Special Committee on Student Accountability, to which was referred **SCR 13**, 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 (9): Allred, Burnett, Kelley (127), Moon, Morse (151), Mosley, Pollitt (52), Shields and Spencer

Noes (1): Sain

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 171**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Carpenter, Dogan, Kelly (141), Kolkmeier, Lavender, Mitten, Rehder and Solon

Noes (0)

Absent (2): Gregory and Schroer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 172**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Carpenter, Dogan, Kelly (141), Kolkmeier, Lavender, Mitten, Rehder and Solon

Noes (0)

Absent (2): Gregory and Schroer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 70 & 128**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Gregory, Kelly (141), Lavender, Mitten, Rehder and Solon

Noes (0)

Absent (4): Carpenter, Dogan, Kolkmeier and Schroer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 103**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (7): Dogan, Gregory, Kelly (141), Kolkmeier, Rehder, Schroer and Solon

Noes (3): Carpenter, Lavender and Mitten

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 204**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 391**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Dogan, Gregory, Kelly (141), Kolkmeier, Rehder and Solon

Noes (3): Carpenter, Lavender and Mitten

Absent (1): Schroer

Committee on Rules - Legislative Oversight, Chairman Miller reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 11**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Chipman, Fitzwater, Houx, Miller, Runions, Sommer, Unsicker and Washington

Noes (0)

Absent (2): Bondon and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 72**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Chipman, Fitzwater, Houx, Miller, Runions, Sommer, Unsicker and Washington

Noes (0)

Absent (2): Bondon and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 138**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Chipman, Fitzwater, Houx, Miller, Runions, Sommer, Unsicker and Washington

Noes (0)

Absent (2): Bondon and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 185**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Chipman, Fitzwater, Houx, Miller, Runions, Sommer, Unsicker and Washington

Noes (0)

Absent (2): Bondon and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 203**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (1): Chipman

Absent (2): Unsicker and Washington

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 228**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Chipman, Fitzwater, Houx, Miller, Runions, Sommer, Unsicker and Washington

Noes (0)

Absent (2): Bondon and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 363**, 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

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SB 11 - Fiscal Review

HCS SS SCS SBs 70 & 128 - Fiscal Review

HCS SB 204 - Fiscal Review

HCS SCS SB 363 - Fiscal Review

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 397**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 397, with Senate Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 397, as amended.
2. That the House recede from its position on House Committee Substitute for House Bill No. 397.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 397 be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Mary Elizabeth Coleman
/s/ Representative Travis Fitzwater
Representative David Wood
/s/ Representative Tracy McCreery
/s/ Representative Sarah Unsicker

FOR THE SENATE:

/s/ Senator Jeanie Riddle
/s/ Senator Justin Brown
/s/ Senator David Sater
/s/ Senator Jill Schupp
/s/ Senator Gina Walsh

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 182**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 182, with House Amendment No. 1, House Amendment No. 3 to House Amendment No. 2, and House Amendment No. 2 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 182, as amended.
2. That the Senate recede from its position on Senate Bill No. 182.
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 182 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Mike Cierpiot
/s/ Sen. Mike Cunningham
/s/ Sen. Lincoln Hough
/s/ Sen. Jason Holsman
/s/ Sen. Shalonn “Kiki” Curls

FOR THE HOUSE:

/s/ Rep. Jeff Coleman (32)
/s/ Rep. Jack Bondon
/s/ Rep. Jonathan Patterson
/s/ Rep. Barbara Washington
/s/ Rep. Keri Ingle

**CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 368**

The Conference Committee appointed on Senate Bill No. 368, with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, and 8, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 368, as amended.
2. That the Senate recede from its position on Senate Bill No. 368.
3. That the attached Conference Committee Substitute for Senate Bill No. 368 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sen. Lincoln Hough
/s/ Sen. Doug Libla
/s/ Sen. Gary Romine
/s/ Sen. Shalonn “Kiki” Curls
/s/ Sen. Brian Williams

FOR THE HOUSE:

/s/ Rep. Jeff Shawan
/s/ Rep. Becky Ruth
/s/ Rep. Jonathan Patterson
/s/ Rep. Steve Butz
/s/ Rep. Greg Razer

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HCS HB 397, as amended - Fiscal Review
CCR HCS SB 182, as amended - Fiscal Review
CCR SB 368, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 220, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Baringer, Burnett, Deaton, Houx, Morgan, Walsh, Wiemann and Wood

Noes (0)

Absent (1): Gregory

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 565, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 677**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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

Noes (2): Deaton and Wood

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 182, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Baringer, Burnett, Deaton, Houx, Morgan, Walsh, Wiemann and Wood

Noes (0)

Absent (1): Gregory

ADJOURNMENT

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

COMMITTEE HEARINGS

BUDGET

Monday, May 13, 2019, 12:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Annual review of state tax credits.

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

JOINT COMMITTEE ON CAPITOL SECURITY

Wednesday, May 15, 2019, 9:45 AM, Joint Committee Hearing Room (117A).
Executive session may be held on any matter referred to the committee.
Organizational meeting.

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT

Wednesday, May 15, 2019, 9:30 AM, Joint Committee Hearing Room (117A).
Executive session may be held on any matter referred to the committee.
Organizational meeting.

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

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 10, 2019, 9:00 AM, House Hearing Room 4.
Executive session will be held: SCS SBs 12 & 123, SB 88
Executive session may be held on any matter referred to the committee.
Members should be prepared to recess and reconvene upon recess and adjournment for consideration of additional referrals.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 10, 2019, 8:30 AM, House Hearing Room 4.
Executive session will be held: HCS SB 333
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Tuesday, May 14, 2019, 6:00 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.

TRANSPORTATION

Tuesday, May 14, 2019, 9:15 AM or upon adjournment of Pensions Committee, House Hearing Room 7.

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

Mark Siettmann with Department of Revenue will be discussing the new driver's license design.

UTILITIES

Tuesday, May 14, 2019, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 935

Executive session will be held: HB 909

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

HOUSE CALENDAR

SIXTY-SEVENTH DAY, FRIDAY, MAY 10, 2019

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 37 - Bosley

HJR 30 - Anderson

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 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

HCR 17 - Messenger
HCR 24 - Muntzel
HCR 4 - Love

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 19 - Christofanelli

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1044 - Wood
HB 923 - Swan
HCS HBs 167 & 166 - Rehder
HCS HB 427 - Helms
HB 940 - Roberts (161)
HB 1006 - Rehder

SENATE JOINT RESOLUTIONS FOR THIRD READING

SS SCS SJRs 14 & 9 - Shaul (113)

SENATE BILLS FOR THIRD READING

SS#3 SCS SB 29 - Smith

HCS SS SCS SB 108 - Coleman (97)

SS SB 213 - Trent

HCS SB 275 - Coleman (97)

HCS SCS SB 6 - Hill

HCS SB 21, E.C. - Rone

SS SCS SB 34 - Houx

HCS SCS SB 60 - Neely

HCS SB 71 - Wiemann

SCS SB 330 - Sharpe

SS SB 414, E.C. - Hill

SB 373 - Dogan

HCS SB 72 - Andrews

HCS SB 297 - Kelley (127)

SB 397 - Roberts (161)

SS SB 391 - Haffner

HCS SCS SB 1 - Smith

HCS SCS SB 203 - Plocher

HCS SB 11, (Fiscal Review 5/9/19) - Stephens (128)

HCS SB 204, (Fiscal Review 5/9/19) - Ross

SB 138 - Fitzwater

HCS SCS SB 363, (Fiscal Review 5/9/19), E.C. - Anderson

HCS SS SCS SBs 70 & 128, (Fiscal Review 5/9/19) - Patterson

SENATE BILLS FOR THIRD READING - INFORMAL

SB 20 - Walsh

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

SB 84 - Anderson

SCS SB 101 - Kelley (127)

SCS SB 184 - Wiemann

HCS SB 87, as amended (Fiscal Review 5/9/19), E.C. - Swan

HCS SB 206 - Richey

SB 246 - Black (137)

SB 405 - Morse (151)

SB 358 - Swan

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 6 - Morris (140)
SCR 11 - Trent
HCS SCR 12 - Justus
SCR 17 - Muntzel
SCR 5 - Miller
SCR 4 - Patterson
SCR 10 - Ross
SCR 2 - Andrews

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 138 - Kidd
SS SCS HCS HB 192, as amended (Fiscal Review 5/9/19) - DeGroot
SS SCS HCS HB 220, as amended - Andrews
SS HCS HB 677 - Patterson
SS SCS HB 565, as amended - Morse (151)

BILLS IN CONFERENCE

HCS SB 53, as amended - Reedy
CCR HCS SB 133, E.C. - Shaul (113)
CCR SB 368, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7 and HA 8
(Fiscal Review 5/9/19) - Shawan
CCR HCS SB 182, as amended - Coleman (32)
CCR SS SCS HCS HB 397, as amended (Fiscal Review 5/9/19), E.C. - Coleman (97)
SB 17, with HA 1, HA 2, HA 3, HA 4 and HA 5, E.C. - Black (7)
SS SCS SB 230, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 5
and HA 6 - Knight
SCS SB 83, with HA 1, HA 1 HA 2, HA 2 HA 2, and HA 2, as amended - Ross
HCS SCS SB 147, as amended - Taylor
HCS SB 202, as amended - Dinkins

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