

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 7, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 5, introduced by Representative Bailey, relating to the Dred Scott decision.

HCR 6, introduced by Representative Stevens (46), relating to opioid and heroin awareness month.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 34, introduced by Representative Fitzwater, relating to the general assembly, with a delayed effective date.

HJR 35, introduced by Representative Griesheimer, relating to the state treasurer's ability to invest.

INTRODUCTION OF HOUSE BILLS

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

HB 734, introduced by Representative O'Donnell, relating to financing for electrical corporations.

HB 735, introduced by Representative Riggs, relating to broadband infrastructure improvement districts.

HB 736, introduced by Representative Baringer, relating to absentee ballots.

HB 737, introduced by Representative Wiemann, relating to the transportation and storage of firearms.

HB 738, introduced by Representative Rone, relating to elections, with a delayed effective date and penalty provisions.

HB 739, introduced by Representative Collins, relating to higher education scholarships for children of incarcerated offenders.

HB 740, introduced by Representative Ellebracht, relating to private security professionals.

HB 741, introduced by Representative Bailey, relating to the rate of sales tax.

HB 742, introduced by Representative Wiemann, relating to the offense of assault in the first degree, with penalty provisions.

HB 743, introduced by Representative Wiemann, relating to trauma-informed school incident records.

HB 744, introduced by Representative Roberts, relating to orders of protection.

HB 745, introduced by Representative Roberts, relating to probation.

HB 746, introduced by Representative Baker, relating to restrictions on the free exercise of religion during an emergency.

HB 747, introduced by Representative Toalson Reisch, relating to sales taxes.

HB 748, introduced by Representative Houx, relating to charges for service of court orders.

HB 749, introduced by Representative Shaul, relating to the sale of returnable containers, with penalty provisions.

HB 750, introduced by Representative Lovasco, relating to asset forfeiture.

HB 751, introduced by Representative Stephens (128), relating to step therapy protocols.

HB 752, introduced by Representative Griesheimer, relating to alcoholic beverages.

HB 753, introduced by Representative Sander, relating to the state minimum wage rate.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 1, relating to trauma services.

HCR 2, relating to national American history and founders month.

HCR 3, relating to disapproving the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials.

HCR 4, relating to the Dred Scott decision issued by the Missouri Supreme Court.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 1, relating to parents' exclusive right to control the upbringing of their children.

HJR 2, relating to signatures on initiative petitions.

HJR 3, relating to property tax.

HJR 4, relating to property tax.

HJR 5, relating to constitutional amendments.

HJR 6, relating to the state department of defense.

HJR 7, relating to taxation of real property.

HJR 8, relating to property assessments.

HJR 9, relating to constitutional amendments.

HJR 10, relating to property tax.

HJR 11, relating to roadside checkpoints or roadblocks.

HJR 12, relating to the right of trial by jury.

HJR 13, relating to property tax assessments.

HJR 14, relating to constitutional amendments.

HJR 15, relating to constitutional amendments.

HJR 16, relating to the right to bear arms.

HJR 17, relating to taxation of real property.

HJR 18, relating to motor vehicle fuel tax.

HJR 19, relating to persons entitled to vote.

HJR 20, relating to ballot initiatives.

HJR 21, relating to initiative petitions and referendums.

HJR 22, relating to initiative petitions proposing amendments to the constitution.

HJR 23, relating to the right to hunt and fish.

HJR 24, relating to judges.

HJR 25, relating to constitutional amendments.

HJR 26, relating to ballot initiatives.

HJR 27, relating to signatures on initiative petitions.

HJR 28, relating to excursion gambling boats.

HJR 29, relating to limitations on school district indebtedness.

HJR 30, relating to the legalization of marijuana for adult use.

HJR 31, relating to property tax assessments.

HJR 32, relating to property tax exemptions.

HJR 33, relating to taxation of real property.

SECOND READING OF HOUSE REVISION BILLS

The following House Revision Bill was read the second time:

HRB 1, for the sole purpose of repealing expired, terminated, sunset, and obsolete statutes.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 26, relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 27, relating to the sunshine law.

HB 28, relating to transient guest taxes.

HB 29, relating to the Missouri accountability portal.

HB 30, relating to election offenses, with penalty provisions.

HB 31, relating to the offense of using a laser pointer, with a penalty provision.

HB 32, relating to licensed child care facilities, with an emergency clause.

HB 33, relating to transition-related care for children under eighteen years of age, with penalty provisions.

HB 34, relating to certificates of death.

HB 35, relating to immunizations.

HB 36, relating to the offense of trespass in the first degree, with penalty provisions.

HB 37, relating to immunizations.

HB 38, relating to the POST commission.

HB 39, relating to peace officer training.

HB 40, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 41, relating to firearms.

HB 42, relating to MO HealthNet.

HB 43, relating to protection of children, with penalty provisions and a delayed effective date for a certain section.

HB 44, relating to protections for immigrant tenants, with penalty provisions.

HB 45, relating to the drug utilization review board.

HB 46, relating to certified midwife services.

HB 47, relating to duties of the pregnancy-associated mortality review board.

HB 48, relating to the department of revenue.

HB 49, relating to the taxation of property, with a delayed effective date.

HB 50, relating to repealing the death penalty, with a penalty provision.

HB 51, relating to education savings program expenses.

HB 52, relating to firearms on public transportation systems, with penalty provisions.

HB 53, relating to the patriotism advisory commission.

HB 54, relating to standing to bring a civil action.

HB 55, relating to the Missouri monument preservation act, with penalty provisions.

HB 56, relating to liability for fleeing an unlawful or a riotous assemblage in a motor vehicle.

HB 57, relating to the deterrent to rioting act.

HB 58, relating to the mission of the department of health and senior services.

HB 59, relating to the protection of first responders, with penalty provisions.

HB 60, relating to the state department of defense, with a contingent effective date.

HB 61, relating to the Missouri religious liberty act.

HB 62, relating to academic performance standards and instruction.

HB 63, relating to intoxicating liquor.

HB 64, relating to reimbursement for special education.

HB 65, relating to a transient guest tax.

HB 66, relating to aircraft taxation.

HB 67, relating to abortion.

HB 68, relating to firearms on employer property.

HB 69, relating to the sale of copper, with penalty provisions.

HB 70, relating to the name of the party in interest in certain civil actions.

HB 71, relating to the time frame to appeal landlord-tenant actions.

HB 72, relating to immunity from liability for inherent risks of camping.

HB 73, relating to the use of hand-held wireless communication devices, with penalty provisions.

HB 74, relating to the joint committee on media literacy.

HB 75, relating to powers of government entities, with an emergency clause.

HB 76, relating to newborn safety incubators.

HB 77, relating to prosecuting attorneys.

HB 78, relating to school or recreation athletic contest offenses, with penalty provisions.

HB 79, relating to special victims.

HB 80, relating to child care facilities.

HB 81, relating to child support payments.

HB 82, relating to the custody of children.

HB 83, relating to criminal offenses involving the custody of children, with penalty provisions.

HB 84, relating to advanced practice registered nurses.

HB 85, relating to the sole purpose of adding additional protections to the right to bear arms.

HB 86, relating to firearms, with penalty provisions.

HB 87, relating to labor organizations, with penalty provisions.

HB 88, relating to the authorization of the deduction of moneys from the paychecks of public employees for the benefit of public labor organizations.

HB 89, relating to wage rates on public works, with penalty provisions.

HB 90, relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 91, relating to property tax.

HB 92, relating to autocycles.

HB 93, relating to school superintendents.

HB 94, relating to statewide assessments.

HB 95, relating to products sold in the state capitol.

HB 96, relating to detention on arrest without a warrant.

HB 97, relating to expungement of records.

HB 98, relating to residency requirements for the A+ schools program.

HB 99, relating to Blair's law, with penalty provisions.

HB 100, relating to a Negro Leagues Baseball Museum special license plate.

HB 101, relating to workforce development in elementary and secondary education, with a delayed effective date for certain sections.

HB 102, relating to special victims.

HB 103, relating to the use of a hand-held wireless communication device while in a school zone, with penalty provisions.

HB 104, relating to payments via mobile payment services.

HB 105, relating to firearms in motor vehicles, with penalty provisions.

HB 106, relating to substitute teachers.

HB 107, relating to school supplies.

HB 108, relating to instruction in cursive writing.

HB 109, relating to maintaining a list of persons appointed by the governor.

HB 110, relating to the use of hand-held electronic wireless communications devices while driving.

HB 111, relating to immunity from civil liability for forcible entry into a locked vehicle.

HB 112, relating to a course on career readiness for eighth grade students.

HB 113, relating to campaign finance disclosure reports, with penalty provisions.

HB 114, relating to taxation of motor fuel.

HB 115, relating to the Missouri employment first act.

HB 116, relating to responsibilities of the office of administration.

HB 117, relating to blind pensions.

HB 118, relating to MO HealthNet eligibility.

HB 119, relating to school district policies on restrictive behavioral interventions.

HB 120, relating to suspension of students.

HB 121, relating to school attendance.

HB 122, relating to meals for students.

HB 123, relating to donations of unused food.

HB 124, relating to high school physical education credits.

HB 125, relating to whistleblower protections.

HB 126, relating to extreme risk protection orders, with penalty provisions.

HB 127, relating to repealing the death penalty, with a penalty provision.

HB 128, relating to the sale of firearms.

HB 129, relating to the compassionate assistance for rape emergencies (CARE) act.

HB 130, relating to the uniform collaborative law act.

HB 131, relating to autopsies, with penalty provisions.

HB 132, relating to compensation of expert witnesses.

HB 133, relating to journal contents of notaries.

HB 134, relating to customer access to restrooms, with a penalty provision.

HB 135, relating to the official food of the Missouri State Fair.

HB 136, relating to loans obtained through a certain federal program.

HB 137, relating to funding for charter schools.

HB 138, relating to assistance for applicants for permits issued by the department of natural resources.

HB 139, relating to lodging establishments.

HB 140, relating to department of conservation administrative penalties.

HB 141, relating to disclosures of allegations of sexual misconduct.

HB 142, relating to electronic monitoring of certain sexual offenders while relocating.

HB 143, relating to the law library surcharge.

HB 144, relating to applications for a marriage license.

HB 145, relating to property assessment contracts for energy efficiency.

HB 146, relating to limited access to certain court records.

HB 147, relating to the collateral source rule.

HB 148, relating to noneconomic damages.

HB 149, relating to earnings tax.

HB 150, relating to bleeding control kits in public schools.

HB 151, relating to school district superintendent sharing.

HB 152, relating to the designation of a memorial highway.

HB 153, relating to farm vehicle fleet registration.

HB 154, relating to utilities.

HB 155, relating to abortion, with penalty provisions.

HB 156, relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

HB 157, relating to change of venue costs for capital cases.

HB 158, relating to meeting fees for certain county bodies.

HB 159, relating to renewable energy technology.

HB 160, relating to compensation for jurors.

HB 161, relating to alternative county highway commissions.

HB 162, relating to limited liability companies.

HB 163, relating to workers' compensation.

HB 164, relating to school district subdistricts.

HB 165, relating to county commissioners.

HB 166, relating to the offense of assault in the fourth degree, with penalty provisions.

HB 167, relating to military site designations.

HB 168, relating to fines for municipal violations, with penalty provisions.

HB 169, relating to conveyances of land.

HB 170, relating to offenses against certain persons, with penalty provisions.

HB 171, relating to the filing of petitions for review of certain decisions.

HB 172, relating to probation officers.

HB 173, relating to fines for traffic violations, with penalty provisions.

HB 174, relating to the sunshine law.

HB 175, relating to special prosecutors.

HB 176, relating to the offense of failure to identify, with penalty provisions.

HB 177, relating to closed meetings of governmental bodies.

HB 178, relating to the dissolution of candidate committees, with penalty provisions.

HB 179, relating to campaign finance, with penalty provisions.

HB 180, relating to property tax penalties.

HB 181, relating to heritage value in condemnation proceedings.

HB 182, relating to rights of military servicemembers.

HB 183, relating to ethics, with penalty provisions.

HB 184, relating to the offense of driving while intoxicated, with penalty provisions.

HB 185, relating to funding of inaugural activities, with penalty provisions.

HB 186, relating to audit requests while investigating offenses committed by public servants.

HB 187, relating to discipline procedures for certain health care professionals.

HB 188, relating to automated external defibrillators, with penalty provisions.

HB 189, relating to tax returns.

HB 190, relating to mandatory driver's education and training, with a contingent effective date.

HB 191, relating to administrative procedures for driver's license suspension or revocation, with penalty provisions.

HB 192, relating to advanced placement examinations.

HB 193, relating to internet provider practices.

HB 194, relating to deceased persons.

HB 195, relating to arbitration agreements.

HB 196, relating to county commissioners.

HB 197, relating to call centers, with a delayed effective date for certain sections.

HB 198, relating to medical marijuana, with a penalty provision.

HB 199, relating to the offense of nonsupport, with penalty provisions.

HB 200, relating to medical records.

HB 201, relating to confidentiality of motor vehicle registration records.

HB 202, relating to random acts of kindness day.

HB 203, relating to great Missouri smokeout day.

HB 204, relating to false-alarm fees in certain cities.

HB 205, relating to annual leave for state employees.

- HB 206**, relating to the establishment of a council for community education.
- HB 207**, relating to the creation of subdistricts in certain school districts.
- HB 208**, relating to street light maintenance districts.
- HB 209**, relating to the use of credit scores by insurance companies, with penalty provisions.
- HB 210**, relating to sales tax.
- HB 211**, relating to retirement benefits for certain teacher retirement systems.
- HB 212**, relating to the transportation and storage of firearms.
- HB 213**, relating to community improvement districts, with penalty provisions.
- HB 214**, relating to misclassification of workers.
- HB 215**, relating to employment security, with a delayed effective date for certain provisions.
- HB 216**, relating to law enforcement, with a penalty provision.
- HB 217**, relating to the supplemental nutrition assistance program.
- HB 218**, relating to a child's right to counsel.
- HB 219**, relating to higher education tuition policy, with an emergency clause.
- HB 220**, relating to higher education tuition.
- HB 221**, relating to animal abuse, with penalty provisions.
- HB 222**, relating to animal abuse, with penalty provisions.
- HB 223**, relating to judges.
- HB 224**, relating to school counseling week.
- HB 225**, relating to services provided to students.
- HB 226**, relating to the designation of the official state work chronicling the 1993 flood.
- HB 227**, relating to political subdivisions.
- HB 228**, relating to recordings of certain school district meetings.

HB 229, relating to school board member recall elections.

HB 230, relating to firearm offenses, with penalty provisions.

HB 231, relating to animal abuse, with penalty provisions.

HB 232, relating to firearm offenses, with penalty provisions.

HB 233, relating to information provided to students.

HB 234, relating to firearm offenses.

HB 235, relating to motor vehicle sales tax.

HB 236, relating to the issuance of judgments by the court, with penalty provisions.

HB 237, relating to applications for a substitute certificate of license to teach.

HB 238, relating to alcoholic beverages.

HB 239, relating to credit for reinsurance.

HB 240, relating to funding agreements in the business of insurance.

HB 241, relating to hand-held electronic wireless communication devices.

HB 242, relating to telecommunication practices, with penalty provisions.

HB 243, relating to virtual class attendance.

HB 244, relating to the implementation of the utilizing streamlined sales and use tax services act, with penalty provisions and a delayed effective date.

HB 245, relating to charitable organizations.

HB 246, relating to school opening dates.

HB 247, relating to public assistance benefits.

HB 248, relating to property tax assessments, with a contingent effective date.

HB 249, relating to advanced industrial manufacturing zones.

HB 250, relating to the MO HealthNet drug utilization review board.

HB 251, relating to expungement.

HB 252, relating to transient guest taxes.

HB 253, relating to an urban school board election process.

HB 254, relating to accommodations for breast-feeding mothers in school buildings.

HB 255, relating to accreditation of school districts.

HB 256, relating to the suspension of pupils.

HB 257, relating to Head Start school buses.

HB 258, relating to hand-held electronic wireless communications devices.

HB 259, relating to sexual offenses, with penalty provisions.

HB 260, relating to labels indicating the origin of meat.

HB 261, relating to the Missouri nuclear clean power act.

HB 262, relating to veteran designations on driver's licenses and identification cards.

HB 263, relating to the legalization of marijuana, with penalty provisions.

HB 264, relating to unclaimed lottery prizes.

HB 265, relating to initiative and referendum petitions.

HB 266, relating to taxation of cigarettes and tobacco products.

HB 267, relating to the agreement among the states to elect the president by national popular vote act.

HB 268, relating to a sales tax for early childhood education programs, with penalty provisions.

HB 269, relating to the hand-up program.

HB 270, relating to the behavioral crisis grant program.

HB 271, relating to the Missouri local government expenditure database.

HB 272, relating to an income tax deduction.

HB 273, relating to the practice of shampooing.

HB 274, relating to trauma centers, with penalty provisions.

HB 275, relating to discrimination based on sexual orientation or gender identity.

HB 276, relating to the animal abuse registry.

HB 277, relating to parole eligibility.

HB 278, relating to murder in the first degree, with a penalty provision.

HB 279, relating to human trafficking.

HB 280, relating to the use of a chokehold by a law enforcement officer, with a penalty provision.

HB 281, relating to the certification of juveniles for trial as adults.

HB 282, relating to discriminatory practices.

HB 283, relating to the health professional student loan repayment program.

HB 284, relating to civics courses of instruction.

HB 285, relating to printed materials.

HB 286, relating to a civil action for summoning a police officer.

HB 287, relating to investigations of officer-involved incidents.

HB 288, relating to county health ordinances.

HB 289, relating to services covered by health benefit plans.

HB 290, relating to the offense of organized retail theft, with penalty provisions.

HB 291, relating to the offense of making a false report, with penalty provisions.

HB 292, relating to stalking.

HB 293, relating to offender registries.

HB 294, relating to traffic offenses, with penalty provisions.

HB 295, relating to peace officer tuition reimbursement.

HB 296, relating to state personnel.

- HB 297**, relating to statewide missions of institutions of higher education.
- HB 298**, relating to income tax refund donations.
- HB 299**, relating to child custody arrangements.
- HB 300**, relating to the offense of failure to execute an arrest warrant, with penalty provisions.
- HB 301**, relating to the offense of resisting or interfering with arrest, with penalty provisions.
- HB 302**, relating to taxation.
- HB 303**, relating to admission of nonresident pupils, with a delayed effective date.
- HB 304**, relating to suicide prevention.
- HB 305**, relating to child care assistance for children in foster care.
- HB 306**, relating to gifted children.
- HB 307**, relating to electric bicycles, with penalty provisions.
- HB 308**, relating to orders to prevent the spread of contagious diseases.
- HB 309**, relating to the selling of raw milk or cream.
- HB 310**, relating to additional protections to the right to bear arms.
- HB 311**, relating to higher education tuition rates.
- HB 312**, relating to reading success in schools.
- HB 313**, relating to victim impact programs for driving while intoxicated offenders.
- HB 314**, relating to a tax deduction for educator expenses.
- HB 316**, relating to activities extended to persons found guilty of certain criminal offenses.
- HB 317**, relating to reemployment rights of Missouri Task Force One members.
- HB 318**, relating to the availability of feminine hygiene products to prisoners, with an emergency clause.
- HB 319**, relating to complaints against a psychologist's license.

HB 320, relating to computer science courses.

HB 321, relating to utilities.

HB 322, relating to recovery programs for high school students.

HB 323, relating to expenditures of political subdivisions.

HB 324, relating to voters who are visually impaired.

HB 325, relating to the legalization of marijuana for adult use, with penalty provisions.

HB 326, relating to foster care.

HB 327, relating to foster care.

HB 328, relating to sexual assault policies of institutions of higher education.

HB 329, relating to guidelines for opioid prescriptions.

HB 330, relating to the time limitations for prosecuting certain sexual offenses.

HB 331, relating to the reporting of child abuse and neglect.

HB 332, relating to eligibility for MO HealthNet benefits.

HB 333, relating to initiative petitions and referendums.

HB 334, relating to elections.

HB 335, relating to the creation of wards in certain school districts.

HB 336, relating to required disclosures of preneed contracts.

HB 337, relating to pleadings.

HB 338, relating to land surveys.

HB 339, relating to residency requirements for boards.

HB 340, relating to firearms.

HB 341, relating to absentee ballots.

HB 342, relating to political committee qualifications.

HB 343, relating to workers' compensation.

HB 344, relating to prescription drug costs.

HB 345, relating to civil actions.

HB 346, relating to the state motor fuel tax.

HB 347, relating to the uniform interstate depositions and discovery act.

HB 349, relating to educational scholarships, with penalty provisions.

HB 350, relating to kratom products, with penalty provisions.

HB 351, relating to regulations by a county, with a penalty provision.

HB 352, relating to the inmate canteen fund.

HB 353, relating to the electronic transfer of workers' compensation benefits.

HB 354, relating to employment security.

HB 355, relating to information provided to students.

HB 357, relating to cottage food production operations.

HB 358, relating to firearm buyback programs, with a penalty provision.

HB 359, relating to concealed carry permits.

HB 361, relating to tax credits.

HB 362, relating to the sunshine law.

HB 363, relating to actions for damages due to exposure to asbestos.

HB 364, relating to antipsychotic drugs.

HB 365, relating to dogs.

HB 366, relating to the special joint committee on government oversight.

HB 367, relating to the scope of practice for physical therapists.

HB 368, relating to reading success in schools.

HB 369, relating to liability for prescribed burns.

HB 370, relating to HIV prevention.

HB 371, relating to candidate committees.

HB 372, relating to voter registration.

HB 373, relating to offenses against animals, with penalty provisions.

HB 374, relating to tax credits.

HB 375, relating to rental protections for persons diagnosed with posttraumatic stress disorder.

HB 376, relating to insurer services.

HB 377, relating to election offenses, with penalty provisions.

HB 378, relating to animal-drawn vehicles.

HB 379, relating to workforce development.

HB 380, relating to flashing lights on motor vehicles.

HB 381, relating to county financial statements.

HB 382, relating to taxation.

HB 383, relating to insurance coverage for mental health conditions.

HB 384, relating to workers' compensation.

HB 385, relating to the admission and licensure to practice law.

HB 386, relating to communication services offered in political subdivisions.

HB 387, relating to school district policies on restrictive behavioral interventions.

HB 388, relating to mailings by the department of revenue.

HB 389, relating to the towing of commercial vehicles.

HB 390, relating to purple star school districts.

HB 391, relating to members of the Missouri National Guard.

HB 392, relating to county health ordinances.

HB 393, relating to a tax credit for the production of wood energy products.

HB 394, relating to public safety sales taxes.

HB 395, relating to historic cemeteries.

HB 396, relating to law enforcement officer residency requirements.

HB 397, relating to water and sewer infrastructure.

HB 398, relating to hospital workplace violence prevention plans.

HB 399, relating to the collection of court costs.

HB 400, relating to state entity flower purchases.

HB 401, relating to epinephrine auto-injectors.

HB 402, relating to prohibiting the publishing of the names of lottery winners, with a penalty provision.

HB 403, relating to historic motor vehicles.

HB 404, relating to limb loss awareness month.

HB 405, relating to law enforcement agency accountability, with penalty provisions.

HB 406, relating to sales tax.

HB 407, relating to compensation for state employees.

HB 408, relating to expungement of certain marijuana offenses.

HB 409, relating to the regulation of employment practices by political subdivisions.

HB 410, relating to voter qualification.

HB 411, relating to suffrage of individuals confined in jails.

HB 412, relating to absentee voting.

HB 413, relating to civil rights for homeless persons.

HB 414, relating to elections.

HB 415, relating to elections.

HB 416, relating to voters with disabilities.

HB 417, relating to the election anti-fraud fairness act.

HB 418, relating to elections.

HB 419, relating to adoption expenses.

HB 420, relating to discriminatory practices.

HB 421, relating to the creation of subdistricts in certain school districts.

HB 422, relating to civil actions for abuse, bullying, or neglect.

HB 423, relating to voters who are blind or visually impaired.

HB 424, relating to limited liability companies.

HB 425, relating to tax credits.

HB 426, relating to public nuisance, with penalty provisions.

HB 427, relating to protective orders.

HB 428, relating to peace officer body cameras.

HB 429, relating to a tax deduction for foster parents.

HB 430, relating to adoption tax credits.

HB 431, relating to abortion, with penalty provisions.

HB 432, relating to the birth match program.

HB 433, relating to the MO HealthNet fraud reimbursement fund.

HB 434, relating to tax credits.

HB 435, relating to high-capacity magazines, with penalty provisions.

HB 436, relating to high-capacity magazines, with penalty provisions.

HB 437, relating to suicide prevention.

HB 438, relating to guidelines for opioid prescriptions.

HB 439, relating to school district teaching permits.

HB 440, relating to anhydrous ammonia.

HB 441, relating to political subdivisions filing annual financial reports with the state auditor, with penalty provisions.

HB 442, relating to a tax credit.

HB 443, relating to cemetery trust funds.

HB 444, relating to county public health orders.

HB 445, relating to special road districts.

HB 446, relating to solid waste management.

HB 447, relating to the official state monument.

HB 448, relating to false identification cards.

HB 449, relating to celiac awareness day.

HB 450, relating to law enforcement appreciation day.

HB 451, relating to eligibility to participate in the supplemental nutrition assistance program.

HB 452, relating to transient guest taxes.

HB 453, relating to utility rates.

HB 454, relating to property exempt from attachment.

HB 455, relating to the use of chokeholds by law enforcement officers, with penalty provisions.

HB 456, relating to search warrants, with an emergency clause.

HB 457, relating to the offense of sexual conduct in the course of public duty, with a penalty provision and an emergency clause.

HB 458, relating to school district annexation procedures.

HB 459, relating to pelvic examinations.

HB 460, relating to prohibitions against discriminatory policing.

HB 461, relating to law enforcement agency policies regarding officer-involved deaths.

HB 462, relating to trial procedures for murder in the first degree.

HB 463, relating to the Missouri innocence inquiry commission.

HB 464, relating to the offense of mail theft, with penalty provisions.

HB 465, relating to youth suicide awareness and prevention training for educators.

HB 466, relating to employment discrimination.

HB 467, relating to a sexual offender's duty to report.

HB 468, relating to dismemberment abortions.

HB 469, to authorize the conveyance of certain state property.

HB 470, relating to school protection officers.

HB 471, relating to registration certificates for roofing contractors, with penalty provisions.

HB 472, relating to election tabulating software.

HB 473, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 474, relating to statutes of limitations.

HB 475, relating to dietitians.

HB 476, relating to license reciprocity for military members.

HB 477, relating to sales tax.

HB 478, relating to savings accounts for education expenses.

HB 479, relating to income tax deductions, with an emergency clause.

HB 480, relating to student journalists.

HB 481, relating to the practice of certain occupations.

HB 482, relating to a cause of action against a social media website for censorship.

HB 483, relating to vehicular stops and searches by law enforcement.

HB 484, relating to occupational diseases diagnosed in first responders.

HB 485, relating to adoption.

HB 486, relating to medical marijuana use in lodging establishments, with penalty provisions.

HB 487, relating to the carrying of firearms on public transportation systems, with penalty provisions.

HB 488, relating to utilities.

HB 489, relating to the International Swimming Pool and Spa Code.

HB 490, relating to the operation of certain motor vehicles on the shoulder of the roadway.

HB 491, relating to regulations by local governments.

HB 492, relating to inspection of classroom instructional material.

HB 493, relating to court dockets for foster care cases.

HB 494, relating to the participation of home school students in public school activities.

HB 495, relating to telemedicine services.

HB 496, relating to a tax credit.

HB 497, relating to income tax.

HB 498, relating to compensation for student athletes.

HB 499, relating to law enforcement officer disciplinary actions, with penalty provisions.

HB 500, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 501, relating to medical marijuana, with a penalty provision.

HB 502, relating to nurses.

HB 503, relating to discriminatory practices.

HB 504, relating to parole eligibility.

HB 505, relating to labor organizations, with penalty provisions.

HB 506, relating to ownership limitations on agricultural property and products.

HB 507, relating to gaming facilities.

HB 508, relating to feral swine, with penalty provisions.

HB 509, relating to county recorders of deeds.

HB 510, relating to alternative instruction delivery systems for virtual instructional programs.

HB 511, relating to the regulation of property uses.

HB 512, relating to the expenditure of public funds on printed matter, with penalty provisions.

HB 513, relating to fox trotter week.

HB 514, relating to school district in-person instruction.

HB 515, relating to ethics, with penalty provisions.

HB 516, relating to the Interstate Medical Licensure Compact.

HB 517, relating to tobacco products, with penalty provisions.

HB 518, relating to the enforcement of instruments by persons not in possession.

HB 519, relating to landowner liability.

HB 520, relating to competency-based education in elementary and secondary schools.

HB 521, relating to motor vehicles abandoned by persons under arrest.

HB 522, relating to Walthall Moore day.

HB 523, relating to firearms, with penalty provisions.

HB 524, relating to public utility company property assessments.

HB 525, relating to ammonia limitations on certain waters of the state.

HB 526, relating to traffic violations.

HB 527, relating to eminent domain.

HB 528, relating to a tax deduction.

HB 529, relating to biodiesel fuel, with penalty provisions.

HB 530, relating to criminal offenses.

HB 531, relating to probation.

HB 532, relating to court costs.

HB 533, relating to intoxicating liquor.

HB 534, relating to the designation of a memorial highway.

HB 535, relating to court costs.

HB 536, relating to MO HealthNet coverage for inmates of public institutions.

HB 537, relating to MO HealthNet coverage of mental health services.

HB 538, relating to the minimum wage.

HB 539, relating to the net metering and easy connection act.

HB 540, relating to educational savings programs.

HB 541, relating to accountability requirements for low-performing schools.

HB 542, relating to the occupational therapy licensure compact.

HB 543, relating to admission of nonresident pupils, with a delayed effective date.

HB 544, relating to the designation of a memorial highway.

HB 545, relating to constitutional amendments.

HB 546, relating to expungement.

HB 547, relating to alcoholic beverages.

HB 548, relating to forfeiture by wrongdoing.

HB 549, relating to the department of corrections.

HB 550, relating to assistant physicians.

HB 551, relating to health care professionals.

HB 552, relating to school district bonding capacity, with a contingent effective date.

HB 553, relating to employee residency requirements.

HB 554, relating to taxation, with a penalty provision.

HB 555, relating to taxation, with penalty provisions.

HB 556, relating to labeling initiative and referendum measures in local elections.

HB 557, relating to the protection of children, with penalty provisions and an emergency clause.

HB 558, relating to income tax.

HB 559, relating to occupational diseases diagnosed in first responders.

HB 560, relating to the protection of children, with penalty provisions and an emergency clause.

HB 561, relating to warnings on pet food, with penalty provisions.

HB 562, relating to intoxicating liquor.

HB 563, relating to land banks.

HB 564, relating to mining royalties on federal land.

HB 565, relating to law enforcement agency improvement plans.

HB 566, relating to statewide health emergencies, with an emergency clause.

HB 567, relating to special administrative boards for unaccredited school districts.

HB 568, relating to the concealed carrying of firearms on campuses of higher education institutions.

HB 569, relating to a cancer awareness special license plate.

HB 570, relating to traffic control signals, with a penalty provision.

HB 571, relating to consumer loans.

HB 572, relating to local health ordinances.

HB 573, relating to landowner liability.

HB 574, relating to the inspection of grounds or facilities used for certain agricultural purposes, with a penalty provision.

HB 575, relating to the Missouri religious freedom protection act.

HB 576, relating to administrative rules.

HB 577, relating to the collateral source rule.

HB 578, relating to biennial motor vehicle registrations.

HB 579, relating to registration fees for watercraft.

HB 580, relating to home internet access of pupils.

HB 581, relating to the 21st-century Missouri education task force.

HB 582, relating to the 21st century Missouri patient education task force.

HB 583, relating to audits of state entities.

HB 584, relating to licensure reciprocity, with an emergency clause.

HB 585, relating to the right of sepulcher.

HB 586, relating to local use taxes.

HB 587, relating to worker classification.

HB 588, relating to the implementation of the streamlined sales and use tax agreement, with penalty provisions and a delayed effective date.

HB 589, relating to the confiscation of animals, with penalty provisions.

HB 590, relating to contact information for public officials.

HB 591, relating to income tax.

HB 592, relating to personal delivery devices.

HB 593, relating to use taxes, with penalty provisions, an emergency clause for a certain section, and a delayed effective date for certain sections.

HB 594, relating to farmers' markets.

HB 595, relating to breakfast served in schools.

HB 596, relating to tax credits for grocery stores.

HB 597, relating to the Missouri food security task force.

HB 598, relating to the agreement among the states to elect the president by national popular vote act.

HB 599, relating to motor vehicle sales tax.

HB 600, relating to elections.

HB 601, relating to a tax credit for the sale of ethanol fuel.

HB 602, relating to emergency orders.

HB 604, relating to certificates of self-insurance.

HB 605, relating to the designation of a memorial bridge.

HB 606, relating to the designation of a memorial bridge.

HB 607, relating to property regulations by certain counties.

HB 608, relating to substitute teacher licensing.

HB 609, relating to jury duty.

HB 610, relating to motor vehicle registration, with a penalty provision.

HB 611, relating to armed criminal action.

HB 612, relating to the Missouri secure choice savings program act.

HB 613, relating to compensation owed to discharged employees.

HB 614, relating to compensation for student athletes.

HB 615, relating to election day.

HB 616, relating to the use of body-worn cameras by law enforcement.

HB 617, relating to daylight saving time.

HB 618, relating to discovery procedures for certain municipal ordinance violations.

HB 619, relating to sports wagering, with penalty provisions.

HB 620, relating to net neutrality.

HB 621, relating to land banks.

HB 622, relating to the offense of driving while revoked, with penalty provisions.

HB 623, relating to conditions of release to assure appearance before trial.

HB 624, relating to early high school graduation.

HB 625, relating to competency-based education in elementary and secondary schools.

HB 626, relating to the designation of a memorial highway.

HB 627, relating to savings accounts for education expenses.

HB 628, relating to vaccine administration by dentists.

HB 629, relating to group personal lines insurance.

HB 630, relating to motor clubs.

HB 631, relating to landfill properties in certain counties.

HB 632, relating to end-of-life care homes, with penalty provisions.

HB 633, relating to property taxes, with an emergency clause.

HB 634, relating to concealed carry permits.

HB 635, relating to abortion.

HB 636, relating to sentence review for certain persons.

HB 637, relating to legislative requirements for public schools.

HB 638, relating to farmers and ranchers day.

HB 639, relating to school bus drivers' appreciation day.

HB 640, relating to myasthenia gravis awareness month.

HB 641, relating to elections.

HB 642, relating to taxation, with penalty provisions and a delayed effective date.

HB 643, relating to animal abuse, with penalty provisions.

HB 644, relating to use taxes.

HB 645, relating to family farms.

HB 646, relating to taxation of cigarettes and tobacco products.

HB 647, relating to working animals.

HB 648, relating to utility districts.

HB 649, relating to employment security, with a delayed effective date.

HB 650, relating to distributors of hypodermic needles, with penalty provisions.

HB 651, relating to small loans, with penalty provisions and a referendum clause.

HB 652, relating to the Missouri farmers' market nutrition program.

HB 653, relating to period products in charter schools and public schools.

HB 654, relating to period products in charter schools and public schools.

HB 655, relating to an inclusive curriculum in public schools.

HB 656, relating to absentee voting.

HB 657, relating to the sunshine law.

HB 658, relating to responsibilities of the department of revenue.

HB 659, relating to state employees.

HB 660, relating to special license plates for Boy Scouts of America.

HB 661, relating to the operation of a commercial motor vehicle, with penalty provisions.

HB 662, relating to the designation of a memorial bridge.

HB 663, relating to immunity for defending a person's property.

HB 664, relating to motor vehicle odometer readings, with penalty provisions.

HB 665, relating to qualifications of candidates for public office.

HB 666, relating to the senior citizens' services funds.

HB 667, relating to motor vehicle sales tax.

HB 668, relating to motor vehicle sales tax.

HB 669, relating to CBD oil products, with penalty provisions.

HB 670, relating to Missouri state archives-St. Louis trust fund.

HB 671, relating to outdoor advertising.

HB 672, relating to abortion, with penalty provisions.

HB 673, relating to the protection of children, with penalty provisions and an emergency clause for a certain section.

HB 674, relating to the designation of a highway.

HB 675, relating to the offense of mail theft, with penalty provisions.

HB 676, relating to assessing punishment in first degree murder cases.

HB 677, relating to the county employees' retirement system, with penalty provisions.

HB 678, relating to areas of a court of law.

HB 679, relating to school district local effort calculations, with an emergency clause.

HB 680, relating to the presidential preference primary.

HB 681, relating to health care for students at public institutions of higher education.

HB 682, relating to student lodging.

HB 683, relating to student tracking in public institutions of higher education.

HB 684, relating to medical procedures.

HB 685, relating to requirements to run for certain public offices.

HB 686, relating to foreign gifts to educational institutions.

HB 687, relating to motor vehicles.

HB 688, relating to earnings tax.

HB 689, relating to limited tax credits for certain medical education-related preceptorships.

HB 690, relating to tax credits.

HB 691, relating to railroad grade crossings.

HB 692, relating to service territories of retail electric service providers.

HB 693, relating to tax credits.

HB 694, relating to the taxation of motor fuel, with a referendum clause.

HB 695, relating to real estate licensees.

HB 696, relating to contagious illnesses.

HB 697, relating to property assessment contracts for energy efficiency, with penalty provisions.

HB 698, relating to criminal proceedings, with penalty provisions.

HB 699, relating to sales tax.

HB 700, relating to the inhalation of substances, with penalty provisions.

HB 701, relating to retirement systems.

HB 702, relating to medical marijuana.

HB 703, relating to the issuance of license plates.

HB 704, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 705, relating to earnings tax.

HB 706, relating to qualifications for elective public office.

HB 707, relating to compensation of court reporters.

HB 708, relating to the designation of a memorial highway.

HB 709, relating to elections.

HB 710, relating to access to certain court records.

HB 711, relating to the public domain preservation act.

HB 712, relating to discovery in municipal courts.

HB 713, relating to tax credits.

HB 714, relating to mortgage foreclosures.

HB 715, relating to accounting practices.

HB 716, relating to property assessments.

HB 717, relating to tax credits.

HB 718, relating to property assessments.

HB 719, relating to property assessments.

HB 720, relating to tax credits for urban farms.

HB 721, relating to trauma center designations.

HB 722, relating to Blair's law, with penalty provisions.

HB 723, relating to alcohol trade practices.

HB 724, relating to the licensing of persons performing certain funeral-related services.

HB 725, relating to public health, with an emergency clause.

HB 726, relating to the state minimum wage rate, with a delayed effective date.

HB 727, relating to income tax deductions for certain educators.

HB 728, relating to reimbursement allowance taxes.

HB 729, relating to alternative educational options for students in elementary and secondary education programs, with penalty provisions.

HB 730, relating to sports wagering, with penalty provisions.

HB 731, to authorize the conveyance of property owned by the state in Pike County to the state highways and transportation commission.

HB 732, relating to human and pet cemeteries.

HB 733, relating to the workforce diploma program.

SECOND READING OF HOUSE COMPLAINTS

HC 1 was read the second time.

HOUSE ETHICS COMPLAINT NO. 20-001

In the Matter of Representative Wiley Price

REPORT OF THE COMMITTEE ON ETHICS

WHEREON, the Committee on Ethics, of the Missouri House of Representatives, 100th General Assembly, pursuant to Rule 8 of House Committee Substitute for House Resolution 137, reports as follows:

1. On Monday, January 27, 2020, the administrative staff of the House of Representatives received a verbal report of a potential violation of House Policy B-5, which prohibits sexual harassment, and House Policy F-8, which prohibits amorous or romantic relationships between a representative and a House employee or intern. The report involved Representative Wiley Price (Respondent) and a House intern.

2. Immediately upon receiving the verbal report, the Chief Clerk of the House, pursuant to existing policy, retained outside counsel to investigate the complaint. Investigative counsel conducted an investigation of the complaint, which included interviewing the Respondent, intern, Respondent's legislator assistant (Witness 1), and another representative (Witness 2) with whom Respondent shared Witness 1 in a legislator assistant share agreement. The investigator prepared an investigative report, which was received by the House on February 12, 2020, and forwarded to the Committee on Ethics.

3. The investigative report stated that on Thursday, January 23, 2020, Respondent shared with Witness 1 that he had sex with the intern the night before, after Respondent, the intern, Witness 1, and numerous others attended a party at a local bar and grill. The report also alleged that upon learning that he would be subject to an ethics investigation in this matter, Respondent attempted to coerce Witness 1 into being untruthful with the investigator and the Committee in order to cover up the offense.

4. On February 6, 2020, the investigator interviewed Witness 1. Witness 1 provided the investigator a detailed report that was consistent with her initial report to House staff. Witness 1 stated that Respondent shared with Witness 1 that he had sex with the intern. Witness 1 stated that Respondent began harassing her upon learning that she had made the report to House staff as a mandated reporter. Witness 1 stated Respondent told her that he and the intern had agreed to lie and state nothing happened between them, and they had deleted each other's phone numbers and all text messages and calls between them from their phones. The investigator deemed Witness 1 to be credible.

5. On February 9, 2020, the investigator interviewed Witness 2. Witness 2's statements were consistent with the testimony of Witness 1. Witness 2 recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1. The investigator deemed Witness 2 to be credible.

6. On February 10, 2020, the investigator interviewed the intern. The intern denied any romantic or sexual relationship with Respondent. The intern denied speaking with or texting Respondent on her cell phone. The intern denied ever having Respondent's cell phone number. Although initially indicating she would provide a copy of her

cell phone records to the investigator, the intern later indicated she did not know how to obtain such records, and that any attempt to acquire such records would alert her mother to the investigation, which the intern did not want to do. The investigator deemed the credibility of the intern to be questionable.

7. On February 10, 2020, the investigator interviewed Respondent. Respondent denied any sexual relationship with the intern. Respondent denied claiming he had a sexual relationship with the intern to anyone, including Witness 1. Respondent stated although he and Witness 1 would have work related "spats" from time to time, they were nothing serious and he had no issues with Witness 1. Respondent stated that he has not called the intern on his cell phone, and that he does not have and has never had her cell phone number. Respondent indicated he would be willing to provide a copy of his cell phone records to confirm this, but stated he was not sure how to obtain the records. The investigator deemed the credibility of Respondent to be questionable.

8. On February 17, 2020, in order to prevent the possibility of further harassment or retaliation against Witness 1, the House completed moving Respondent to a different office complex within the Capitol, and assigned Witness 1 to be a full-time legislator assistant for Witness 2. Respondent offered no substitute legislator assistant, so the House assigned a different current legislator assistant for Respondent.

9. The Committee met on February 20, 2020, and, after reviewing the report from outside counsel, voted (9-0) to proceed to a preliminary hearing.

10. The Committee confirmed that the intern was a current House intern assigned to a representative not related to this matter in January 2020. The intern was invited to testify before the Committee on multiple occasions. However, through her Title IX coordinator, she declined to cooperate with the Committee's investigation. Although the Committee made multiple requests for phone records to the intern, she ultimately failed to supply any records to the Committee.

11. On February 27, 2020, Witness 1 testified before the Committee. The testimony of Witness 1 was consistent with her initial report to House staff and to the investigator. Some of the testimony of Witness 1 is as follows:

a. Witness 1 stated "The next day when he got to work, we went into his office and he closed the door and that's when he told me that he had sex with [the intern] the night before."

b. Witness 1 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex.

c. Witness 1 stated "[Respondent] told me that he had contacted [the intern] and that he had told her to delete his phone number, delete their text messages, and that she wasn't supposed to contact him anymore."

d. Witness 1 stated that Respondent said "It was consensual. There's nothing wrong with what I did. You're the one that messed up by telling [Witness 2]."

e. Witness 1 stated that Respondent urged her "to say that [Witness 2] misspoke or I misspoke and that he didn't do anything and it was all wrong. And it was my mess and I had to clean it up."

f. Witness 1 stated that Respondent said that "if I didn't back his play or back his idea that I was going to lose my job."

g. Witness 1 stated Respondent told her "where I come from, people die for doing s*** like this", referring to Witness 1 revealing the contents of her conversation with Respondent as a mandated reporter, and Witness 1 not vouching for Respondent's narrative of the events. Witness 1 stated she was afraid of Respondent after this conversation.

The Committee deemed Witness 1 to be credible.

12. On February 27, 2020, Witness 2 testified before the Committee. The testimony of Witness 2 was consistent with the testimony of Witness 1. Witness 2 recalls Witness 1 telling about Respondent and the intern, and that Witness 2 immediately recognized their duty to report as mandated reporters. Witness 2 also recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1 (not on speaker phone). Also, Witness 2 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex. The Committee carefully examined the testimony of Witness 1 and Witness 2 and found their accounts to be consistent. The Committee finds the testimony of Witness 2 to be credible.

13. After verifying the cellular telephone numbers for Respondent and the intern in use in January 2020, the Committee requested the Speaker issue a subpoena for phone records relating to this matter. The subpoena requested historical transaction detail for the dates of January 22, 2020 through January 27, 2020.

14. The cell phone transaction records received in response to the House subpoena contained seven phone calls and 26 text messages between Respondent and the intern. Some of these communications were initiated by Respondent and some initiated by the intern. The first call originated from Respondent on January 23, 2020 at 12:40 AM. The final communication was a phone call originated by Respondent in the evening of January 26, 2020 lasting 42 minutes. These phone records clearly indicate Respondent and the intern had each other's cell phone numbers and had communicated, which contradicts their testimony to the investigator, and part of Respondent's testimony under oath to the Committee.

15. On September 15, 2020, Respondent provided sworn testimony before the Committee. Respondent was present with counsel, and both counsel and Respondent were given an opportunity to provide a verbal statement to the Committee in addition to Respondent's testimony. Some of Respondent's testimony is as follows:

- a. Respondent denied any sexual relationship with the intern.
- b. Respondent denied claiming he had a sexual relationship with the intern.
- c. Respondent and his counsel initially denied (four times) ever calling or texting the intern. After being shown an excerpt of the phone records the Committee acquired by subpoena, Respondent then claimed he communicated with the intern to see if Witness 1 had made it home safely from a party the three of them had attended on the night in question. Respondent claimed that the part of the investigator's report that stated he said he did not have the intern's cell phone number was false.
- d. Respondent testified he switched cell phones and is not certain of the location of the phone he was using in January 2020. Respondent stated he would search for the original phone in his home and provide it to the Committee.
- e. Respondent claimed that a week before the alleged sexual encounter with the intern he had given notice to Witness 1 that she was going to be fired within 30 days. This contradicts the testimony of Witness 1 and the investigator's report in which he said he had no serious issues with Witness 1. Respondent claimed Witness 1 fabricated the story of Respondent and the intern as retaliation. When asked, Respondent said he had not told Witness 2 (with whom he shared in a legislator assistant share agreement with Witness 1) that he had given notice to Witness 1; he had not told House administration that he had given notice to Witness 1; and had not documented his issues with Witness 1 or that she had been given notice. Respondent testified that he had arranged for a friend of his from his district to replace Witness 1, but could not recall his name and did not mention him to House administration when they separated Respondent from Witness 1. Respondent testified that the ex-boyfriend of Witness 1 (Witness 3) was aware that Witness 1 was being fired and "came into my office to save his ex-girlfriend's job." On September 22, 2020, Witness 3 testified before the committee that he was unaware that Witness 1 was to be fired, and that he never spoke to Respondent to save Witness 1's job. The Committee deemed the testimony of Witness 3 to be credible.

Ultimately, Respondent also failed to supply the original cell phone or any phone records that would corroborate his version of the events in response to requests from the Committee. The Committee deemed Respondent to be not credible.

16. At the conclusion of Respondent's testimony, held in closed session before the Committee, a cell phone was discovered on the witness stand that was recording audio. The witness stand had just been vacated by Respondent and his counsel, who had both left the room. The phone had been recording Respondent's testimony, and would have continued recording the Committee's private deliberations. The phone was determined to belong to counsel for the Respondent, who stated he was recording the testimony of Respondent before the Committee. Counsel was not given permission to make a recording, and was in direct violation of House rules providing for the confidentiality of the Committee proceedings. The phone was returned to counsel after the audio file was deleted from the device and counsel stipulated that he would not take any steps to recover or otherwise attempt to use the audio file.

17. House records confirm that Respondent attended the mandatory Preventing Sexual Harassment training with all House members on January 14, 2020, and on March 11, 2019.

18. The Committee finds, based upon the testimony and evidence received by the Committee, that:

a. Respondent misled the House investigator by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denied that he had engaged in any cell phone communications whatsoever with the intern;

b. Respondent committed perjury before the Committee on Ethics by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denying that he had engaged in any cell phone communications whatsoever with the intern;

c. Respondent intimidated and threatened his legislator assistant in retaliation for performing her duties as a mandated reporter;

d. Respondent obstructed this Committee's investigation by misleading the Committee investigator with regard to his attempts to coerce Witness 1 into changing her testimony;

e. Respondent obstructed this Committee's investigation by committing perjury before the Committee by denying his attempts to coerce Witness 1 into changing her testimony; and

f. Respondent's conduct has compromised the ability of the House to provide a respectful, professional work environment.

19. The Committee finds that Respondent's actions involving both the intern and his legislator assistant, and his conduct before this Committee during its investigation, to constitute ethical misconduct and conduct unbecoming of a state legislator of sufficient severity to warrant censure.

NOW THEREFORE, the Committee on Ethics, having given full consideration to this complaint concludes that the issuance of this report is warranted, and recommends that the House of Representatives consider the following sanctions against the Respondent:

1. Censure by the 100th General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

2. Censure by the 101st General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

3. Payment of \$22,492.25 to the House of Representatives in costs related to the investigation of this complaint; and

Until the House considers a resolution to censure, the following actions should immediately be taken:

4. Respondent shall conduct himself in a manner that respects the commitment of the House to provide a work environment free of sexual harassment to all members, employees, and interns;

5. Respondent shall have no service from or supervision over any intern for the remainder of his membership in the House. Any legislative employee assigned to Respondent for the remainder of his membership in the House shall be under the direct supervision of the Chief Clerk, who should monitor the Respondent's contact with House employees as appropriate;

6. House Speaker and Minority Floor Leader remove Respondent from any committee assignments;

7. House Speaker and Minority Floor Leader withhold from Respondent any of the privileges of office that the Speaker or Minority Floor Leader deem appropriate;

8. Respondent not be allowed to hold any leadership position; and

9. Any other sanctions the House of Representatives deems just and proper under the circumstances.

At the Committee hearing on December 15, 2020, Respondent was given until 1 PM the following day to resign as Representative of the 100th General Assembly and resign as Representative-Elect of the 101st General Assembly. Respondent failed to meet this deadline.

This report was adopted by the Committee by a vote of 10 to 0:

Ayes: Eggleston, Kendrick, Anderson, Andrews, Barnes, Brown, Ellebracht, Francis, Lynch, Stevens
Date: December 15, 2020

COMMITTEE APPOINTMENTS

January 6, 2021

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

Dear Ms. Miller,

I hereby appoint the following to serve on the House Committee on Children and Families:

Representative Keri Ingle, Ranking Member
Representative Kimberly-Ann Collins
Representative Yolanda Young

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

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 6, 2021

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

Dear Ms. Miller,

I hereby appoint the following to serve on the House Committee on Ethics:

Representative Mark Ellebracht, Ranking Member
Representative Richard Brown
Representative Paula Brown
Representative Tracy McCreery
Representative Jerome Barnes

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

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 429 - Children and Families
HB 430 - Children and Families

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael J. Parson.

EXECUTIVE ORDER 21-01

WHEREAS, the Citizens Advisory Committee on Corrections was established by Governor Bob Holden on April 1, 2003, by Executive Order 03-11; and

WHEREAS, the Citizens Advisory Committee on Corrections has fulfilled its objective and assisted in strengthening the Missouri Department of Corrections' grievance procedures; and

WHEREAS, the Missouri Department of Corrections has further enhanced its operating policies and procedures for contemporary issues and needs since the inception of the Citizens Advisory Committee on Corrections; and

WHEREAS, no appointments have been made to the Citizens Advisory Committee on Corrections since 2012; and

WHEREAS, Governor Bob Holden signed Executive Order 02-05 on March 19, 2002; and

WHEREAS, Executive Order 02-05 required the Department of Natural Resources, The Department of Economic Development, the Department of Agriculture, the Department of Health and Senior Services, and the Department of Conservation to ensure coordination between state agencies in the development of administrative rules; and

WHEREAS, that function is fulfilled through Section 536.175, RSMo and Executive Order 17-03, rendering the requirements of Executive Order 02-05 duplicative and unnecessary; and

WHEREAS, Executive Order 05-06 was signed by Governor Matt Blunt on January 24, 2005; and

WHEREAS, Executive Order 05-06 was intended to prevent offenders serving sentences within the Missouri Department of Corrections from playing video games with violent content; and

WHEREAS, the role and use of technology throughout the State of Missouri has changed significantly since 2005, and media players can be an effective tool to improve institutional and staff safety by providing offenders with constructive and educational activities, as well as enhance rehabilitative services by affording offenders additional educational and vocational opportunities:

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby order that Executive Order 03-11 and Executive Order 02-05 are hereby terminated, and order that Executive Order 05-06 remains in full-force and effect, but does not apply to media available on offender media players, where the content satisfies all departmental censorship requirements and does not negatively impact officer safety or institutional security.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 7th day of January, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

The following members' presence was noted: Adams, Aldridge, Anderson, Andrews, Appelbaum, Atchison, Aune, Bailey, Baker, Bangert, Baringer, Barnes, Basye, Billington, Black (7), Black (137), Bland Manlove, Boggs, Bosley, Bromley, Brown (16), Brown (70), Brown (27), Burger, Burnett, Chipman, Christofanelli, Clemens, Coleman (32), Collins, Cook, Copeland, Davidson, Davis, Deaton, DeGroot, Dinkins, Dogan, Eggleston, Evans, Falkner, Fishel, Fitzwater, Fogle, Francis, Gray, Gregory (51), Griesheimer, Griffith, Gunby, Haden, Haffner, Haley, Hardwick, Henderson, Hicks, Houx, Hovis, Hudson, Ingle, Johnson, Kalberloh, Kelley (127), Kidd, Knight, Lewis (6), Lewis (25), Lovasco, Mackey, Mayhew, McCreery, McDaniel, McGaugh, McGirl, Merideth, Morse, Mosley, Murphy, Nurrenbern, Person, Phifer, Pietzman, Pike, Plocher, Pollitt (52), Pollock (123), Porter, Pouche, Proudie, Quade, Railsback, Reedy, Riley, Roberts, Roden, Roeber, Rogers, Ruth, Sander, Sassmann, Sauls, Schnelting, Schroer, Schwadron, Seitz, Sharp (36), Sharpe (4), Shaul, Simmons, Smith (163), Smith (67), Stacy, Stephens (128), Stevens (46), Tate, Taylor (139), Taylor (48), Terry, Thomas, Thompson, Toalson Reisch, Trent, Turnbaugh, Unsicker, Van Schoiack, Veit, Wallingford, Walsh Moore (93), Walsh (50), Weber, West, Wiemann, Windham, and Young.

ADJOURNMENT

On motion of Representative Wiemann, the House adjourned until 10:00 a.m., Friday, January 8, 2021.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, January 12, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 429, HB 430

Executive session will be held: HB 429, HB 430

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

CONSENT AND HOUSE PROCEDURE

Friday, January 8, 2021, 11:00 AM, House Hearing Room 3.

Public hearing will be held: HR 7

Executive session will be held: HR 7

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

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRD DAY, FRIDAY, JANUARY 8, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 5 and HCR 6

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 34 and HJR 35

HOUSE BILLS FOR SECOND READING

HB 734 through HB 753

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)