

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTH DAY, TUESDAY, JANUARY 12, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

He that dwelleth in the secret place of the Most High shall abide under the shadow of the Almighty. (Psalm 91:1)

O God, who is a tower of strength to all who put their trust in You, help us to turn from the noise and tension of the world, and to find peace in the assurance of Your presence. Keep us sensitive to the needs of others, understanding amid our differences, and determined to live in the spirit of harmony. May we ever be mindful of the fact that we are one family in You, and in this oneness may we do our work and live our lives.

Our minds and hearts reach out in morning prayer for those who serve in this House. Keep them strong from temptation, resolute in duty, and faithful to You, who is always with them and with us. Lord God of Hosts, lest we forget You.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Mya Smith.

OATH OF OFFICE

Representative-elect David Gregory advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Rob Vescovo, Speaker of the House of Representatives.

The Journal of the fourth day was approved as printed by the following vote:

AYES: 143

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins

Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 25	Lewis 6	Lovasco	Mayhew
McCreery	McDaniel	McGaugh	McGill	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 004

Mackey	Merideth	Rowland	Unsicker
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PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Bailey	Bland Manlove	Bosley	Fishel
Grier	Griesheimer	Hill	Knight	Person
Pietzman	Price IV	Schnelting	Sharp 36	Windham

VACANCIES: 001

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 10, introduced by Representative Merideth, relating to Missouri Senator Josh Hawley.

HCR 11, introduced by Representative Ellebracht, relating to presidential pardons.

INTRODUCTION OF HOUSE BILLS

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

HB 786, introduced by Representative Basye, relating to instruction in human sexuality in schools.

HB 787, introduced by Representative Terry, relating to the custody and support of children.

HB 788, introduced by Representative Tate, relating to the implementation of a modernized integrated motor vehicle and driver licensing system.

HB 789, introduced by Representative Grier, relating to professional registration.

HB 790, introduced by Representative Chipman, relating to the abolishment of the doctrine of adverse possession.

HB 791, introduced by Representative Merideth, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 792, introduced by Representative Mackey, relating to general assembly special license plates.

HB 793, introduced by Representative Coleman (97), relating to sales tax.

HB 794, introduced by Representative Schroer, relating to the Missouri uniform trust code.

HB 795, introduced by Representative Schroer, relating to Blair's law, with penalty provisions.

HB 796, introduced by Representative Anderson, relating to state aid for transportation of pupils.

HB 797, introduced by Representative Bland Manlove, relating to novelty lighters, with a penalty provision.

HB 798, introduced by Representative Bland Manlove, relating to text messaging while operating motor vehicles.

HB 799, introduced by Representative Bland Manlove, relating to alcoholic beverages.

HB 800, introduced by Representative Bland Manlove, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 801, introduced by Representative Bland Manlove, relating to automatic voter registration.

HB 802, introduced by Representative Christofanelli, relating to financial interests of minors.

HB 803, introduced by Representative Mosley, relating to Upsilon Omega day.

HB 804, introduced by Representative Hovis, relating to reorganized common sewer districts.

HB 805, introduced by Representative Hovis, relating to sales tax.

HB 806, introduced by Representative Bailey, relating to landowner liability.

HB 807, introduced by Representative McGill, relating to circuit clerks.

HB 808, introduced by Representative Reedy, relating to county officials.

HB 809, introduced by Representative Smith (67), relating to motor vehicle sales tax.

HB 810, introduced by Representative Smith (67), relating to dealer administrative fees.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 7, relating to disapproving the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials.

HCR 8, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

HCR 9, relating to changing the laws regarding carriage agreements.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 36, relating to directors of state departments.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 760, relating to benefits for certain firefighters who contract certain types of cancer as a result of employment.

HB 761, relating to the privatization of the Missouri employers mutual insurance company, with a delayed effective date for certain sections.

HB 762, relating to public health or safety orders.

HB 763, relating to employees of the general assembly.

HB 764, relating to newspapers.

HB 765, relating to the unemployment automation fund.

HB 766, relating to automatically renewed transactions, with a delayed effective date.

HB 767, relating to water supply districts.

HB 768, relating to advanced practice registered nurses.

HB 769, relating to employment security, with a delayed effective date.

HB 770, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 771, relating to the reorganization and renaming of certain state agencies.

HB 772, relating to eligibility for food stamps.

HB 773, relating to certain investigations by the Missouri state highway patrol.

HB 774, relating to internet access in underserved areas, with an emergency clause.

HB 775, relating to solid waste management and recycling.

HB 776, relating to the trauma-informed schools pilot program.

HB 777, relating to personal flotation devices, with penalty provisions.

HB 778, relating to county councils.

HB 779, relating to political subdivisions.

HB 780, relating to daylight saving time.

HB 781, relating to administrative rules.

HB 782, relating to civil liability for harm caused by products manufactured or sold by third parties.

HB 783, relating to terms of service, with penalty provisions.

HB 784, relating to marshals of the general assembly.

HB 785, relating to the capitol police board, with penalty provisions.

HOUSE RESOLUTIONS

HCS HR 7, relating to the Rules of the House for the 101st General Assembly, was taken up by Representative Plocher.

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

House Amendment No. 1

AMEND House Committee Substitute for House Resolution No. 7, Page 36, Rule 84, Line 33, by deleting all of said line and inserting in lieu thereof the following:

"members as [~~"Lady", "Gentleman" or~~] "Representative". The member shall"; and

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

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

Which motion was defeated.

Representative Lewis (25) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Resolution No. 7, Page 47, Rule 129, Line 18, by inserting after all of said rule and line the following:

"DECLARED STATE OF EMERGENCY

All members shall follow the recommendations issued by the Center for Disease Control and the Department of Health and Senior Services during a state of emergency relating to a communicable disease."; and

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

Representative Lewis (25) moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lewis (25):

AYES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

NOES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Falkner	Fitzwater
Francis	Gregory 96	Grier	Griesheimer	Griffith

Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Reisch	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 011

Christofanelli	Evans	Fishel	Gregory 51	Hill
Knight	Pietzman	Price IV	Rowland	Ruth
Tate				

VACANCIES: 001

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

House Amendment No. 3

AMEND House Committee Substitute for House Resolution No. 7, Page 23, Rule 38, Line 20, by deleting all of said line and inserting in lieu thereof the following:

"committee within fifteen days of the introduction of the bill or resolution. If the bill or resolution is filed before a regular session begins, then such bill or resolution shall be referred to a committee within fifteen days of the first day of the regular session. If any bill or resolution is not referred to a committee within fifteen days of its introduction or fifteen days after the first day of the regular session then upon written complaint of any member, the bill or resolution shall immediately be referred to any committee chosen by the sponsor. The Speaker may re-refer any bill or resolution previously"; and

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

Speaker Pro Tem Wiemann assumed the Chair.

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

Which motion was defeated.

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

House Amendment No. 4

AMEND House Committee Substitute for House Resolution No. 7, Page 22, Rule 37, Line 38, by inserting after the word "Constitution." the following:

"If the committee recommends that the House censure the member, the committee shall also recommend that the member be fined in the amount of \$35,914, to be collected from the member's compensation from the state of Missouri; except that, such fine shall be waived if the member resigns."; and

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

House Amendment No. 4 was withdrawn.

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

House Amendment No. 5

AMEND House Committee Substitute for House Resolution No. 7, Page 19, Rule 30, Lines 33-34, by deleting all of said lines and inserting in lieu thereof the following:

"Rule 30. No bill or substitute may be taken up for consideration by a committee unless such"; and

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

Representative Unsicker moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

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

House Amendment No. 6

AMEND House Committee Substitute for House Resolution No. 7, Page 19, Rule 29, Line 29, by inserting after the word "resolution." the following:

"No bill or resolution shall be considered in an executive session on the same day that the public hearing for such bill or resolution was held; except that, after March 1, a bill or resolution may be considered in an executive session on the same day that the public hearing was held."; and

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

Representative Merideth moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

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

House Amendment No. 7

AMEND House Committee Substitute for House Resolution No. 7, Page 18, Rule 27, Lines 31-46, by deleting all of said lines and inserting in lieu thereof the following:

"(2) A committee shall allow for remote public testimony via telephone or video conferencing. Only individuals who submit a completed, signed witness form shall be allowed to testify."; and

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

Representative Weber moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Doll offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Resolution No. 7, Page 6, Rule 20, Line 13, by inserting after the word "affinity." the following:

"The House shall provide equal employment opportunities and shall not discriminate on the basis of race, color, religion, gender, age, national origin, physical or mental disability, veterans status, sexual orientation, or gender identity."; and

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

Representative Doll moved that **House Amendment No. 8** be adopted.

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

AYES: 054

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Christofanelli
Clemens	Collins	Derges	Dogan	Doll
Ellebracht	Fogle	Gray	Gunby	Hannegan
Ingle	Johnson	Lewis 25	Lovasco	McCreery
McGaugh	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sander	Sauls	Schwadron	Sharp 36	Smith 67
Stephens 128	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

NOES: 085

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Coleman 32
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Eggleston	Evans	Falkner	Fitzwater
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 6	McGirl	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roberts	Roeber	Rone	Ruth
Sassmann	Seitz	Sharpe 4	Shaul	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Taylor 48
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 003

Haley Roden Shields

ABSENT WITH LEAVE: 020

Bland Manlove	Chipman	Coleman 97	Cook	Copeland
Fishel	Francis	Grier	Hill	Knight
Mackey	Mayhew	McDaniel	Pietzman	Pollock 123
Rowland	Schnelting	Schroer	Tate	Thomas

VACANCIES: 001

Representative Nurrenbern offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Resolution No. 7, Page 46, Rule 126, Line 3, by inserting after the word "confidential" the phrase "**to the extent allowed by law**"; and

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

Representative Nurrenbern moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Young offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for House Resolution No. 7, Page 26, Rule 48, Line 18, by inserting after the word "calendar." the following:

"**No House bill may be placed on the consent calendar after March 15.**"; and

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

Representative Young moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

Representative Walsh Moore (93) offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for House Resolution No. 7, Page 18, Rule 27, Lines 31-46, by deleting all of said lines and inserting in lieu thereof the following:

"**(2) At the beginning of each legislative session, every committee shall determine whether to allow for remote public testimony via telephone or video conferencing for the duration of the session. Only individuals who submit a completed, signed witness form shall be allowed to testify.**"; and

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

Representative Walsh Moore (93) moved that **House Amendment No. 11** be adopted.

Which motion was defeated.

On motion of Representative Plocher, **HCS HR 7** was adopted by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pouche	Railsback	Reedy
Reisch	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 040

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Burnett
Burton	Butz	Clemens	Collins	Doll
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 004

Bosley	Brown 70	Proudie	Sauls
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ABSENT WITH LEAVE: 013

Brown 27	Fishel	Haden	Hill	Knight
Mackey	McDaniel	Pietzman	Pollock 123	Porter
Rowland	Tate	Thomas		

VACANCIES: 001

The following member's presence was noted: Pietzman.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, January 13, 2021.

HOUSE CALENDAR

SIXTH DAY, WEDNESDAY, JANUARY 13, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 10 and HCR 11

HOUSE BILLS FOR SECOND READING

HB 786 through HB 810

HOUSE COMPLAINTS FOR THIRD READING

HC 1 - Eggleston

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)