

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-SIXTH DAY, WEDNESDAY, MARCH 31, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

David encouraged himself in the Lord his God. (Samuel 30:6)

Almighty Lord and God, whose spirit is within all creation, whose love never fails, and whose presence is with us all our days, make us more aware of You, more responsive to Your call, more obedient to Your will, and readier to help our fellow Missourians.

Grant to us a greater honesty of purpose, a more generous attitude toward others, and a most genuine faith in You, which will help us live unashamed before You and those who love us. When we are tempted, give us strength to overcome our temptations. When we begin to give way to discouragement, help us to find our encouragement in You. When we fail or lose and would give up, grant us courage to try again.

May the light of truth illumine our way, may the love of life illumine our hearts, and may the life of love illumine our relationships with one another here in the People's House!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-fifth day was approved as printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 529, relating to biodiesel fuel, was taken up by Representative Haffner.

Speaker Vescovo assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

| | | | | |
|----------|------------|----------------|-------------------|---------------|
| Aldridge | Andrews | Atchison | Bailey | Baker |
| Basye | Billington | Black 137 | Black 7 | Bland Manlove |
| Boggs | Bromley | Brown 16 | Buchheit-Courtway | Burger |
| Busick | Chipman | Christofanelli | Coleman 32 | Coleman 97 |
| Cook | Copeland | Davidson | Davis | Deaton |

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| | | | | |
|--------------|-------------|----------------|------------|--------------|
| DeGroot | Dinkins | Dogan | Eggleston | Evans |
| Falkner | Fishel | Francis | Gregory 51 | Gregory 96 |
| Grier | Griffith | Haden | Haffner | Haley |
| Hannegan | Hardwick | Henderson | Hicks | Hill |
| Houx | Hovis | Hudson | Hurlbert | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Knight | Lovasco |
| McGaugh | McGill | Morse | O'Donnell | Owen |
| Patterson | Perkins | Pietzman | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Price IV |
| Railsback | Reedy | Richey | Riggs | Riley |
| Roberts | Rone | Ruth | Sander | Sassmann |
| Schnelting | Schroer | Schwadron | Seitz | Sharpe 4 |
| Shaul | Shields | Smith 155 | Smith 163 | Stacy |
| Stephens 128 | Tate | Taylor 139 | Taylor 48 | Terry |
| Thomas | Thompson | Toalson Reisch | Trent | Van Schoiack |
| Veit | Wallingford | Walsh 50 | West | Wiemann |
| Wright | Mr. Speaker | | | |

NOES: 038

| | | | | |
|----------------|----------|------------|------------|------------|
| Adams | Anderson | Appelbaum | Aune | Bangert |
| Baringer | Barnes | Bosley | Brown 70 | Burnett |
| Burton | Butz | Collins | Doll | Ellebracht |
| Fogle | Gunby | Ingle | Lewis 25 | Mackey |
| McCreery | Merideth | Mosley | Nurrenbern | Person |
| Phifer | Proudie | Quade | Rogers | Rowland |
| Sharp 36 | Smith 67 | Stevens 46 | Turnbaugh | Unsicker |
| Walsh Moore 93 | Weber | Young | | |

PRESENT: 000

ABSENT WITH LEAVE: 017

| | | | | |
|----------|-------------|---------|---------|-----------|
| Brown 27 | Clemens | Cupps | Derges | Fitzwater |
| Gray | Griesheimer | Johnson | Lewis 6 | Mayhew |
| McDaniel | Murphy | Roden | Roeber | Sauls |
| Simmons | Windham | | | |

VACANCIES: 001

On motion of Representative Haffner, **HCS HB 529** was read the third time and passed by the following vote:

AYES: 088

| | | | | |
|-------------------|------------|------------|------------|---------------|
| Adams | Aldridge | Anderson | Andrews | Atchison |
| Basye | Billington | Black 137 | Black 7 | Bland Manlove |
| Bosley | Bromley | Brown 16 | Brown 27 | Brown 70 |
| Buchheit-Courtway | Burger | Busick | Coleman 32 | Collins |
| Cook | Copeland | Derges | Dinkins | Eggleston |
| Ellebracht | Evans | Falkner | Fishel | Fitzwater |
| Francis | Gregory 51 | Gregory 96 | Griffith | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Houx | Hovis | Hurlbert | Kalberloh |
| Kelley 127 | Kelly 141 | Knight | Mayhew | McCreery |
| McGaugh | McGill | Morse | O'Donnell | Owen |
| Perkins | Pike | Plocher | Pollitt 52 | Porter |

| | | | | |
|----------|------------|--------------|-------------|-----------|
| Pouche | Price IV | Proudie | Railsback | Reedy |
| Riggs | Roberts | Rogers | Rone | Ruth |
| Sassmann | Schnelting | Sharp 36 | Sharpe 4 | Shaul |
| Shields | Smith 155 | Stephens 128 | Tate | Taylor 48 |
| Thomas | Thompson | Van Schoiack | Wallingford | Walsh 50 |
| Wiemann | Wright | Young | | |

NOES: 040

| | | | | |
|-----------|----------------|----------------|------------|-------------|
| Bailey | Baker | Boggs | Burnett | Butz |
| Chipman | Christofanelli | Coleman 97 | Davidson | Davis |
| Deaton | DeGroot | Dogan | Grier | Hill |
| Hudson | Kidd | Lovasco | Murphy | Patterson |
| Pietzman | Pollock 123 | Quade | Richey | Riley |
| Roeber | Sander | Schroer | Schwadron | Seitz |
| Smith 163 | Smith 67 | Stacy | Taylor 139 | Terry |
| Trent | Veit | Walsh Moore 93 | West | Mr. Speaker |

PRESENT: 021

| | | | | |
|-----------|------------|----------------|-----------|----------|
| Appelbaum | Aune | Bangert | Baringer | Burton |
| Doll | Fogle | Gunby | Ingle | Mackey |
| Merideth | Mosley | Nurrenbern | Person | Phifer |
| Rowland | Stevens 46 | Toalson Reisch | Turnbaugh | Unsicker |
| Weber | | | | |

ABSENT WITH LEAVE: 013

| | | | | |
|---------|----------|---------|----------|-------------|
| Barnes | Clemens | Cupps | Gray | Griesheimer |
| Johnson | Lewis 25 | Lewis 6 | McDaniel | Roden |
| Sauls | Simmons | Windham | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - REVISION

HCS HRB 1, for the sole purpose of repealing expired, terminated, sunset, and obsolete statutes, was taken up by Representative Shaul.

On motion of Representative Shaul, **HCS HRB 1** was read the third time and passed by the following vote:

AYES: 112

| | | | | |
|----------------|-------------------|------------|-----------|------------|
| Andrews | Atchison | Bailey | Baker | Basye |
| Billington | Black 137 | Black 7 | Boggs | Bromley |
| Brown 16 | Buchheit-Courtway | Burger | Busick | Chipman |
| Christofanelli | Coleman 32 | Coleman 97 | Collins | Cook |
| Copeland | Davidson | Davis | Deaton | DeGroot |
| Derges | Dinkins | Dogan | Eggleston | Evans |
| Falkner | Fishel | Fitzwater | Francis | Gregory 51 |
| Gregory 96 | Grier | Griffith | Haden | Haffner |

| | | | | |
|------------|--------------|----------------|------------|--------------|
| Haley | Hannegan | Hardwick | Henderson | Hicks |
| Hill | Houx | Hovis | Hurlbert | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Knight | Lovasco |
| Mayhew | McGaugh | McGirl | Morse | Murphy |
| O'Donnell | Owen | Patterson | Perkins | Person |
| Pietzman | Pike | Plocher | Pollitt 52 | Pollock 123 |
| Porter | Pouche | Price IV | Proudie | Railsback |
| Reedy | Richey | Riggs | Riley | Roberts |
| Roden | Roeber | Rone | Ruth | Sander |
| Sassmann | Schnelting | Schroer | Schwadron | Seitz |
| Sharpe 4 | Shaul | Shields | Smith 155 | Smith 163 |
| Stacy | Stephens 128 | Tate | Taylor 139 | Taylor 48 |
| Thomas | Thompson | Toalson Reisch | Trent | Van Schoiack |
| Veit | Wallingford | Walsh 50 | West | Wiemann |
| Wright | Mr. Speaker | | | |

NOES: 037

| | | | | |
|------------|----------|-----------|------------|----------------|
| Adams | Anderson | Appelbaum | Aune | Bangert |
| Baringer | Barnes | Bosley | Brown 27 | Brown 70 |
| Burnett | Burton | Butz | Doll | Ellebracht |
| Fogle | Gunby | Ingle | Lewis 25 | Mackey |
| McCreery | Merideth | Mosley | Nurrenbern | Phifer |
| Quade | Rogers | Rowland | Sharp 36 | Smith 67 |
| Stevens 46 | Terry | Turnbaugh | Unsicker | Walsh Moore 93 |
| Weber | Young | | | |

PRESENT: 001

Aldridge

ABSENT WITH LEAVE: 012

| | | | | |
|---------------|---------|---------|----------|-------------|
| Bland Manlove | Clemens | Cupps | Gray | Griesheimer |
| Hudson | Johnson | Lewis 6 | McDaniel | Sauls |
| Simmons | Windham | | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJRs 23 & 38, relating to the right to hunt and fish, was taken up by Representative Black (137).

On motion of Representative Black (137), **HCS HJRs 23 & 38** was read the third time and passed by the following vote:

AYES: 125

| | | | | |
|-------------------|----------------|------------|------------|-----------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Baker | Bangert | Baringer |
| Barnes | Basye | Billington | Black 137 | Black 7 |
| Bosley | Bromley | Brown 16 | Brown 27 | Brown 70 |
| Buchheit-Courtway | Burger | Burnett | Burton | Busick |
| Butz | Christofanelli | Coleman 32 | Coleman 97 | Collins |

| | | | | |
|------------|--------------|-----------|--------------|-------------|
| Cook | Copeland | Davidson | Davis | Deaton |
| DeGroot | Derges | Dinkins | Eggleston | Ellebracht |
| Evans | Falkner | Fishel | Fogle | Francis |
| Gregory 51 | Gregory 96 | Griffith | Gunby | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Houx | Hudson | Hurlbert | Ingle |
| Kalberloh | Kelley 127 | Kelly 141 | Kidd | Knight |
| Lewis 25 | Lovasco | Mackey | Mayhew | McCreery |
| McGaugh | McGirl | Morse | Mosley | Murphy |
| Nurrenbern | O'Donnell | Owen | Patterson | Perkins |
| Pietzman | Pike | Plocher | Pollitt 52 | Porter |
| Pouche | Railsback | Reedy | Richey | Riggs |
| Riley | Roberts | Roeber | Rogers | Rone |
| Rowland | Ruth | Sassmann | Sauls | Schnelting |
| Schwadron | Sharp 36 | Sharpe 4 | Shaul | Shields |
| Smith 155 | Smith 163 | Smith 67 | Stephens 128 | Tate |
| Taylor 48 | Thomas | Thompson | Trent | Turnbaugh |
| Unsicker | Van Schoiack | Veit | Wallingford | Walsh 50 |
| Weber | Wiemann | Wright | Young | Mr. Speaker |

NOES: 018

| | | | | |
|---------|----------------|---------|-------------|------------|
| Bailey | Boggs | Chipman | Doll | Fitzwater |
| Grier | Hill | Phifer | Pollock 123 | Sander |
| Schroer | Seitz | Stacy | Stevens 46 | Taylor 139 |
| Terry | Walsh Moore 93 | West | | |

PRESENT: 005

| | | | | |
|----------|--------|---------|-------|----------------|
| Merideth | Person | Proudie | Roden | Toalson Reisch |
|----------|--------|---------|-------|----------------|

ABSENT WITH LEAVE: 014

| | | | | |
|---------------|---------|---------|---------|----------|
| Bland Manlove | Clemens | Cupps | Dogan | Gray |
| Griesheimer | Hovis | Johnson | Lewis 6 | McDaniel |
| Price IV | Quade | Simmons | Windham | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCS HCRs 4 & 5, relating to the Dred Scott decision issued by the Missouri Supreme Court, was taken up by Representative Proudie.

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

House Amendment No. 1

AMEND House Committee Substitute for House Concurrent Resolution Nos. 4 & 5, Page 1, Line 17, by deleting the words "routinely granted;" and inserting in lieu thereof "sometimes granted, within the legal parameters allowed;"; and

Further amend said resolution, Page 2, Lines 21-22, by deleting all of said lines and inserting in lieu thereof the following:

"state in a decision by the Missouri Supreme Court on March 22, 1852; and

WHEREAS, that 1852 Missouri Supreme Court decision deviated from Court precedent freeing former slaves and stated: "Times are not now as they once were when the former decisions on this subject were made. Since then not only individuals but States have been possessed with dark and fell spirit in relation to slavery . . . the state of Missouri is willing to assume her full responsibility for the existence of slavery within her limits, nor does she seek to share or divide it with others,"; and

WHEREAS, after this decision, the Scotts persisted in their pursuit for freedom, ultimately resulting in the infamous decision by the Supreme Court of the United States on March 6, 1857, holding that as African Americans, Dred and Harriet Scott did not have the right to sue for their freedom, consigning African Americans to a permanent inferior status in this country; and"; and

Further amend said resolution and page, Line 24, by deleting the word "negative" and inserting in lieu thereof the word "regrettable"; and

Further amend said resolution and page, Line 28, by deleting all of said line and inserting in lieu thereof the following:

"WHEREAS, the 1852 Missouri Supreme Court Dred Scott decision opened the door for the 1857 United States Supreme Court's decision declaring that people of African ancestry "had for"; and

Further amend said resolution and page, Line 32, by deleting the words "benefit" was" and inserting in lieu thereof the word "benefit","; and

Further amend said resolution, Page 2, Line 33, by inserting after all of said line the following:

"WHEREAS, it is time for these open doors to be unequivocally closed; and"; and

Further amend said resolution, Page 3, Lines 52-53, by deleting all of said lines; and

Further amend said resolution and page, Line 55, by inserting after the word "WHEREAS," the following:

"two hundred years after this State's founding, during the bicentennial of this State's founding,"; and

Further amend said resolution and page, Lines 61-62, by deleting all of said lines an inserting in lieu thereof the following:

"concurring therein, that, as the 1852 Missouri Supreme Court decision recognized "times are not now as they once were when the former decisions on this subject were made"; and, that the times have once again changed and we declare the March 22, 1852, Missouri Supreme Court Dred Scott decision is fully and entirely renounced; and"; and

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

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

On motion of Representative Proudie, **HCS HCRs 4 & 5, as amended**, was adopted.

On motion of Representative Proudie, **HCS HCRs 4 & 5, as amended**, was read the third time and passed by the following vote:

AYES: 152

| | | | | |
|--------------|----------------|-------------------|--------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Boggs | Bosley | Bromley | Brown 16 |
| Brown 27 | Brown 70 | Buchheit-Courtway | Burger | Burnett |
| Burton | Busick | Butz | Chipman | Christofanelli |
| Clemens | Coleman 32 | Coleman 97 | Collins | Cook |
| Copeland | Davidson | Davis | Deaton | DeGroot |
| Derges | Dinkins | Dogan | Doll | Eggleston |
| Ellebracht | Evans | Falkner | Fishel | Fitzwater |
| Fogle | Gregory 51 | Gregory 96 | Grier | Griffith |
| Gunby | Haden | Haffner | Haley | Hannegan |
| Hardwick | Henderson | Hicks | Hill | Houx |
| Hovis | Hudson | Hurlbert | Ingle | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Knight | Lewis 25 |
| Lovasco | Mackey | Mayhew | McCreery | McGaugh |
| McGirl | Merideth | Morse | Mosley | Murphy |
| Nurrenbern | O'Donnell | Owen | Patterson | Perkins |
| Person | Pietzman | Pike | Plocher | Pollitt 52 |
| Pollock 123 | Porter | Pouche | Price IV | Proudie |
| Quade | Railsback | Reedy | Richey | Riggs |
| Riley | Roberts | Roden | Roeber | Rogers |
| Rone | Rowland | Ruth | Sander | Sassmann |
| Sauls | Schnelting | Schroer | Schwadron | Seitz |
| Sharp 36 | Sharpe 4 | Shaul | Shields | Smith 155 |
| 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 50 | Walsh Moore 93 |
| Weber | West | Wiemann | Windham | Wright |
| Young | Mr. Speaker | | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

| | | | | |
|---------------|---------|----------|--------|-------------|
| Bland Manlove | Cupps | Francis | Gray | Griesheimer |
| Johnson | Lewis 6 | McDaniel | Phifer | Simmons |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 100, relating to a Negro Leagues Baseball Museum special license plate, was taken up by Representative Sharp (36).

On motion of Representative Sharp (36), **HB 100** was read the third time and passed by the following vote:

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AYES: 153

| | | | | |
|----------------|--------------|-------------------|-------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Boggs | Bosley | Bromley | Brown 16 |
| Brown 27 | Brown 70 | Buchheit-Courtway | Burger | Burnett |
| Burton | Busick | Butz | Chipman | Christofanelli |
| Clemens | Coleman 32 | Coleman 97 | Collins | Cook |
| Copeland | Davidson | Davis | Deaton | DeGroot |
| Derges | Dinkins | Doll | Eggleston | Ellebracht |
| Evans | Falkner | Fishel | Fitzwater | Fogle |
| Francis | Gregory 51 | Gregory 96 | Grier | Griesheimer |
| Griffith | Gunby | Haden | Haffner | Haley |
| Hannegan | Hardwick | Henderson | Hicks | Hill |
| Houx | Hudson | Hurlbert | Ingle | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Knight | Lewis 25 |
| Lovasco | Mackey | Mayhew | McCreery | McGaugh |
| McGill | Merideth | Morse | Mosley | Murphy |
| Nurrenbern | O'Donnell | Owen | Patterson | Perkins |
| Person | Phifer | Pietzman | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Price IV |
| Proudie | Quade | Railsback | Reedy | Richey |
| Riggs | Riley | Roberts | Roden | Roeber |
| Rogers | Rone | Rowland | Ruth | Sander |
| Sassmann | Sauls | Schnelting | Schroer | Schwadron |
| Seitz | Sharp 36 | 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 |
| Unsicker | Van Schoiack | Veit | Wallingford | Walsh 50 |
| Walsh Moore 93 | Weber | West | Wiemann | Windham |
| Wright | Young | Mr. Speaker | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

| | | | | |
|---------------|---------|----------|----------------|-------|
| Bland Manlove | Cupps | Dogan | Gray | Hovis |
| Johnson | Lewis 6 | McDaniel | Toalson Reisch | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 262, relating to veteran designations on driver's licenses and identification cards, was taken up by Representative Black (137).

On motion of Representative Black (137), **HB 262** was read the third time and passed by the following vote:

AYES: 152

| | | | | |
|-------------------|-------------|----------------|-------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Atchison |
| Aune | Bailey | Bangert | Baringer | Barnes |
| Basye | Billington | Black 137 | Black 7 | Boggs |
| Bosley | Bromley | Brown 16 | Brown 27 | Brown 70 |
| Buchheit-Courtway | Burger | Burnett | Burton | Busick |
| Butz | Chipman | Christofanelli | Clemens | Coleman 32 |
| Coleman 97 | Collins | Cook | Copeland | Davidson |
| Davis | Deaton | DeGroot | Derges | Dinkins |
| Dogan | Doll | Eggleston | Ellebracht | Evans |
| Falkner | Fishel | Fitzwater | Fogle | Francis |
| Gregory 51 | Gregory 96 | Grier | Griesheimer | Griffith |
| Gunby | Haden | Haffner | Haley | Hannegan |
| Hardwick | Henderson | Hicks | Hill | Houx |
| Hovis | Hudson | Hurlbert | Ingle | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Knight | Lewis 25 |
| Lovasco | Mackey | Mayhew | McCreery | McGaugh |
| McGill | Merideth | Morse | Mosley | Murphy |
| Nurrenbern | O'Donnell | Owen | Patterson | Perkins |
| Person | Phifer | Pietzman | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Price IV |
| Proudie | Quade | Railsback | Reedy | Richey |
| Riggs | Riley | Roberts | Roden | Roeber |
| Rogers | Rone | Rowland | Ruth | Sander |
| Sassmann | Sauls | Schnelting | Schroer | Schwadron |
| Seitz | Sharp 36 | Sharpe 4 | Shaul | Shields |
| Simmons | Smith 155 | Smith 163 | Smith 67 | Stacy |
| Stevens 46 | Tate | Taylor 139 | Taylor 48 | Terry |
| Thomas | Thompson | Trent | Turnbaugh | Unsicker |
| Van Schoiack | Veit | Wallingford | Walsh 50 | Walsh Moore 93 |
| Weber | West | Wiemann | Windham | Wright |
| Young | Mr. Speaker | | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

| | | | | |
|-----------|---------|---------------|--------------|----------------|
| Appelbaum | Baker | Bland Manlove | Cupps | Gray |
| Johnson | Lewis 6 | McDaniel | Stephens 128 | Toalson Reisch |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 296, relating to state personnel, was taken up by Representative Wallingford.

On motion of Representative Wallingford, **HB 296** was read the third time and passed by the following vote:

AYES: 155

| | | | | |
|----------------|---------------|----------------|-------------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Boggs | Bosley | Bromley |
| Brown 16 | Brown 27 | Brown 70 | Buchheit-Courtway | Burger |
| Burnett | Burton | Busick | Butz | Chipman |
| Christofanelli | Clemens | Coleman 32 | Coleman 97 | Collins |
| Cook | Copeland | Davidson | Davis | Deaton |
| DeGroot | Derges | Dinkins | Dogan | Doll |
| Eggleston | Ellebracht | Evans | Falkner | Fishel |
| Fitzwater | Fogle | Francis | Gregory 51 | Gregory 96 |
| Grier | Griesheimer | Griffith | Gunby | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Hill | Houx | Hovis | Hudson |
| Hurlbert | Ingle | Kalberloh | Kelley 127 | Kelly 141 |
| Kidd | Knight | Lewis 25 | Lovasco | Mackey |
| Mayhew | McCreery | McGaugh | McGirl | Merideth |
| Morse | Mosley | Murphy | Nurrenbern | O'Donnell |
| Owen | Patterson | Perkins | Person | Phifer |
| Pietzman | Pike | Plocher | Pollock 123 | Porter |
| Pouche | Price IV | Proudie | Quade | Railsback |
| Reedy | Richey | Riggs | Riley | Roberts |
| Roden | Roeber | Rogers | Rone | Rowland |
| Ruth | Sander | Sassmann | Sauls | Schnelting |
| Schroer | Schwadron | Seitz | Sharp 36 | Sharpe 4 |
| Shaul | Shields | Simmons | Smith 155 | 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 50 | Walsh Moore 93 | Weber | West |
| Wiemann | Windham | Wright | Young | Mr. Speaker |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

| | | | | |
|------------|-----------|---------|---------|----------|
| Cupps | Gray | Johnson | Lewis 6 | McDaniel |
| Pollitt 52 | Smith 163 | | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 298, relating to income tax refund donations, was taken up by Representative Wallingford.

On motion of Representative Wallingford, **HB 298** was read the third time and passed by the following vote:

AYES: 152

| | | | | |
|--------------|----------------|-------------|-------------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Boggs | Bosley | Bromley |
| Brown 16 | Brown 27 | Brown 70 | Buchheit-Courtway | Burger |
| Burnett | Busick | Butz | Chipman | Christofanelli |
| Clemens | Coleman 32 | Coleman 97 | Collins | Cook |
| Copeland | Davidson | Davis | Deaton | DeGroot |
| Derges | Dinkins | Dogan | Doll | Eggleston |
| Ellebracht | Evans | Falkner | Fishel | Fitzwater |
| Fogle | Francis | Gregory 51 | Gregory 96 | Grier |
| Griesheimer | Griffith | Gunby | Haden | Haffner |
| Haley | Hannegan | Hardwick | Henderson | Hicks |
| Hill | Houx | Hovis | Hudson | Hurlbert |
| Ingle | Kalberloh | Kelley 127 | Kelly 141 | Kidd |
| Knight | Lewis 25 | Lovasco | Mackey | Mayhew |
| McCreery | McGaugh | McGill | Merideth | Morse |
| Mosley | Nurrenbern | O'Donnell | Owen | Patterson |
| Perkins | Person | Phifer | Pietzman | Pike |
| Plocher | Pollitt 52 | Pollock 123 | Porter | Pouche |
| Price IV | Proudie | Quade | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Roden |
| Roeber | Rogers | Rone | Rowland | Ruth |
| Sander | Sassmann | Sauls | Schroer | Schwadron |
| Sharp 36 | Sharpe 4 | Shaul | Shields | Simmons |
| Smith 155 | 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 50 | Walsh Moore 93 |
| Weber | West | Wiemann | Windham | Wright |
| Young | Mr. Speaker | | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

| | | | | |
|----------|--------|------------|---------|-----------|
| Burton | Cupps | Gray | Johnson | Lewis 6 |
| McDaniel | Murphy | Schnelting | Seitz | Smith 163 |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 404, relating to limb loss awareness month, was taken up by Representative Aldridge.

On motion of Representative Aldridge, **HB 404** was read the third time and passed by the following vote:

AYES: 154

| | | | | |
|----------------|----------------|--------------|-------------------|-------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Boggs | Bosley | Bromley |
| Brown 16 | Brown 27 | Brown 70 | Buchheit-Courtway | Burger |
| Burnett | Burton | Busick | Butz | Chipman |
| Christofanelli | Clemens | Coleman 32 | Coleman 97 | Collins |
| Cook | Copeland | Davidson | Davis | Deaton |
| DeGroot | Derges | Dinkins | Doll | Eggleston |
| Ellebracht | Evans | Falkner | Fishel | Fitzwater |
| Fogle | Francis | Gregory 51 | Gregory 96 | Grier |
| Griesheimer | Griffith | Gunby | Haden | Haffner |
| Haley | Hannegan | Hardwick | Henderson | Hicks |
| Hill | Houx | Hovis | Hudson | Hurlbert |
| Ingle | Kalberloh | Kelley 127 | Kelly 141 | Kidd |
| Knight | Lewis 25 | Lovasco | Mackey | McCreery |
| McGaugh | McGill | Merideth | Morse | Mosley |
| Murphy | Nurrenbern | O'Donnell | Owen | Patterson |
| Perkins | Person | Phifer | Pietzman | Pike |
| Plocher | Pollitt 52 | Pollock 123 | Porter | Pouche |
| Price IV | Proudie | Quade | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Roden |
| Roeber | Rogers | Rone | Rowland | Ruth |
| Sander | Sassmann | Sauls | Schnelting | Schroer |
| Schwadron | Seitz | Sharp 36 | Sharpe 4 | Shaul |
| Shields | Simmons | Smith 155 | 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 50 | Walsh Moore 93 | Weber | West | Wiemann |
| Windham | Wright | Young | Mr. Speaker | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

| | | | | |
|--------|----------|-----------|---------|---------|
| Cupps | Dogan | Gray | Johnson | Lewis 6 |
| Mayhew | McDaniel | Smith 163 | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 449, relating to celiac awareness day, was taken up by Representative Tate.

On motion of Representative Tate, **HB 449** was read the third time and passed by the following vote:

AYES: 157

| | | | | |
|----------------|----------------|-------------|-------------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Boggs | Bosley | Bromley |
| Brown 16 | Brown 27 | Brown 70 | Buchheit-Courtway | Burger |
| Burnett | Burton | Busick | Butz | Chipman |
| Christofanelli | Clemens | Coleman 32 | Coleman 97 | Collins |
| Cook | Copeland | Davidson | Davis | Deaton |
| DeGroot | Derges | Dinkins | Dogan | Doll |
| Eggleston | Ellebracht | Evans | Falkner | Fishel |
| Fitzwater | Fogle | Francis | Gregory 51 | Gregory 96 |
| Grier | Griesheimer | Griffith | Gunby | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Hill | Houx | Hovis | Hudson |
| Hurlbert | Ingle | Kalberloh | Kelley 127 | Kelly 141 |
| Kidd | Knight | Lewis 25 | Lovasco | Mackey |
| Mayhew | McCreery | McGaugh | McGill | Merideth |
| Morse | Mosley | Murphy | Nurrenbern | O'Donnell |
| Owen | Patterson | Perkins | Person | Phifer |
| Pietzman | Pike | Plocher | Pollitt 52 | Pollock 123 |
| Porter | Pouche | Price IV | Proudie | Quade |
| Railsback | Reedy | Richey | Riggs | Riley |
| Roberts | Roden | Roeber | Rogers | Rone |
| Rowland | Ruth | Sander | Sassmann | Sauls |
| Schnelting | Schroer | Schwadron | Seitz | Sharp 36 |
| Sharpe 4 | Shaul | Shields | Simmons | Smith 155 |
| 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 50 | Walsh Moore 93 |
| Weber | West | Wiemann | Windham | Wright |
| Young | Mr. Speaker | | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

| | | | | |
|-------|------|---------|---------|----------|
| Cupps | Gray | Johnson | Lewis 6 | McDaniel |
|-------|------|---------|---------|----------|

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 522, relating to Walthall Moore day, was taken up by Representative Windham.

On motion of Representative Windham, **HB 522** was read the third time and passed by the following vote:

AYES: 153

| | | | | |
|----------------|--------------|-------------------|-------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Bland Manlove | Boggs | Bosley | Bromley | Brown 16 |
| Brown 27 | Brown 70 | Buchheit-Courtway | Burger | Burnett |
| Burton | Busick | Butz | Chipman | Christofanelli |
| Clemens | Coleman 32 | Coleman 97 | Collins | Cook |
| Copeland | Davis | Deaton | DeGroot | Derges |
| Dinkins | Dogan | Doll | Eggleston | Ellebracht |
| Evans | Falkner | Fishel | Fitzwater | Fogle |
| Gregory 51 | Gregory 96 | Grier | Griesheimer | Griffith |
| Gunby | Haden | Haffner | Haley | Hannegan |
| Hardwick | Henderson | Hicks | Hill | Houx |
| Hovis | Hudson | Hurlbert | Ingle | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Knight | Lewis 25 |
| Lovasco | Mackey | Mayhew | McCreery | McGaugh |
| McGirl | Merideth | Morse | Mosley | Murphy |
| Nurrenbern | O'Donnell | Owen | Patterson | Perkins |
| Person | Phifer | Pietzman | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Price IV |
| Proudie | Quade | Railsback | Reedy | Richey |
| Riggs | Riley | Roberts | Roden | Roeber |
| Rogers | Rone | Rowland | Ruth | Sander |
| Sassmann | Sauls | Schnelting | Schroer | Schwadron |
| Seitz | Sharp 36 | Sharpe 4 | Shaul | Shields |
| Simmons | Smith 155 | Smith 163 | Stacy | Stephens 128 |
| Stevens 46 | Tate | Taylor 139 | Taylor 48 | Terry |
| Thomas | Thompson | Toalson Reisch | Trent | Turnbaugh |
| Unsicker | Van Schoiack | Veit | Wallingford | Walsh 50 |
| Walsh Moore 93 | Weber | West | Wiemann | Windham |
| Wright | Young | Mr. Speaker | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

| | | | | |
|---------|---------|----------|----------|------|
| Black 7 | Cupps | Davidson | Francis | Gray |
| Johnson | Lewis 6 | McDaniel | Smith 67 | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 640, relating to myasthenia gravis awareness month, was taken up by Representative Morse.

On motion of Representative Morse, **HB 640** was read the third time and passed by the following vote:

AYES: 153

| | | | | |
|----------------|---------------|-------------|-------------------|-----------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Boggs | Bosley | Bromley |
| Brown 16 | Brown 27 | Brown 70 | Buchheit-Courtway | Burger |
| Burnett | Burton | Busick | Butz | Chipman |
| Christofanelli | Clemens | Coleman 32 | Coleman 97 | Collins |
| Cook | Copeland | Davidson | Davis | Deaton |
| Derges | Dinkins | Dogan | Doll | Eggleston |
| Ellebracht | Evans | Falkner | Fishel | Fitzwater |
| Fogle | Francis | Gregory 51 | Gregory 96 | Grier |
| Griesheimer | Griffith | Gunby | Haden | Haffner |
| Haley | Hannegan | Hardwick | Henderson | Hicks |
| Hill | Houx | Hovis | Hudson | Hurlbert |
| Ingle | Kalberloh | Kelley 127 | Kelly 141 | Kidd |
| Knight | Lewis 25 | Lovasco | Mackey | Mayhew |
| McCreery | McGaugh | McGill | Merideth | Morse |
| Mosley | Murphy | Nurrenbern | O'Donnell | Owen |
| Patterson | Perkins | Person | Phifer | Pietzman |
| Pike | Plocher | Pollitt 52 | Pollock 123 | Porter |
| Pouche | Price IV | Proudie | Quade | Railsback |
| Reedy | Richey | Riggs | Riley | Roberts |
| Roden | Roeber | Rone | Rowland | Ruth |
| Sander | Sassmann | Sauls | Schnelting | Schroer |
| Schwadron | Seitz | Sharp 36 | Sharpe 4 | Shaul |
| Shields | Simmons | Smith 155 | Smith 163 | Stacy |
| Stephens 128 | Stevens 46 | Tate | Taylor 139 | Taylor 48 |
| Terry | Thomas | Thompson | Toalson Reisch | Trent |
| Turnbaugh | Unsicker | Veit | Wallingford | Walsh 50 |
| Walsh Moore 93 | Weber | West | Wiemann | Windham |
| Wright | Young | Mr. Speaker | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

| | | | | |
|----------|---------|----------|--------------|---------|
| Cupps | DeGroot | Gray | Johnson | Lewis 6 |
| McDaniel | Rogers | Smith 67 | Van Schoiack | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 676, relating to the necessary mental state for a homicide offense, was taken up by Representative Coleman (97).

On motion of Representative Coleman (97), **HCS HB 676** was read the third time and passed by the following vote:

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AYES: 144

| | | | | |
|----------------|-------------------|----------------|--------------|------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Aune | Bailey | Baker | Bangert | Baringer |
| Barnes | Basye | Billington | Black 137 | Black 7 |
| Boggs | Bosley | Bromley | Brown 16 | Brown 27 |
| Brown 70 | Buchheit-Courtway | Burger | Burton | Busick |
| Butz | Chipman | Christofanelli | Coleman 32 | Coleman 97 |
| Collins | Cook | Copeland | Davidson | Davis |
| Deaton | DeGroot | Derges | Dinkins | Dogan |
| Doll | Eggleston | Ellebracht | Evans | Falkner |
| Fishel | Fitzwater | Fogle | Francis | Gregory 51 |
| Gregory 96 | Grier | Griesheimer | Griffith | Gunby |
| Haden | Haffner | Haley | Hannegan | Hardwick |
| Henderson | Hicks | Hill | Houx | Hovis |
| Hudson | Hurlbert | Ingle | Kalberloh | Kelley 127 |
| Kelly 141 | Kidd | Knight | Lewis 25 | Lovasco |
| Mackey | McCreery | McGaugh | McGill | Morse |
| Mosley | Murphy | Nurrenbern | O'Donnell | Owen |
| Patterson | Perkins | Person | Phifer | Pietzman |
| Pike | Plocher | Pollitt 52 | Pollock 123 | Porter |
| Pouche | Price IV | Proudie | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Roden |
| Roeber | Rone | Rowland | Ruth | Sander |
| Sassmann | Sauls | Schnelting | Schwadron | Seitz |
| Sharp 36 | Sharpe 4 | Shaul | Shields | Simmons |
| Smith 155 | Smith 163 | Stacy | Stephens 128 | Tate |
| Taylor 139 | Taylor 48 | Terry | Thomas | Thompson |
| Toalson Reisch | Trent | Turnbaugh | Van Schoiack | Veit |
| Wallingford | Walsh 50 | Walsh Moore 93 | Weber | West |
| Wiemann | Windham | Young | Mr. Speaker | |

NOES: 000

PRESENT: 007

| | | | | |
|---------------|----------|---------|----------|-------|
| Bland Manlove | Burnett | Clemens | Merideth | Quade |
| Stevens 46 | Unsicker | | | |

ABSENT WITH LEAVE: 011

| | | | | |
|----------|----------|--------|---------|----------|
| Atchison | Cupps | Gray | Johnson | Lewis 6 |
| Mayhew | McDaniel | Rogers | Schroer | Smith 67 |
| Wright | | | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 763, relating to employees of the general assembly, was taken up by Representative Chipman.

On motion of Representative Chipman, **HB 763** was read the third time and passed by the following vote:

AYES: 150

| | | | | |
|-------------------|--------------|----------------|--------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baringer | Barnes |
| Basye | Billington | Black 137 | Black 7 | Bland Manlove |
| 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 | Davidson |
| Davis | Deaton | DeGroot | Derges | Dinkins |
| Dogan | Doll | Eggleston | Ellebracht | Evans |
| Falkner | Fishel | Fitzwater | Fogle | Francis |
| Gregory 51 | Gregory 96 | Grier | Griesheimer | Griffith |
| Gunby | Haden | Haffner | Haley | Hannegan |
| Hardwick | Henderson | Hicks | Hill | Houx |
| Hovis | Hudson | Hurlbert | Ingle | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Knight | Lewis 25 |
| Lovasco | Mackey | Mayhew | McCreery | McGaugh |
| McGirl | Merideth | Morse | Mosley | Murphy |
| Nurrenbern | O'Donnell | Owen | Patterson | Perkins |
| Person | Pietzman | Pike | Plocher | Pollitt 52 |
| Pollock 123 | Porter | Pouche | Price IV | Proudie |
| Quade | Railsback | Reedy | Richey | Riggs |
| Riley | Roberts | Roden | Roeber | Rone |
| Rowland | Ruth | Sander | Sassmann | Sauls |
| Schnelting | Schwadron | Seitz | Sharp 36 | Sharpe 4 |
| Shaul | Shields | Simmons | Smith 155 | Smith 163 |
| Stacy | Stephens 128 | Stevens 46 | Tate | Taylor 139 |
| Taylor 48 | Terry | Thomas | Thompson | Toalson Reisch |
| Trent | Turnbaugh | Unsicker | Van Schoiack | Veit |
| Wallingford | Walsh 50 | Walsh Moore 93 | Weber | West |
| Wiemann | Windham | Wright | Young | Mr. Speaker |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

| | | | | |
|---------|----------|----------|--------|--------|
| Baker | Bangert | Bosley | Cupps | Gray |
| Johnson | Lewis 6 | McDaniel | Phifer | Rogers |
| Schroer | Smith 67 | | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 1053, relating to tardive dyskinesia awareness week, was taken up by Representative Patterson.

On motion of Representative Patterson, **HB 1053** was read the third time and passed by the following vote:

AYES: 151

| | | | | |
|----------------|---------------|------------|-------------------|--------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Boggs | Bosley | Bromley |
| Brown 16 | Brown 27 | Brown 70 | Buchheit-Courtway | Burger |
| Burnett | Burton | Busick | Butz | Chipman |
| Christofanelli | Clemens | Coleman 32 | Coleman 97 | Collins |
| Cook | Copeland | Davidson | Davis | Deaton |
| DeGroot | Derges | Dinkins | Dogan | Doll |
| Eggleston | Ellebracht | Evans | Falkner | Fishel |
| Fitzwater | Fogle | Francis | Gregory 51 | Gregory 96 |
| Grier | Griesheimer | Griffith | Gunby | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Hill | Houx | Hovis | Hudson |
| Hurlbert | Ingle | Kalberloh | Kelley 127 | Kelly 141 |
| Kidd | Knight | Lewis 25 | Lovasco | Mackey |
| Mayhew | McCreery | McGaugh | McGill | Merideth |
| Morse | Mosley | Murphy | Nurrenbern | O'Donnell |
| Patterson | Perkins | Person | Phifer | Pietzman |
| Pike | Plocher | Pollitt 52 | Pollock 123 | Porter |
| Pouche | Proudie | Quade | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Roden |
| Roeber | Rone | Rowland | Ruth | Sander |
| Sassmann | Sauls | Schnelting | Schwadron | Seitz |
| Sharp 36 | Sharpe 4 | Shaul | Shields | Simmons |
| Smith 155 | Smith 163 | Stacy | Stephens 128 | Stevens 46 |
| Tate | Taylor 48 | Terry | Thomas | Thompson |
| Toalson Reisch | Trent | Turnbaugh | Unsicker | Van Schoiack |
| Veit | Wallingford | Walsh 50 | Walsh Moore 93 | Weber |
| West | Wiemann | Windham | Wright | Young |
| Mr. Speaker | | | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

| | | | | |
|------------|----------|---------|---------|----------|
| Cupps | Gray | Johnson | Lewis 6 | McDaniel |
| Owen | Price IV | Rogers | Schroer | Smith 67 |
| Taylor 139 | | | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

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

AFTERNOON SESSION

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

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 038

| | | | | |
|----------|-------------|-----------|------------|------------|
| Anderson | Atchison | Bailey | Billington | Brown 27 |
| Burton | Busick | Collins | Cook | Copeland |
| Cupps | Davis | Derges | Evans | Francis |
| Haden | Haffner | Hannegan | Hardwick | Kelley 127 |
| Mayhew | McDaniel | McGill | Morse | Perkins |
| Phifer | Pollock 123 | Railsback | Richey | Riggs |
| Sassmann | Sharp 36 | Shields | Smith 67 | Taylor 139 |
| Veit | Walsh 50 | West | | |

NOES: 003

| | | |
|--------|-----------|---------|
| Bosley | Fitzwater | Rowland |
|--------|-----------|---------|

PRESENT: 082

| | | | | |
|-----------|--------------|-------------|-------------------|------------|
| Adams | Andrews | Appelbaum | Aune | Baringer |
| Barnes | Bromley | Brown 16 | Buchheit-Courtway | Burger |
| Burnett | Butz | Coleman 32 | Coleman 97 | Deaton |
| DeGroot | Dinkins | Dogan | Doll | Eggleston |
| Falkner | Fogle | Gregory 51 | Gregory 96 | Grier |
| Griffith | Gunby | Haley | Hicks | Hill |
| Houx | Hovis | Hudson | Hurlbert | Johnson |
| Kalberloh | Kidd | Knight | Lewis 25 | McCreery |
| McGaugh | Mosley | Nurrenbern | O'Donnell | Owen |
| Patterson | Person | Pike | Plocher | Pollitt 52 |
| Porter | Pouche | Price IV | Quade | Reedy |
| Riley | Roden | Rone | Ruth | Sander |
| Sauls | Schroer | Schwadron | Seitz | Sharpe 4 |
| Smith 155 | Smith 163 | Stacy | Stephens 128 | Stevens 46 |
| Taylor 48 | Terry | Thomas | Thompson | Turnbaugh |
| Unsicker | Van Schoiack | Wallingford | Weber | Wiemann |
| Young | Mr. Speaker | | | |

ABSENT WITH LEAVE: 039

| | | | | |
|----------------|----------------|-----------|------------|----------------|
| Aldridge | Baker | Bangert | Basye | Black 137 |
| Black 7 | Bland Manlove | Boggs | Brown 70 | Chipman |
| Christofanelli | Clemens | Davidson | Ellebracht | Fishel |
| Gray | Griesheimer | Henderson | Ingle | Kelly 141 |
| Lewis 6 | Lovasco | Mackey | Merideth | Murphy |
| Pietzman | Proudie | Roberts | Roeber | Rogers |
| Schnelting | Shaul | Simmons | Tate | Toalson Reisch |
| Trent | Walsh Moore 93 | Windham | Wright | |

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HCS HB 733, relating to workforce development, was taken up by Representative Patterson.

On motion of Representative Patterson, **HCS HB 733** was read the third time and passed by the following vote:

AYES: 139

| | | | | |
|-------------------|----------------|----------------|-------------|------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Bangert | Baringer |
| Basye | Billington | Black 137 | Black 7 | Boggs |
| Bosley | Bromley | Brown 16 | Brown 27 | Brown 70 |
| Buchheit-Courtway | Burger | Burnett | Burton | Busick |
| Butz | Christofanelli | Clemens | Coleman 32 | Coleman 97 |
| Collins | Cook | Copeland | Cupps | Davidson |
| Davis | Deaton | DeGroot | Derges | Dinkins |
| Dogan | Doll | Eggleston | Evans | Falkner |
| Fishel | Fitzwater | Fogle | Francis | Gregory 51 |
| Gregory 96 | Grier | Griesheimer | Griffith | Gunby |
| Haden | Haffner | Haley | Hannegan | Hardwick |
| Hicks | Hill | Houx | Hovis | Hudson |
| Hurlbert | Ingle | Johnson | Kelley 127 | Kelly 141 |
| Kidd | Knight | Lovasco | Mackey | McCreery |
| McDaniel | McGaugh | McGill | Morse | Mosley |
| Nurrenbern | O'Donnell | Owen | Patterson | Perkins |
| Person | Phifer | Pike | Plocher | Pollitt 52 |
| Pollock 123 | Porter | Pouche | Price IV | Proudie |
| Railsback | Reedy | Richey | Riggs | Riley |
| Roberts | Roden | Rone | Rowland | Ruth |
| Sander | Sassmann | Sauls | Schnelting | Schroer |
| Schwadron | Seitz | Sharp 36 | Sharpe 4 | Shaul |
| Shields | Smith 155 | Smith 163 | Smith 67 | Stacy |
| Stephens 128 | Stevens 46 | Taylor 139 | Taylor 48 | Terry |
| Thomas | Thompson | Toalson Reisch | Trent | Turnbaugh |
| Van Schoiack | Veit | Wallingford | Walsh 50 | Weber |
| West | Wiemann | Young | Mr. Speaker | |

NOES: 002

Lewis 25 Quade

PRESENT: 002

Barnes Unsicker

ABSENT WITH LEAVE: 019

| | | | | |
|-----------|----------------|---------|------------|----------|
| Baker | Bland Manlove | Chipman | Ellebracht | Gray |
| Henderson | Kalberloh | Lewis 6 | Mayhew | Merideth |
| Murphy | Pietzman | Roeber | Rogers | Simmons |
| Tate | Walsh Moore 93 | Windham | Wright | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 592, relating to personal delivery devices, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HCS HB 592** was read the third time and passed by the following vote:

AYES: 141

| | | | | |
|----------------|--------------|----------------|-------------|-------------------|
| Adams | Anderson | Andrews | Appelbaum | Atchison |
| Aune | Bailey | Baker | Bangert | Baringer |
| Barnes | Basye | Billington | Black 137 | Black 7 |
| Bosley | Bromley | Brown 16 | Brown 27 | Buchheit-Courtway |
| Burger | Burnett | Burton | Busick | Butz |
| Christofanelli | Clemens | Coleman 32 | Coleman 97 | Collins |
| Cook | Copeland | Davidson | Davis | Deaton |
| DeGroot | Derges | Dinkins | Dogan | Doll |
| Eggleston | Ellebracht | Evans | Falkner | Fishel |
| Fitzwater | Fogle | Francis | Gregory 51 | Gregory 96 |
| Grier | Griesheimer | Griffith | Gunby | Haden |
| Haffner | Haley | Hannegan | Hardwick | Hicks |
| Hill | Houx | Hovis | Hudson | Hurlbert |
| Ingle | Johnson | Kalberloh | Kelley 127 | Kelly 141 |
| Kidd | Knight | Lewis 25 | Lovasco | Mackey |
| McCreery | McDaniel | McGaugh | McGill | Morse |
| Mosley | Nurrenbern | O'Donnell | Owen | Patterson |
| Perkins | Person | Phifer | Pietzman | Pike |
| Plocher | Pollitt 52 | Pollock 123 | Porter | Pouche |
| Price IV | Proudie | Quade | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Rone |
| Ruth | Sander | Sassmann | Sauls | Schroer |
| Schwadron | Seitz | Sharp 36 | Sharpe 4 | Shaul |
| Shields | Smith 155 | Smith 163 | Smith 67 | Stacy |
| Stephens 128 | Stevens 46 | Taylor 139 | Taylor 48 | Terry |
| Thomas | Thompson | Toalson Reisch | Trent | Turnbaugh |
| Unsicker | Van Schoiack | Veit | Wallingford | Walsh 50 |
| Walsh Moore 93 | Weber | West | Wiemann | Young |
| Mr. Speaker | | | | |

NOES: 001

Rowland

PRESENT: 002

| | |
|----------|-------|
| Aldridge | Cupps |
|----------|-------|

ABSENT WITH LEAVE: 018

| | | | | |
|---------------|---------|----------|------------|---------|
| Bland Manlove | Boggs | Brown 70 | Chipman | Gray |
| Henderson | Lewis 6 | Mayhew | Merideth | Murphy |
| Roden | Roeber | Rogers | Schnelting | Simmons |
| Tate | Windham | Wright | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 380, relating to flashing lights on motor vehicles, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), **HB 380** was read the third time and passed by the following vote:

AYES: 144

| | | | | |
|----------------|-------------------|----------------|----------------|--------------|
| Adams | Anderson | Andrews | Appelbaum | Atchison |
| Aune | Bailey | Baker | Bangert | Baringer |
| Barnes | Basye | Billington | Black 137 | Black 7 |
| Bland Manlove | Bosley | Bromley | Brown 16 | Brown 27 |
| Brown 70 | Buchheit-Courtway | Burger | Burnett | Burton |
| Busick | Butz | Christofanelli | Coleman 32 | Coleman 97 |
| Collins | Cook | Copeland | Cupps | Davidson |
| Davis | Deaton | DeGroot | Derges | Dinkins |
| Dogan | Doll | Eggleston | Ellebracht | Evans |
| Falkner | Fishel | Fitzwater | Fogle | Francis |
| Gregory 51 | Gregory 96 | Grier | Griesheimer | Griffith |
| Gunby | Haden | Haffner | Haley | Hannegan |
| Hardwick | Hicks | Hill | Houx | Hovis |
| Hudson | Hurlbert | Ingle | Johnson | Kalberloh |
| Kelley 127 | Kidd | Knight | Lewis 25 | Mackey |
| McCreery | McDaniel | McGaugh | McGirt | Merideth |
| Morse | Mosley | Nurrenbern | O'Donnell | Owen |
| Patterson | Perkins | Person | Phifer | Pietzman |
| Pike | Plocher | Pollitt 52 | Pollock 123 | Porter |
| Pouche | Price IV | Proudie | Quade | Railsback |
| Reedy | Richey | Riggs | Riley | Roberts |
| Rone | Rowland | Ruth | Sander | Sassmann |
| Sauls | Schnelting | Schroer | Schwadron | Seitz |
| Sharp 36 | Sharpe 4 | Shaul | Shields | Smith 155 |
| Smith 163 | Smith 67 | Stacy | Stephens 128 | Stevens 46 |
| Taylor 139 | Taylor 48 | Terry | Thomas | Thompson |
| Toalson Reisch | Trent | Turnbaugh | Unsicker | Van Schoiack |
| Veit | Wallingford | Walsh 50 | Walsh Moore 93 | Weber |
| West | Wiemann | Young | Mr. Speaker | |

NOES: 001

Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 017

| | | | | |
|-----------|-----------|---------|---------|--------|
| Aldridge | Boggs | Chipman | Clemens | Gray |
| Henderson | Kelly 141 | Lewis 6 | Mayhew | Murphy |
| Roden | Roeber | Rogers | Simmons | Tate |
| Windham | Wright | | | |

VACANCIES: 001

Speaker Vescovo declared the bill passed.

Speaker Pro Tem Wiemann resumed the Chair.

HCS HB 369, relating to liability for prescribed burns, was taken up by Representative Taylor (48).

On motion of Representative Taylor (48), **HCS HB 369** was read the third time and passed by the following vote:

AYES: 141

| | | | | |
|------------|----------------|-------------------|----------------|-------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Bosley | Bromley | Brown 16 |
| Brown 27 | Brown 70 | Buchheit-Courtway | Burger | Burnett |
| Burton | Busick | Butz | Christofanelli | Clemens |
| Coleman 32 | Coleman 97 | Collins | Cook | Copeland |
| Davidson | Davis | Deaton | DeGroot | Derges |
| Dinkins | Dogan | Doll | Eggleston | Ellebracht |
| Falkner | Fishel | Fitzwater | Francis | Gregory 51 |
| Gregory 96 | Grier | Griesheimer | Griffith | Gunby |
| Haffner | Haley | Hannegan | Hardwick | Hicks |
| Hill | Houx | Hovis | Hudson | Hurlbert |
| Ingle | Johnson | Kalberloh | Kelley 127 | Kelly 141 |
| Kidd | Knight | Lewis 25 | Lovasco | Mackey |
| McCreery | McGaugh | McGirl | Merideth | Morse |
| Mosley | Nurrenbern | O'Donnell | Owen | Patterson |
| Perkins | Person | Phifer | Pietzman | Pike |
| Plocher | Pollitt 52 | Pollock 123 | Porter | Pouche |
| Price IV | Proudie | Quade | Railsback | Reedy |
| Richey | Riggs | Riley | Rone | Rowland |
| Ruth | Sander | Sassmann | Sauls | Schnelting |
| Schroer | Schwadron | Seitz | Sharp 36 | Sharpe 4 |
| Shaul | Shields | Simmons | Smith 155 | Smith 163 |
| Smith 67 | Stacy | Stephens 128 | Stevens 46 | Taylor 139 |
| Taylor 48 | Terry | Thomas | Toalson Reisch | Trent |
| Turnbaugh | Unsicker | Van Schoiack | Veit | Wallingford |
| Walsh 50 | Walsh Moore 93 | Weber | West | Wiemann |
| Young | | | | |

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 020

| | | | | |
|--------|----------|-----------|---------|-------------|
| Boggs | Chipman | Cupps | Evans | Fogle |
| Gray | Haden | Henderson | Lewis 6 | Mayhew |
| Murphy | Roberts | Roden | Roeber | Rogers |
| Tate | Thompson | Windham | Wright | Mr. Speaker |

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 384, relating to workers' compensation, was taken up by Representative Veit.

On motion of Representative Veit, **HCS HB 384** was read the third time and passed by the following vote:

AYES: 149

| | | | | |
|----------------|---------------|-------------------|----------------|----------------|
| Adams | Aldridge | Anderson | Andrews | Appelbaum |
| Atchison | Aune | Bailey | Baker | Bangert |
| Baringer | Barnes | Basye | Billington | Black 137 |
| Black 7 | Bland Manlove | Bosley | 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 | Fishel |
| Fitzwater | Fogle | Francis | Gregory 51 | Gregory 96 |
| Grier | Griesheimer | Griffith | Gunby | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Hill | Houx | Hovis | Hudson |
| Hurlbert | Ingle | Johnson | Kalberloh | Kelley 127 |
| Kelly 141 | Kidd | Knight | Lewis 25 | Lovasco |
| Mackey | McCreery | McGaugh | McGill | Merideth |
| Morse | Mosley | Nurrenbern | O'Donnell | Owen |
| Patterson | Perkins | Person | Phifer | Pietzman |
| Pike | Plocher | Pollitt 52 | Porter | Pouche |
| Price IV | Proudie | Quade | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Rogers |
| Rone | Rowland | Ruth | Sander | Sassmann |
| Sauls | Schmelting | Schroer | Schwadron | Seitz |
| Sharp 36 | Sharpe 4 | Shaul | Shields | Smith 155 |
| Smith 163 | Smith 67 | Stacy | Stephens 128 | Stevens 46 |
| Taylor 139 | Taylor 48 | Terry | Thomas | Thompson |
| Toalson Reisch | Trent | Turnbaugh | Unsicker | Van Schoiack |
| Veit | Wallingford | Walsh 50 | Walsh Moore 93 | Weber |
| West | Wiemann | Wright | Young | |

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 012

| | | | | |
|-------------|-------------|---------|---------|--------|
| Boggs | Gray | Lewis 6 | Mayhew | Murphy |
| Pollock 123 | Roden | Roeber | Simmons | Tate |
| Windham | Mr. Speaker | | | |

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1095, HCS HB 1236, HCS HB 1242, HCS HB 29, HCS HB 66, HB 143, HB 161, HCS HBs 165 & 196, HB 167, HCS HB 214, HCS HB 229, HCS HB 248, HB 253, HB 261, HB 299, HB 313, HB 318, HCS HB 320, HB 391, HCS HB 394, HB 395, HCS HB 441, HB 469, HB 507, HCS HB 512, HCS HB 553, HCS HB 555, HB 563, HCS HB 589, HB 604, HB 661, HCS HB 682, HCS HB 744, HCS HB 825, HB 911, HCS HB 1016, HB 1070, HB 1200, HCS HB 1030, HCS HB 556, HCS HB 577, HB 92, HB 158, HB 177, HB 491, and HB 678 were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1236, relating to state fiscal management, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 1236** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1236, Page 2, Section 30.1026, Line 12, by inserting after all of said line the following:

"30.1027. There is hereby created in the state treasury the "FMAP Enhancement Medicaid Expansion – 2021 Federal Fund", which shall consist of all moneys received in the state treasury under Section 9814 of the American Rescue Plan Act of 2021, or any subsequent economic stimulus or budget stabilization plan as enacted by the 117th United States Congress on or after March 1, 2021, representing expanded funding for MO HealthNet services. Such funds shall only be for used to pay for the states expenses to provide services for individuals nineteen years of age or older and under sixty-five years of age who qualify for MO HealthNet services under 42 U.S.C. Section 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 C.F.R. 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. Section 1396a(e)(14) and as set forth in 42 C.F.R. 435.603, pursuant to Section 36(c) of Article IV of the Missouri Constitution. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

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

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

| | | | | |
|-----------|----------|---------|----------------|-------------------|
| Andrews | Atchison | Bailey | Baker | Billington |
| Black 137 | Black 7 | Bromley | Brown 16 | Buchheit-Courtway |
| Burger | Busick | Chipman | Christofanelli | Coleman 32 |

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| | | | | |
|------------|--------------|-------------|-------------|----------------|
| Coleman 97 | Cook | Copeland | Cupps | Davidson |
| Davis | Deaton | DeGroot | Derges | Dinkins |
| Eggleston | Falkner | Fishel | Fitzwater | Francis |
| Gregory 51 | Gregory 96 | Grier | Griesheimer | Griffith |
| Haden | Haffner | Haley | Hannegan | Hardwick |
| Henderson | Hicks | Hill | Hovis | Hudson |
| Hurlbert | Kalberloh | Kelley 127 | Kelly 141 | Knight |
| Lovasco | McGaugh | McGill | Morse | O'Donnell |
| Owen | Patterson | Pietzman | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Railsback |
| Reedy | Richey | Riggs | Riley | Roberts |
| Rone | Ruth | Sander | Sassmann | Schnelting |
| Schroer | Schwadron | Seitz | Sharpe 4 | Shaul |
| Shields | Smith 155 | Smith 163 | Stacy | Stephens 128 |
| Taylor 139 | Taylor 48 | Thomas | Thompson | Toalson Reisch |
| Trent | Van Schoiack | Wallingford | Walsh 50 | West |
| Wiemann | Wright | Mr. Speaker | | |

NOES: 043

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

PRESENT: 000

ABSENT WITH LEAVE: 021

| | | | | |
|---------|--------|----------|----------|---------|
| Bangert | Basye | Boggs | Brown 27 | Dogan |
| Evans | Gray | Houx | Ingle | Kidd |
| Lewis 6 | Mayhew | McDaniel | Murphy | Perkins |
| Roden | Roeber | Simmons | Tate | Veit |
| Windham | | | | |

VACANCIES: 001

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

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

AYES: 047

| | | | | |
|----------|----------|----------|---------------|------------|
| Adams | Aldridge | Anderson | Appelbaum | Aune |
| Bangert | Baringer | Barnes | Bland Manlove | Bosley |
| Brown 27 | Brown 70 | Burnett | Burton | Butz |
| Clemens | Collins | Dogan | Doll | Ellebracht |
| Fogle | Gunby | Ingle | Johnson | Lewis 25 |
| Mackey | McCreery | Merideth | Mosley | Nurrenbern |
| Person | Phifer | Price IV | Quade | Rogers |

| | | | | |
|---------|-----------|----------|----------------|------------|
| Rowland | Sauls | Sharp 36 | Smith 67 | Stevens 46 |
| Terry | Turnbaugh | Unsicker | Walsh Moore 93 | Weber |
| Windham | Young | | | |

NOES: 103

| | | | | |
|-------------------|--------------|-------------|-----------|----------------|
| Andrews | Atchison | Bailey | Baker | Basye |
| Billington | Black 137 | Black 7 | Bromley | Brown 16 |
| Buchheit-Courtway | Burger | Busick | Chipman | Christofanelli |
| Coleman 97 | Cook | Copeland | Cupps | Davidson |
| Davis | Deaton | DeGroot | Derges | Dinkins |
| Eggleston | Evans | Falkner | Fishel | Fitzwater |
| Francis | Gregory 51 | Gregory 96 | Grier | Griesheimer |
| Griffith | Haden | Haffner | Haley | Hannegan |
| Hardwick | Henderson | Hicks | Hill | Houx |
| Hovis | Hudson | Hurlbert | Kalberloh | Kelley 127 |
| Kelly 141 | Knight | Lovasco | McGaugh | McGill |
| Morse | Murphy | O'Donnell | Owen | Patterson |
| Perkins | Pietzman | Pike | Plocher | Pollitt 52 |
| Pollock 123 | Porter | Pouche | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Roden |
| Rone | Ruth | Sander | Sassmann | Schnelting |
| Schroer | Schwadron | Seitz | Sharpe 4 | Shaul |
| Shields | Smith 155 | Smith 163 | Stacy | Stephens 128 |
| Taylor 139 | Taylor 48 | Thomas | Thompson | Toalson Reisch |
| Trent | Van Schoiack | Wallingford | Walsh 50 | West |
| Wiemann | Wright | Mr. Speaker | | |

PRESENT: 000

ABSENT WITH LEAVE: 012

| | | | | |
|--------|------------|---------|--------|---------|
| Boggs | Coleman 32 | Gray | Kidd | Lewis 6 |
| Mayhew | McDaniel | Proudie | Roeber | Simmons |
| Tate | Veit | | | |

VACANCIES: 001

On motion of Representative Smith (163), **HCS HB 1236** was adopted.

On motion of Representative Smith (163), **HCS HB 1236** was ordered perfected and printed.

HCS HB 320, relating to computer science courses, was taken up by Representative Fitzwater.

HCS HB 320 was laid over.

HCS HB 876, relating to law enforcement officers, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCS HB 876** was agreed to.

Speaker Vescovo resumed the Chair.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 876, Page 3, Section 590.075, Line 5, by inserting after all of said section and line the following:

"590.500. 1. ~~[Any law enforcement officer, other than an elected sheriff or deputy, who possesses the duty and power of arrest for violations of the criminal laws of this state or for violations of ordinances of counties or municipalities of this state, who is regularly employed for more than thirty hours per week, and who is employed by a law enforcement agency of this state or political subdivision of this state which employs more than fifteen law enforcement officers, shall be given upon written request a meeting within forty-eight hours of a dismissal, disciplinary demotion or suspension that results in a reduction or withholding of salary or compensatory time. The meeting shall be held before any individual or board as designated by the governing body. At any such meeting, the employing law enforcement agency shall at a minimum provide a brief statement, which may be oral, of the reason of the discharge, disciplinary demotion or suspension, and permit the law enforcement officer the opportunity to respond. The results from such meeting shall be reduced to writing.]~~ **The provisions of this section shall be known and may be cited as the "Law Enforcement Officers' Bill of Rights".** Any law enforcement agency that has substantially similar or greater procedures shall be deemed to be in compliance with this section. ~~[This section shall not apply to an officer serving in a probationary period or to the highest ranking officer of any law enforcement agency.]~~

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

- (1) "Board", any individual or body authorized by an agency or department to hear and make final decisions regarding appeals of disciplinary actions issued by an agency or department;
- (2) "Color of law", any act by a law enforcement officer, whether on duty or off duty, that is performed in furtherance of his or her sworn duty to enforce laws and to protect and serve the public;
- (3) "Economic loss", any economic loss including, but not limited to, loss of overtime accrual, overtime income, sick time accrual, sick time, secondary employment income, holiday pay, and vacation pay;
- (4) "Good cause", sufficient evidence or facts that would support a party's request for extensions of time or any other requests seeking accommodations outside the scope of the rules set out in this section;
- (5) "Law enforcement officer", any sworn peace officer with the power to arrest for a violation of the criminal code who is employed by any unit of the state or any county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision or is employed by the board of police commissioners as defined in chapter 84. "Law enforcement officer" shall not include any officer who is the highest ranking officer in the law enforcement agency;
- (6) "Record", any transcription or audio or video recording of all interviews or hearings and complete documentary file.

3. Whenever a law enforcement officer is under investigation or is subjected to questioning that the officer reasonably believes could lead to disciplinary action, demotion, dismissal, transfer, or placement on a status that could lead to economic loss, the investigation or questioning shall be conducted under the following conditions:

(1) The law enforcement officer who is the subject of the investigation shall be informed, in writing, of the existence and nature of the alleged violation and the individuals who will be conducting the investigation. Notice shall be provided to the officer along with a copy of the complaint at least twenty-four hours prior to any interrogation or interview of the officer;

(2) Any person, including members of the same agency or department as the officer under investigation, filing a complaint against a law enforcement officer shall have the complaint supported by a written statement outlining the complaint that includes the personal identifying information of the person filing the complaint. All personal identifying information shall be held confidential by the investigating agency;

(3) When a law enforcement officer is questioned or interviewed regarding matters pertaining to his or her law enforcement duties or actions taken within the scope of his or her employment, such questioning shall be conducted for a reasonable length of time and only while the officer is on duty unless exigent circumstances exist that necessitate questioning the officer while he or she is off duty;

(4) Any interviews or questioning shall be conducted at a secure location at the agency that is conducting the investigation or at the place where the officer reports to work, unless the officer consents to another location;

(5) Law enforcement officers may be questioned by up to two investigators and shall be informed of the name, rank, and command of the officer or officers conducting the investigation; except that, separate investigators shall be assigned to investigate alleged department policy violations and alleged criminal violations;

(6) Interview sessions shall be for a reasonable period of time. There shall be times provided for the officer to allow for such personal necessities and rest periods as are reasonably necessary;

(7) Prior to an interview session, the investigator or investigators conducting the investigation shall advise the law enforcement officer of the rule set out in *Garrity v. New Jersey*, 385 U.S. 493 (1967), specifically that the law enforcement officer is being ordered to answer questions under threat of disciplinary action and that the officer's answers to the questions will not be used against the officer in criminal proceedings;

(8) Law enforcement officers shall not be threatened, harassed, or promised rewards to induce them into answering any question; except that, law enforcement officers may be compelled by their employer to give protected *Garrity* statements to an investigator under the direct control of the employer, but such compelled statements shall not be used or derivatively used against the officer in any aspect of a criminal case brought against the officer;

(9) Law enforcement officers under investigation are entitled to have an attorney or any duly authorized representative present during any questioning that the law enforcement officer reasonably believes may result in disciplinary action. The questioning shall be suspended for a period of up to twenty-four hours if the officer requests representation;

(10) Prior to the law enforcement officer being interviewed, the officer and his or her representative shall have the opportunity to review the complaint;

(11) Law enforcement officers or their designated representative shall have the right to bring their own recording device and may record all aspects of the interview;

(12) The law enforcement agency conducting the investigation shall have ninety days from receipt of a citizen complaint or from the date the agency became aware of the alleged conduct upon which the allegation rests to complete the investigation. The date shall be stated on the document providing notice to the law enforcement officer. The agency shall determine the disposition of the complaint and render a disciplinary decision, if any, within ninety days. The agency may, for good cause, petition the board overseeing the administration of discipline for an extension of time to complete the investigation. Absent consent from the officer being investigated, the board overseeing the administration of discipline shall set the petition for extension for hearing and provide notice of the hearing to the law enforcement officer under investigation. The officer shall have the right to attend the hearing and to present evidence and arguments against extension. If the board finds the agency has shown good cause for the granting of an extension of time to complete the investigation, the board shall grant an extension of up to sixty days. The agency shall be limited to two extensions per investigation; except that, if there is an ongoing criminal investigation, there shall be no limitation on the amount of sixty-day extensions;

(13) Within five days of the conclusion of the administrative investigation, the investigator shall inform the officer in writing of the investigative findings and any recommendation for further action, including discipline;

(14) A complete record of the administrative investigation shall be kept by the law enforcement agency conducting such investigation. Upon completion of the investigation, a copy of the entire record including, but not limited to, audio, video, or transcribed statements, shall be provided to the officer or the officer's representative within five business days of the officer's written request. The agency may request a protective order to redact all personal identifying witness information;

(15) Law enforcement officers shall have the right to compensation for any economic loss incurred during an investigation if the alleged misconduct is not sustained by the agency conducting the investigation; and

(16) All records compiled as a result of any investigation subject to the provisions of this section shall be held confidential and shall not be subject to disclosure under chapter 610 except by court order.

4. Law enforcement officers who are suspended without pay, demoted, terminated, transferred, or placed on a status resulting in economic loss shall be entitled to a full due process hearing. The proceeding shall constitute a contested case under chapter 536. The components of the hearing shall include, at a minimum:

(1) The right of the law enforcement officer to be represented by an attorney or other individual of his or her choice during the hearing;

(2) The right of the law enforcement officer or his or her attorney to conduct discovery prior to the hearing. Depositions may be taken in the same manner and under the same conditions as provided for in the Missouri civil rules of civil procedure for civil cases in the circuit court. Subpoenas may be issued by the board conducting the hearing or by the circuit court or the office of the clerk for the county where the agency has its principal place of business;

(3) Seven days' notice of the hearing date and time;

(4) An opportunity for the law enforcement officer or his or her attorney to access and review the investigatory record at least seven days prior to the hearing;

(5) The right of the law enforcement officer or his or her attorney to present witnesses and evidence in the officer's defense and a right to cross-examine any adverse witnesses against the officer;

(6) The right of the law enforcement officer to refuse to testify at the hearing if the officer is concurrently facing criminal charges in connection with the same incident. A law enforcement officer's decision not to testify shall not result in additional internal charges or discipline;

(7) A complete record of the hearing to be kept by the agency for purposes of appeal. The record shall be provided to the law enforcement officer or his or her attorney upon written request; and

(8) The entire record of the hearing to remain confidential and shall not be subject to disclosure under chapter 610 except by lawful subpoena or court order.

5. Any decision, order, or action taken following the hearing shall be in writing and shall be accompanied by findings of fact. The findings shall consist of a concise statement upon each issue in the case. A copy of the decision or order accompanying the findings and conclusions along with the written action and right of appeal, if any, shall be delivered or mailed promptly to the law enforcement officer or to the officer's attorney or representative of record.

6. Law enforcement officers shall have the opportunity to provide a written response to any adverse materials placed in their personnel file, and such written response shall be permanently attached to the adverse material.

7. Law enforcement officers shall have the right to compensation for any economic loss incurred as a result of disciplinary action by an agency if the alleged misconduct is not sustained by the administrative body hearing the disciplinary appeal.

8. Law enforcement officers may petition the circuit court in the county in which the law enforcement agency has its principal place of business to review the decision of the administrative body hearing the appeal of discipline. Upon a finding that the discipline was not justified, the circuit court may award the law enforcement officer back pay and costs incurred in bringing the suit, including attorney's fees.

9. Employers shall defend and indemnify law enforcement officers from and against civil claims made against them in their official and individual capacities if the alleged conduct arose in the course and scope of their obligations and duties as law enforcement officers. This includes any actions taken while off duty if such actions were taken under color of law. In the event a law enforcement officer is convicted of or pleads guilty to criminal charges arising out of the same conduct, the employer shall no longer be obligated to defend and indemnify the officer in connection with related civil claims.

10. No law enforcement officer shall be disciplined, demoted, dismissed, transferred, or placed on a status resulting in economic loss as a result of the officer's assertion of his or her constitutional rights in any judicial proceeding unless the officer admits to wrongdoing, in which case the provisions of this section shall not apply.

11. No state or local governmental unit including, but not limited to, a county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision that employs a law enforcement officer shall enact, promulgate, enforce, or follow any law, regulation, or policy that would abolish, conflict with, modify, or in any way diminish any right or remedy provided to law enforcement officers under this section.

12. The rights set out in this section are minimum standards to be applied throughout the state. However, nothing in this section shall prohibit a law enforcement agency and the authorized bargaining representative for a law enforcement officer employed by that agency from reaching written agreements providing disciplinary procedures more favorable than those provided in this section.

13. The remedies provided by this section against law enforcement agencies or governmental bodies shall be in addition to those provided by any other provision of law. Any aggrieved law enforcement officer or authorized representative may seek judicial enforcement of the requirements of these sections. Suits to enforce these sections shall be brought in the circuit court for the county in which the law enforcement agency or governmental body has its principal place of business.

14. Upon a finding by a preponderance of the evidence that a law enforcement agency, governmental body, or member of such an entity has violated any provision of this section, a court shall void any action taken under this section. Suit for enforcement shall be brought within one year from the time a violation is ascertainable.

590.1265. 1. The provisions of this section shall be known and may be cited as the "Police Use of Force Transparency Act of 2021".

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

(1) "Law enforcement agency", the same meaning as defined in section 590.1040;

(2) "Peace officer", the same meaning as defined in section 590.010;

(3) "Use-of-force incident", an incident in which:

(a) A fatality occurs that is connected to a use of force by a peace officer;

(b) Serious bodily injury occurs that is connected to a use of force by a peace officer; or

(c) In the absence of death or serious bodily injury, a peace officer discharges a firearm at, or in the direction of, a person.

3. Each law enforcement agency shall, at least annually, collect and report local data on use-of-force incidents involving peace officers to the National Use of Force Data Collection through the Law Enforcement Enterprise Portal administered by the Federal Bureau of Investigation.

4. Each law enforcement agency shall additionally report the data submitted under subsection 3 of this section to the department of public safety. Law enforcement agencies shall not include personally identifying information of individual peace officers in their reports.

5. The department of public safety shall, no later than June 30, 2022, develop standards and procedures governing the collection and reporting of use-of-force data under this section. The standards and procedures shall be consistent with the requirements, definitions, and methods of the National Use of Force Data Collection administered by the Federal Bureau of Investigation.

6. The department of public safety shall publish the data reported by law enforcement agencies under subsection 4 of this section, including statewide aggregate data and agency-specific data, in a publicly available report. Such data shall be deemed a public record consistent with the provisions and exemptions contained in chapter 610.

7. The department of public safety shall undertake an analysis of any trends and disparities in rates of use of force by all law enforcement agencies, with a report to be released to the public no later than January 1, 2025. The report shall be updated periodically thereafter, but not less than once every five years.

Section B. Section 590.1265 of section A of this act shall become effective on January 1, 2022."; and

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

Representative Coleman (97) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 3, Line 28, by inserting immediately after the words "except by" the words "lawful subpoena or"; and

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

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

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

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by inserting after the phrase "No. 876" the following:

"Page 2, Section 566.145, Line 27, by inserting after said section and line the following:

"590.030. 1. The POST commission shall establish minimum standards for the basic training of peace officers. Such standards may vary for each class of license established pursuant to subsection 2 of section 590.020.

2. The director shall establish minimum age, citizenship, and general education requirements and may require a qualifying score on a certification examination as conditions of eligibility for a peace officer license. Such general education requirements shall require completion of a high school program of education under chapter 167 or obtainment of a General Educational Development (GED) certificate.

3. The director shall provide for the licensure, with or without additional basic training, of peace officers possessing credentials by other states or jurisdictions, including federal and military law enforcement officers.

4. The director shall establish a procedure for obtaining a peace officer license and shall issue the proper license when the requirements of this chapter have been met.

5. As conditions of licensure, all licensed peace officers shall:

(1) Obtain continuing law enforcement education pursuant to rules to be promulgated by the POST commission; ~~and~~

(2) Maintain a current address of record on file with the director; and

(3) Submit to being fingerprinted on or before January 1, 2022, and at any time a peace officer is commissioned with a different law enforcement agency, for the purposes of a criminal history background check and enrollment in the state and federal Rap Back programs, pursuant to section 43.540. The criminal history background check shall include the records of the Federal Bureau of Investigation. The resulting report shall be forwarded to the officer's commissioning law enforcement agency at the time of enrollment and Rap Back enrollment shall be for the purpose of the requirements of subsection 3 of section 590.070 and subsection 2 of section 590.118. An officer shall take all necessary steps to maintain enrollment in Rap Back for as long as the officer is commissioned with a law enforcement agency.

6. A peace officer license shall automatically expire if the licensee fails to hold a commission as a peace officer for a period of five consecutive years, provided that the POST commission shall provide for the relicensure of such persons and may require retraining as a condition of eligibility for relicensure, and provided that the director may provide for the continuing licensure, subject to restrictions, of persons who hold and exercise a law enforcement commission requiring a peace officer license but not meeting the definition of a peace officer pursuant to this chapter.

7. All law enforcement agencies shall enroll in the state and federal Rap Back programs on or before January 1, 2022, and continue to remain enrolled. The law enforcement agency shall take all necessary steps to maintain officer enrollment for all officers commissioned with that agency in the Rap Back programs. An officer shall submit to being fingerprinted at any law enforcement agency upon commissioning and for as long as the officer is commissioned with that agency."; and

Further amend said bill,"; and

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

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

Representative Walsh (50) offered **House Amendment No. 3 to House Amendment No. 1.**

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by inserting after the phrase "No. 876" the following:

"Page 2, Section 566.145, Line 27, by inserting after said section and line the following:

"574.110. 1. A person commits the offense of using a laser pointer if such person knowingly directs a light from a laser pointer at a uniformed safety officer, including a peace officer as defined under section 590.010, security guard, firefighter, emergency medical worker, or other uniformed municipal, state, or federal officer.

2. As used in this section, "laser pointer" means a device that emits a visible light amplified by the stimulated emission of radiation.

3. The offense of using a laser pointer is a class A misdemeanor."; and

Further amend said bill,"; and

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

On motion of Representative Walsh (50), **House Amendment No. 3 to House Amendment No. 1** was adopted.

Representative Coleman (97) offered **House Amendment No. 4 to House Amendment No. 1**.

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 3, Line 28, by inserting immediately after the words "**except by**" the words "**lawful subpoena or**"; and

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

On motion of Representative Coleman (97), **House Amendment No. 4 to House Amendment No. 1** was adopted.

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

House Amendment No. 5
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 1, Lines 15-16, by deleting the words "**Law Enforcement Officers**" and inserting in lieu thereof the word "**Suspect's**"; and

Further amend said amendment, Page 1, Lines 32-36, and Page 2, Lines 1-3, by deleting said lines and inserting in lieu thereof the following:

"(5) "Record", any transcription or audio or video recording of all interviews or hearings and complete documentary file;

(6) "Suspect", any person who is under investigation or subject to questioning by a law enforcement entity or its agent."; and

Further amend said amendment, Page 2, Lines 4, 8, 43, and 46, by deleting all instances of the words "**law enforcement officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Lines 5-6, by deleting said lines and inserting in lieu thereof the phrase "**, the investigation or questioning shall be**"; and

Further amend said amendment and page, Line 10, by deleting the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Line 11, by deleting the phrase "**of the officer**"; and

Further amend said amendment and page, Lines 12-13, by deleting said lines and inserting in lieu thereof the following:

"(2) Any person shall have the complaint"; and

Further amend said amendment and page, Lines 17-21, by deleting said lines and inserting in lieu thereof the following:

"(3) When a suspect is questioned or interviewed, such questioning shall be conducted for a reasonable length of time;"; and

Further amend said amendment and page, Line 23, by deleting both instances of the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Line 25, by deleting the words "**Law enforcement officers**" and inserting in lieu thereof the word "**Suspects**"; and

Further amend said amendment and page, Lines 27-28, by deleting said lines; and

Further amend said amendment and page, Line 30, by deleting the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Lines 32-37, by deleting said lines and inserting in lieu thereof the following:

"(7) Suspects shall not be threatened, harassed, or promised rewards to"; and

Further amend said amendment and page, Line 39, by deleting the word "**Garrity**"; and

Further amend said amendment and page, Line 42, by deleting the phrase "**(9) Law enforcement officers**" and inserting in lieu thereof the phrase "**(8) Suspects**"; and

Further amend said amendment and page, Line 44, by deleting the word "**disciplinary**" and inserting in lieu thereof the word "**negative**"; and

Further amend said amendment and page, Line 45, by deleting the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Line 46, by deleting the number "**(10)**" and inserting in lieu thereof the number "**(9)**"; and

Further amend said amendment and page, Line 48, by deleting the phrase "**(11) Law enforcement officers**" and inserting in lieu thereof the word "**(10) Suspects**"; and

Further amend said amendment and page, Line 49, by inserting after the word "**interview;**" the word "**and**"; and

Further amend said amendment, Page 3, Lines 1-27, by deleting said lines and inserting in lieu thereof the following:

"(11) All records compiled as a result of any investigation subject to the provisions of this"; and

Further amend said amendment, Page 3, Lines 30-49, and Page 4, Lines 1-33, by deleting said lines and inserting in lieu thereof the following:

"4. No state or local government unit including, but not limited to, a county, charter"; and

Further amend said amendment, Page 4, Line 37, by deleting the phrase "**to law enforcement officers**"; and

Further amend said amendment and page, Lines 38-43, by deleting said lines and inserting in lieu thereof the following:

"5. The remedies provided by this section against law enforcement agencies or"; and

Further amend said amendment and page, Lines 47-48, by deleting said lines and inserting in lieu thereof the following:

"for the county in which the suspect resides."; and

Further amend said amendment and page, Line 49, by deleting the number "**14.**" and inserting in lieu thereof the number "**6.**"; and

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

House Amendment No. 5 to House Amendment No. 1 was withdrawn.

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

House Amendment No. 6

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 5, Line 3, by inserting immediately after said line the following:

"590.510. 1. Every law enforcement agency in this state shall have a written policy regarding the investigation of an officer-involved death that involves a law enforcement officer employed by the law enforcement agency. Such written policy shall:

(1) Require an investigation conducted by at least two investigators, one of whom is the lead investigator and neither of whom is employed by a law enforcement agency that employs a law enforcement officer involved in the officer-involved death;

(2) Require the investigation to use a crash reconstruction unit from a law enforcement agency that does not employ a law enforcement officer involved in the officer-involved death being investigated if the death is traffic related. However, any state law enforcement agency may allow an investigation involving a law enforcement officer employed by that agency to use a crash reconstruction unit from the same state law enforcement agency; and

(3) Allow an internal investigation into the officer-involved death if the internal investigation does not interfere with the investigation required under this section.

2. Compensation for participation in an investigation under this chapter shall be determined in a manner consistent with mutual aid agreements.

3. The investigators conducting an investigation under this section shall provide a complete report, in an expeditious manner, to the prosecutor of the county or city not within a county in which the officer-involved death occurred. If the prosecutor determines there is no basis to prosecute the law enforcement officer involved in the officer-involved death, the investigators conducting the investigation under this section shall release a report of their findings.

4. As used in this section, the term "officer-involved death" shall mean a death of an individual that results directly from an action or an omission of a law enforcement officer while the officer is on duty or while the officer is off duty but performing activities that are within the scope of his or her law enforcement duties."; and

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

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

| | | | | |
|-------------------|-------------|--------------|----------------|-------------|
| Andrews | Atchison | Bailey | Basye | Billington |
| Black 137 | Black 7 | Boggs | Bromley | Brown 16 |
| Buchheit-Courtway | Burger | Busick | Christofanelli | Coleman 97 |
| Cook | Copeland | Cupps | Davidson | Davis |
| DeGroot | Derges | Dinkins | Dogan | Eggleston |
| Evans | Falkner | Fishel | Fitzwater | Francis |
| Gregory 51 | Gregory 96 | Griesheimer | Griffith | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Hill | Hovis | Hudson | Hurlbert |
| Kalberloh | Kelley 127 | Kelly 141 | Knight | Lovasco |
| Mayhew | McGaugh | McGill | Morse | Murphy |
| Owen | Patterson | Perkins | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Price IV |
| Railsback | Reedy | Richey | Riggs | Riley |
| Roberts | Roden | Rone | Ruth | Sander |
| Sassmann | Schnelting | Schroer | Schwadron | Seitz |
| Sharpe 4 | Shaul | Shields | Simmons | Smith 163 |
| Stephens 128 | Taylor 139 | Taylor 48 | Thomas | Thompson |
| Toalson Reisch | Trent | Van Schoiack | Veit | Wallingford |
| Walsh 50 | West | Wiemann | Wright | Mr. Speaker |

NOES: 044

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

PRESENT: 000

ABSENT WITH LEAVE: 018

| | | | | |
|-----------|----------|-----------|----------|------------|
| Adams | Baker | Baringer | Chipman | Coleman 32 |
| Deaton | Gray | Grier | Houx | Kidd |
| Lewis 6 | McDaniel | O'Donnell | Pietzman | Roeber |
| Smith 155 | Stacy | Tate | | |

VACANCIES: 001

Representative Dogan moved that **House Amendment No. 6 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

| | | | | |
|-------------------|--------------|-------------|----------------|----------------|
| Andrews | Atchison | Bailey | Basye | Billington |
| Black 137 | Black 7 | Boggs | Bromley | Brown 16 |
| Buchheit-Courtway | Burger | Busick | Christofanelli | Coleman 97 |
| Cook | Copeland | Cupps | Davidson | Davis |
| Deaton | DeGroot | Derges | Dinkins | Dogan |
| Eggleston | Evans | Falkner | Fishel | Fitzwater |
| Francis | Gregory 51 | Griesheimer | Griffith | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Hill | Hovis | Hudson | Hurlbert |
| Kalberloh | Kelley 127 | Kelly 141 | Knight | Mayhew |
| McGaugh | McGirl | Morse | Murphy | Owen |
| Patterson | Perkins | Pike | Plocher | Pollitt 52 |
| Pollock 123 | Porter | Pouche | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Roden |
| Rone | Ruth | Sander | Sassmann | Schnelting |
| Schroer | Schwadron | Seitz | Sharpe 4 | Shaul |
| Shields | Simmons | Smith 155 | Stacy | Stephens 128 |
| Taylor 139 | Taylor 48 | Thomas | Thompson | Toalson Reisch |
| Trent | Van Schoiack | Veit | Wallingford | Walsh 50 |
| West | Wiemann | Wright | Mr. Speaker | |

NOES: 043

| | | | | |
|----------|------------|-----------|---------------|----------------|
| Adams | Aldridge | Anderson | Appelbaum | Aune |
| Bangert | Baringer | Barnes | Bland Manlove | Bosley |
| Brown 27 | Brown 70 | Burnett | Burton | Butz |
| Clemens | Collins | Doll | Ellebracht | Fogle |
| Gunby | Ingle | Johnson | Lewis 25 | Mackey |
| McCreery | Merideth | Mosley | Nurrenbern | Person |
| Phifer | Price IV | Quade | Rogers | Rowland |
| Sauls | Stevens 46 | Turnbaugh | Unsicker | Walsh Moore 93 |
| Weber | Windham | Young | | |

PRESENT: 000

ABSENT WITH LEAVE: 020

| | | | | |
|----------|-----------|------------|---------|------------|
| Baker | Chipman | Coleman 32 | Gray | Gregory 96 |
| Grier | Houx | Kidd | Lewis 6 | Lovasco |
| McDaniel | O'Donnell | Pietzman | Proudie | Roeber |
| Sharp 36 | Smith 163 | Smith 67 | Tate | Terry |

VACANCIES: 001

On motion of Representative Schroer, **House Amendment No. 1, as amended**, was adopted.

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 876, Page 3, Section 590.075, Line 5, by inserting after all of said section and line the following:

"590.1150. 1. Prior to January 1, 2022, the attorney general shall create a database to coordinate the sharing of information between state, local, and federal law enforcement agencies concerning instances of excessive use of force related to law enforcement matters, accounting for applicable privacy and due process rights. All law enforcement agencies shall provide to the attorney general any information required to be disclosed under Section 590.118 relating to incidents that occurred prior to January 1, 2022.

2. The database described in subsection 1 of this section shall include a mechanism to track terminations or decertifications of peace officers, criminal convictions of peace officers for on-duty conduct, and civil judgments against peace officers. The database shall account for instances in which a peace officer resigns or retires while under active investigation but shall clearly state that the investigation was not completed and that the police officer may not have been afforded due process. The attorney general shall take appropriate steps to ensure that the information in the database consists only of instances in which peace officers were afforded due process or disclose that due process may not have been afforded.

3. The attorney general shall regularly and annually make available to the public aggregated and anonymized data from the database described in subsection 1 of this section, as consistent with applicable law.

590.1152. Notwithstanding any other provision of law, if any peace officer is convicted of or pleads guilty or nolo contendere to a crime or is found civilly liable for acts or omissions that could otherwise amount to criminal conduct, the POST commission shall revoke the peace officer's certification under this chapter. The POST commission shall not reinstate the peace officer's certification or grant new certification to the peace officer unless the peace officer is exonerated for such offense by a court. The POST commission shall record each decertified peace officer in the database created under section 590.1150."; and

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

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

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill No. 876, Page 2, Section 566.145, Line 27, by inserting after all of said section and line the following:

"575.095. 1. A person commits the offense of tampering with a judicial officer if, with the purpose to harass, intimidate or influence a judicial officer in the performance of such officer's official duties, such person:

- (1) Threatens or causes harm to such judicial officer or members of such judicial officer's family;
- (2) Uses force, threats, or deception against or toward such judicial officer or members of such judicial officer's family;
- (3) Offers, conveys or agrees to convey any benefit direct or indirect upon such judicial officer or such judicial officer's family;
- (4) Engages in conduct reasonably calculated to harass or alarm such judicial officer or such judicial officer's family, including stalking pursuant to section 565.225 or 565.227.

2. A judicial officer for purposes of this section shall be a judge, arbitrator, special master, juvenile officer, deputy juvenile officer, state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, juvenile court commissioner, state probation or parole officer, or referee **or the attorney general or an assistant attorney general of this state.**

3. A judicial officer's family for purposes of this section shall be:

- (1) Such officer's spouse; or
- (2) Such officer or such officer's spouse's ancestor or descendant by blood or adoption; or
- (3) Such officer's stepchild, while the marriage creating that relationship exists.

4. The offense of tampering with a judicial officer is a class D felony."; and

Further amend said bill, Page 3, Section 590.075, Line 5, by"; and

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

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

Representative Cook offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by inserting after the phrase "No. 876" the following:

"Page 1, Section A, Line 3, by inserting after said section and line the following:

"557.035. 1. For all violations of section 565.054 or 565.090, subdivision (1) of subsection 1 of section 569.100, or subdivision (1), (2), (3), (4), (6), (7) or (8) of subsection 1 of section 571.030, which the state believes to be knowingly motivated because of race, color, religion, national origin, sex, sexual orientation or disability of the victim or victims, **or because of the victim's employment as a law enforcement officer or first responder**, the state may charge the offense or offenses under this section, and the violation is a class D felony.

2. For all violations of section 565.056; subdivision (1) of subsection 1 of section 569.090; subdivision (1) of subsection 1 of section 569.120; section 569.140; or section 574.050; which the state believes to be knowingly motivated because of race, color, religion, national origin, sex, sexual orientation or disability of the victim or victims, **or because of the victim's employment as a law enforcement officer or first responder**, the state may charge the offense or offenses under this section, and the violation is a class E felony.

3. The court shall assess punishment in all of the cases in which the state pleads and proves any of the motivating factors listed in this section.

4. For purposes of this section, "first responder" means state and local law enforcement personnel, fire department personnel, and emergency medical personnel who may be deployed to terrorist attacks, catastrophic or natural disasters, and emergencies. "Law enforcement officer" means any public servant

having both the power and duty to make arrests for violations of the laws of this state and federal law enforcement officers authorized to carry firearms and to make arrests for violations of the laws of the United States."; and

Further amend said bill,"; and

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

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

Representative Black (137) offered **House Amendment No. 3 to House Amendment No. 2**.

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

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 876, Page 1, Line 22, by deleting the word "**crime**" and inserting in lieu thereof the word "**felony**"; and

Further amend said amendment and page, Line 23, by inserting after the words "**otherwise amount to**" the word "**felony**"; and

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

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

| | | | | |
|-------------------|--------------|-------------|-------------|----------------|
| Andrews | Atchison | Bailey | Baker | Basye |
| Billington | Black 137 | Boggs | Bromley | Brown 16 |
| Buchheit-Courtway | Burger | Busick | Chipman | Christofanelli |
| Coleman 32 | Cook | Copeland | Davidson | Davis |
| Deaton | DeGroot | Derges | Dinkins | Dogan |
| Eggleston | Evans | Falkner | Fishel | Fitzwater |
| Gregory 51 | Gregory 96 | Griesheimer | Griffith | Haden |
| Haffner | Haley | Hannegan | Hardwick | Henderson |
| Hicks | Hill | Hovis | Hudson | Hurlbert |
| Kalberloh | Kelley 127 | Kelly 141 | Kidd | Lovasco |
| Mayhew | McGaugh | McGill | Morse | O'Donnell |
| Owen | Patterson | Perkins | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Price IV |
| Railsback | Reedy | Richey | Riggs | Riley |
| Roberts | Roden | Rone | Ruth | Sander |
| Sassmann | Schnelting | Schroer | Schwadron | Seitz |
| Sharpe 4 | Shaul | Shields | Smith 163 | Stephens 128 |
| Taylor 139 | Taylor 48 | Thomas | Thompson | Toalson Reisch |
| Trent | Van Schoiack | Veit | Wallingford | Walsh 50 |
| West | Wiemann | Wright | Mr. Speaker | |

NOES: 045

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

PRESENT: 000

ABSENT WITH LEAVE: 018

| | | | | |
|-----------|------------|---------|---------|----------|
| Black 7 | Coleman 97 | Cupps | Francis | Gray |
| Grier | Houx | Knight | Lewis 6 | McDaniel |
| Murphy | Pietzman | Proudie | Roeber | Simmons |
| Smith 155 | Stacy | Tate | | |

VACANCIES: 001

On motion of Representative Black (137), **House Amendment No. 3 to House Amendment No. 2** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

| | | | | |
|-------------------|-------------|-------------|----------------|----------------|
| Andrews | Atchison | Bailey | Baker | Basye |
| Billington | Black 137 | Boggs | Bromley | Brown 16 |
| Buchheit-Courtway | Burger | Busick | Chipman | Christofanelli |
| Coleman 32 | Cook | Copeland | Davidson | Deaton |
| DeGroot | Derges | Dinkins | Dogan | Eggleston |
| Evans | Falkner | Fishel | Fitzwater | Gregory 51 |
| Gregory 96 | Griesheimer | Griffith | Haden | Haffner |
| Haley | Hannegan | Hardwick | Henderson | Hicks |
| Hill | Hovis | Hudson | Hurlbert | Kalberloh |
| Kelley 127 | Kelly 141 | Kidd | Lovasco | Mayhew |
| McGaugh | McGirl | Morse | Murphy | O'Donnell |
| Owen | Patterson | Perkins | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Proudie |
| Railsback | Reedy | Riggs | Riley | Roberts |
| Rone | Ruth | Sander | Sassmann | Schnelting |
| Schroer | Schwadron | Seitz | Sharpe 4 | Shaul |
| Shields | Smith 155 | Smith 163 | Stephens 128 | Taylor 139 |
| Taylor 48 | Thomas | Thompson | Toalson Reisch | Trent |
| Van Schoiack | Veit | Wallingford | Walsh 50 | West |
| Wiemann | Wright | Mr. Speaker | | |

NOES: 045

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

PRESENT: 000

ABSENT WITH LEAVE: 019

| | | | | |
|----------|------------|--------|---------|----------|
| Black 7 | Coleman 97 | Cupps | Francis | Gray |
| Grier | Houx | Knight | Lewis 6 | McDaniel |
| Pietzman | Richey | Roden | Roeber | Sauls |
| Sharp 36 | Simmons | Stacy | Tate | |

VACANCIES: 001

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

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 876, Page 1, Section 563.015, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

"563.015. 1. A law enforcement officer shall not purposely use a respiratory choke-hold unless it is in defense of the officer or any other person."; and

Further amend said bill, page, and section, Lines 4-5, by deleting the phrase "**intent, or effect**"; and

Further amend said bill, page, and section, Line 5, by inserting at the end of said line the following:

"The term "respiratory choke-hold" does not include a carotid artery or vascular neck restraint.";
and

Further amend said bill and page, Section 566.145, Lines 2-3, by deleting said lines and inserting in lieu thereof the following:

"duty if the person engages in sexual conduct with a detainee, a prisoner, or an offender [if he or she] and the person:"; and

Further amend said bill, page, and section, Line 4, by deleting the phrase "**(+) (a)**" and inserting in lieu thereof the number "(1)"; and

Further amend said bill, page, and section, Lines 6-7, by deleting said lines and inserting in lieu thereof the following:

"or correctional facility; ~~or~~

(2) Is a probation and parole officer and engages in sexual conduct with an offender"; and

Further amend said bill and section, Pages 1-2, Lines 9-16, by deleting said lines and inserting in lieu thereof the following:

"(3) Is a law enforcement officer and engages in sexual conduct with a detainee or prisoner who is in the custody of such officer."; and

Further amend said bill, page, and section, Line 26, by deleting said line and inserting in lieu thereof the following:

"4. Consent of a **detainee, a prisoner or, an** offender is not a"; and

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

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

| | | | | |
|-------------------|-------------|-----------|--------------|--------------|
| Andrews | Atchison | Bailey | Basye | Billington |
| Black 137 | Black 7 | Boggs | Bromley | Brown 16 |
| Buchheit-Courtway | Burger | Busick | Chipman | Coleman 97 |
| Cook | Copeland | Davidson | Davis | Deaton |
| DeGroot | Derges | Dinkins | Dogan | Eggleston |
| Evans | Falkner | Fishel | Fitzwater | Gregory 51 |
| Gregory 96 | Griffith | Haden | Haffner | Haley |
| Hannegan | Hardwick | Hicks | Hill | Hovis |
| Hudson | Hurlbert | Kalberloh | Kelley 127 | Kelly 141 |
| Kidd | Lovasco | Mayhew | McGaugh | McGill |
| Morse | Murphy | O'Donnell | Owen | Patterson |
| Perkins | Pietzman | Pike | Plocher | Pollock 123 |
| Porter | Pouche | Price IV | Railsback | Reedy |
| Richey | Riggs | Riley | Roberts | Roden |
| Rone | Ruth | Sander | Sassmann | Schnelting |
| Schroer | Schwadron | Seitz | Sharpe 4 | Shaul |
| Shields | Simmons | Smith 155 | Stephens 128 | Taylor 139 |
| Taylor 48 | Thomas | Thompson | Trent | Van Schoiack |
| Veit | Wallingford | Walsh 50 | West | Wiemann |
| Mr. Speaker | | | | |

NOES: 039

| | | | | |
|----------------|------------|----------|---------------|----------|
| Adams | Aldridge | Anderson | Appelbaum | Aune |
| Bangert | Baringer | Barnes | Bland Manlove | Bosley |
| Brown 27 | Brown 70 | Burnett | Burton | Butz |
| Clemens | Collins | Doll | Ellebracht | Fogle |
| Gunby | Johnson | Lewis 25 | McCreery | Merideth |
| Nurrenbern | Quade | Rogers | Rowland | Sauls |
| Smith 67 | Stevens 46 | Terry | Turnbaugh | Unsicker |
| Walsh Moore 93 | Weber | Windham | Young | |

PRESENT: 000

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ABSENT WITH LEAVE: 027

| | | | | |
|----------------|----------------|-------------|------------|----------|
| Baker | Christofanelli | Coleman 32 | Cupps | Francis |
| Gray | Grier | Griesheimer | Henderson | Houx |
| Ingle | Knight | Lewis 6 | Mackey | McDaniel |
| Mosley | Person | Phifer | Pollitt 52 | Proudie |
| Roerber | Sharp 36 | Smith 163 | Stacy | Tate |
| Toalson Reisch | Wright | | | |

VACANCIES: 001

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

Representative Dogan appealed the ruling of the Chair pursuant to Rule 10.

The ruling of the Chair was sustained by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 105

| | | | | |
|-------------------|-------------|--------------|-------------|-------------|
| Andrews | Atchison | Bailey | 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 |
| Eggleston | Evans | Falkner | Fishel | Fitzwater |
| Francis | Gregory 51 | Gregory 96 | Griesheimer | Griffith |
| Haden | Haffner | Haley | Hannegan | Hardwick |
| Henderson | Hicks | Hill | Houx | Hovis |
| Hudson | Hurlbert | Kalberloh | Kelley 127 | Kelly 141 |
| Kidd | Knight | Lovasco | Mayhew | McGaugh |
| McGirt | Morse | Murphy | O'Donnell | Owen |
| Patterson | Perkins | Pietzman | Pike | Plocher |
| Pollitt 52 | Pollock 123 | Porter | Pouche | Railsback |
| Reedy | Richey | Riggs | Riley | Roberts |
| Roden | Rone | Ruth | Sander | Sassmann |
| Schnelting | Schroer | Schwadron | Seitz | Sharpe 4 |
| Shaul | Shields | Simmons | Smith 155 | Stacy |
| Stephens 128 | Taylor 139 | Taylor 48 | Thomas | Thompson |
| Toalson Reisch | Trent | Van Schoiack | Veit | Wallingford |
| Walsh 50 | West | Wiemann | Wright | Mr. Speaker |

NOES: 047

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

PRESENT: 000

ABSENT WITH LEAVE: 010

| | | | | |
|----------|----------------|--------|-----------|---------|
| Baker | Christofanelli | Gray | Grier | Lewis 6 |
| McDaniel | Proudie | Roeber | Smith 163 | Tate |

VACANCIES: 001

Representative Dogan moved that **HCS HB 876, as amended**, be committed to the Committee on Legislative Review.

Representative Schnelting raised a point of order that a member was in violation of Rule 84.

The Speaker advised members to confine themselves to the question under debate.

Representative Dogan again moved that **HCS HB 876, as amended**, be committed to the Committee on Legislative Review.

Which motion was adopted.

Speaker Pro Tem Wiemann resumed the Chair.

HCS HB 1242, relating to juvenile court proceedings, was taken up by Representative Evans.

Representative Evans moved that the title of **HCS HB 1242** be agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1242, Page 1, In the Title, Line 3, by deleting the word "juvenile"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1242, Page 6, Section 211.435, Line 38, by inserting after all of said section and line the following:

"485.060. **1.** Each court reporter for a circuit judge shall receive an annual salary of twenty-six thousand nine hundred dollars beginning January 1, 1985, until December 31, 1985, and beginning January 1, 1986, an annual salary of thirty thousand dollars.

2. Such annual salary shall be modified by any salary adjustment provided by section 476.405[5].

3. Beginning January 1, 2022, the annual salary, as modified under section 476.405, shall be adjusted upon meeting the minimum number of cumulative years of service as a court reporter with a circuit court of this state by the following schedule:

(1) For each court reporter with zero to five years of service: the annual salary shall be increased only by any salary adjustment provided by section 476.405;

(2) For each court reporter with six to ten years of service: the annual salary shall be increased by five and one-quarter percent;

(3) For each court reporter with eleven to fifteen years of service: the annual salary shall be increased by eight and one-quarter percent;

(4) For each court reporter with sixteen to twenty years of service: the annual salary shall be increased by eight and one-half percent; or

(5) For each court reporter with twenty-one or more years of service: the annual salary shall be increased by eight and three-quarters percent.

A court reporter may receive multiple adjustments under this subsection as his or her cumulative years of service increase, but only one percentage listed in subdivisions (1) to (5) of this subsection shall apply to the annual salary at a time.

4. Salaries shall be payable in equal monthly installments on the certification of the judge of the court or division in whose court the reporter is employed. ~~When~~ If paid by the state, the salaries of such court reporters shall be paid in semimonthly or monthly installments, as designated by the commissioner of administration.";

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

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

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 1242, Page 1, Line 29, by inserting after said line the following:

"Further amend said bill, Page 7, Section B, Line 2, by inserting after the words "of age," the following:

"the enactment of section 211.012, the repeal and reenactment of sections 211.181 and 211.435, and the repeal of sections 211.438 and 211.439 of"; and

Further amend said bill, page, and section, Line 4, by inserting after "constitution, and" the following:

"the enactment of section 211.012, the repeal and reenactment of sections 211.181 and 211.435, and the repeal of sections 211.438 and 211.439 of"; and

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

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

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

On motion of Representative Evans, **HCS HB 1242, as amended**, was adopted.

On motion of Representative Evans, **HCS HB 1242, as amended**, was ordered perfected and printed.

HB 167, relating to military site designations, was taken up by Representative Hardwick.

On motion of Representative Hardwick, the title of **HB 167** was agreed to.

On motion of Representative Hardwick, **HB 167** was ordered perfected and printed.

HB 563, relating to land banks, was taken up by Representative Owen.

On motion of Representative Owen, the title of **HB 563** was agreed to.

On motion of Representative Owen, **HB 563** was ordered perfected and printed.

HB 391, relating to members of the Missouri National Guard, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HB 391** was agreed to.

On motion of Representative Griffith, **HB 391** was ordered perfected and printed.

HCS HB 252, relating to transient guest taxes, was taken up by Representative Fishel.

On motion of Representative Fishel, the title of **HCS HB 252** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 252, Page 2, Section 67.1011, Line 29, by inserting after all said section and line the following:

"67.1013. 1. The governing body of any city of the fourth classification with more than ten thousand but fewer than eleven thousand four hundred inhabitants and located in any county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants may impose a tax as provided in this section.

2. The governing body of any city described under subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall be no more than six percent per occupied room per night. The tax shall not become effective unless the governing body of the city submits a question to the voters of the city at an election to authorize the governing body of the city to impose the tax and the voters approve the question. The tax shall be in addition to the charge for the sleeping room and shall be in addition to any and all other taxes. The tax shall be stated separately from all other charges and taxes.

3. The question for the tax shall be in substantially the following form:

Shall _____ (city name) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in _____ (city name) at a rate of _____ percent?

YES NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting thereon.

4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

Further amend said bill, Page 5, Section 67.1360, Line 124, by deleting the word "**or**"; and

Further amend said bill, page, and section, Line 126, by deleting the word "**county**" and inserting in lieu thereof the following:

"county; or

(39) Any city of the third classification with more than two thousand one hundred but fewer than two thousand four hundred inhabitants and partially located in any county of the third classification with a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants"; and

Further amend said bill and section, Page 6, Line 138, by inserting after all of said line the following:

"94.834. 1. The governing body of any city of the third classification with more than twelve thousand four hundred but less than twelve thousand five hundred inhabitants, the governing body of any city of the fourth classification with more than two thousand three hundred but less than two thousand four hundred inhabitants and located in any county of the fourth classification with more than thirty-two thousand nine hundred but less than thirty-three thousand inhabitants, [and] the governing body of any city of the fourth classification with more than one thousand six hundred but less than one thousand seven hundred inhabitants and located in any county of the fourth classification with more than twenty-three thousand seven hundred but less than twenty-three thousand eight hundred inhabitants, **and the governing body of any city of the fourth classification with more than eight thousand but fewer than nine thousand inhabitants and located partially in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants and partially in any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat** may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof, which shall be not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city submits to the voters of the city at a state general or primary election a proposal to authorize the governing body of the city to impose a tax pursuant to this section. The tax authorized in this section shall be in addition to the charge for the sleeping room and all other taxes imposed by law, and the proceeds of such tax shall be used by the city solely for the promotion of tourism. Such tax shall be stated separately from all other charges and taxes.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall _____ (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in _____ (name of city) at a rate of _____ (insert rate of percent) percent for the sole purpose of promoting tourism?

YES NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax authorized by this section shall not become effective unless and until the question is resubmitted pursuant to this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question.

3. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

Further amend said bill and page, Section 94.838, Lines 6-9, by deleting all of said lines and inserting in lieu thereof the following:

~~"(3) "Municipality", any [village or fourth class city with more than two hundred but less than three hundred inhabitants and located in any county of the third classification with a township form of government and with more than twelve thousand five hundred but less than twelve thousand six hundred inhabitants]~~ **city of the fourth class with more than one hundred sixty but fewer than one hundred eighty inhabitants and located in any county of the third classification with a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat;**"; and

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

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

On motion of Representative Fishel, **HCS HB 252, as amended**, was adopted.

On motion of Representative Fishel, **HCS HB 252, as amended**, was ordered perfected and printed.

HB 500, relating to statewide mechanical contractor licenses, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 500** was agreed to.

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

House Amendment No. 1

AMEND House Bill No. 500, Page 3, Section 324.953, Line 21, by inserting after said line the following:

"3. Nothing in sections 324.950 to 324.983 shall apply to any certification required by regulation adopted pursuant to subdivision 3 of subsection 13 of section 323.025."; and

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

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

Representative Walsh (50) assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 101

| | | | | |
|-------------|------------|----------------|--------------|-------------------|
| Andrews | Atchison | Baker | Basye | Billington |
| Black 137 | Boggs | Bromley | Brown 16 | Buchheit-Courtway |
| Burger | Busick | Chipman | Coleman 32 | Coleman 97 |
| Cook | Copeland | Cupps | Davidson | Davis |
| Deaton | DeGroot | Derges | Dinkins | Eggleston |
| Evans | Falkner | Fishel | Fitzwater | Francis |
| Gregory 51 | Gregory 96 | Grier | Griesheimer | Griffith |
| Haden | Haffner | Haley | Hannegan | Hardwick |
| Henderson | Hicks | Hovis | Hudson | Hurlbert |
| Kalberloh | Kelley 127 | Kelly 141 | Kidd | Knight |
| Lovasco | Mayhew | McGirl | Morse | Murphy |
| O'Donnell | Owen | Patterson | Perkins | Pike |
| Plocher | Pollitt 52 | Pollock 123 | Porter | Pouche |
| Railsback | Reedy | Richey | Riggs | Riley |
| Roberts | Roden | Rone | Ruth | Sander |
| Sassmann | Schnelting | Schroer | Schwadron | Seitz |
| Sharpe 4 | Shaul | Shields | Simmons | Smith 155 |
| Smith 163 | Stacy | Stephens 128 | Taylor 139 | Taylor 48 |
| Thomas | Thompson | Toalson Reisch | Van Schoiack | Veit |
| Wallingford | Walsh 50 | West | Wiemann | Wright |
| Mr. Speaker | | | | |

NOES: 042

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

PRESENT: 000

ABSENT WITH LEAVE: 019

| | | | | |
|------------|------------|----------|----------------|---------|
| Aldridge | Bailey | Black 7 | Christofanelli | Dogan |
| Ellebracht | Gray | Hill | Houx | Lewis 6 |
| McDaniel | McGaugh | Pietzman | Price IV | Proudie |
| Roeber | Stevens 46 | Tate | Trent | |

VACANCIES: 001

On motion of Representative Schroer, **HB 500, as amended**, was ordered perfected and printed.

HB 661, relating to the operation of a commercial motor vehicle, was taken up by Representative Ruth.

Representative Ruth moved that the title of **HB 661** be agreed to.

Speaker Vescovo resumed the Chair.

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

House Amendment No. 1

AMEND House Bill No. 661, Page 1, In the Title, Lines 2-3, by deleting the words "the operation of a commercial motor vehicle" and inserting in lieu thereof the words "motor vehicles"; and

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

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

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

House Amendment No. 2

AMEND House Bill No. 661, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.192. 1. In addition to any other requirements of section 301.190, when application is made for a certificate of ownership for a motor vehicle or trailer seven years old or older and the value of vehicle does not exceed three thousand dollars, for which no record of any prior application for a certificate of ownership exists in the records of the director of revenue or for which the records of the director of revenue reflect incomplete or conflicting documentation of ownership, the director of revenue may issue a certificate of ownership, not less than thirty days after receiving the completed application, provided it is accompanied by:

- (1) An affidavit explaining how the motor vehicle or trailer was acquired and the reasons a valid certificate of ownership cannot be furnished;
- (2) Presentation of all evidence of ownership in the applicant's possession;
- (3) Title verification from a state in which the vehicle was previously titled or registered if known, provided the vehicle was so previously titled or registered;
- (4) A notarized lien release from any lienholder of record;
- (5) A vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of the vehicle's identification number and a determination that the vehicle has not been reported stolen in Missouri or any other state. The fee for the vehicle examination certificate shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application;
- (6) A statement certifying the odometer reading of the motor vehicle if less than ~~ten~~ **twenty** years of age;

and

(7) A surety bond or a suitable financial security instrument in a form prescribed by the director of revenue and executed by the applicant and a person authorized to conduct surety business in this state. The bond shall be an amount equal to two times the value of the vehicle as determined by the Kelly Blue Book, NADA Used Car Guide or two appraisals from a licensed motor vehicle dealer. The bond shall be for a minimum of one hundred dollars and conditioned to indemnify any prior owner or lienholder and any subsequent purchaser of the vehicle or person acquiring any security interest in it, and their respective successors in interest, against any expense, loss or damage including reasonable attorneys fees, by reason of the issuance of the certificate of ownership of the vehicle or on account of any defect in or undisclosed security interest upon the right, title and interest of the applicant in and to the vehicle. Any such interested person has a right of action to recover on the bond for any breach of its conditions, but the aggregate liability of the surety to all persons shall not exceed the amount of the bond. The bond shall be returned at the end of three years, unless the department has been notified of the pendency of an action to recover on the bond.

2. Upon satisfaction with the genuineness of the application and supporting documents, the director of revenue shall issue a new certificate of ownership. The certificate of ownership shall appropriately be designated with the words "BONDED VEHICLE".

301.280. 1. Every motor vehicle dealer and boat dealer shall make a monthly report to the department of revenue, on blanks to be prescribed by the department of revenue, giving the following information: date of the sale of each motor vehicle, boat, trailer and all-terrain vehicle sold; the name and address of the buyer; the name of the manufacturer; year of manufacture; model of vehicle; vehicle identification number; style of vehicle; odometer setting; and it shall also state whether the motor vehicle, boat, trailer or all-terrain vehicle is new or secondhand. Each monthly sales report filed by a motor vehicle dealer who collects sales tax under subsection 10 of section 144.070 shall also include the amount of state and local sales tax collected for each motor vehicle sold if sales tax was due. The odometer reading is not required when reporting the sale of any motor vehicle that is ~~ten~~ **twenty** years old or older, any motor vehicle having a gross vehicle weight rating of more than sixteen thousand pounds, new vehicles that are transferred on a manufacturer's statement of origin between one franchised motor vehicle dealer and another, or boats, all-terrain vehicles or trailers. The sale of all temporary permits shall be recorded in the appropriate space on the dealer's monthly sales report, unless the sale of the temporary permit is already recorded by electronic means as determined by the department. The monthly sales report shall include a statement of motor vehicles or trailers sold during the month under subsection 5 of section 301.210. The monthly sales report shall be completed in full and signed by an officer, partner, or owner of the dealership, and actually received by the department of revenue on or before the fifteenth day of the month succeeding the month for which the sales are being reported. If no sales occur in any given month, a report shall be submitted for that month indicating no sales. Any vehicle dealer who fails to file a monthly report or who fails to file a timely report shall be subject to disciplinary action as prescribed in section 301.562 or a penalty assessed by the director not to exceed three hundred dollars per violation. Every motor vehicle and boat dealer shall retain copies of the monthly sales report as part of the records to be maintained at the dealership location and shall hold them available for inspection by appropriate law enforcement officials and officials of the department of revenue. Every vehicle dealer selling twenty or more vehicles a month shall file the monthly sales report with the department in an electronic format. Any dealer filing a monthly sales report in an electronic format shall be exempt from filing the notice of transfer required by section 301.196. For any dealer not filing electronically, the notice of transfer required by section 301.196 shall be submitted with the monthly sales report as prescribed by the director.

2. Every dealer and every person operating a public garage shall keep a correct record of the vehicle identification number, odometer setting, manufacturer's name of all motor vehicles or trailers accepted by him for the purpose of sale, rental, storage, repair or repainting, together with the name and address of the person delivering such motor vehicle or trailer to the dealer or public garage keeper, and the person delivering such motor vehicle or trailer shall record such information in a file kept by the dealer or garage keeper. The record shall be kept for five years and be open for inspection by law enforcement officials, members or authorized or designated employees of the Missouri highway patrol, and persons, agencies and officials designated by the director of revenue.

3. Every dealer and every person operating a public garage in which a motor vehicle remains unclaimed for a period of fifteen days shall, within five days after the expiration of that period, report the motor vehicle as unclaimed to the director of revenue. Such report shall be on a form prescribed by the director of revenue. A motor vehicle left by its owner whose name and address are known to the dealer or his employee or person operating a public garage or his employee is not considered unclaimed. Any dealer or person operating a public garage who fails to report a motor vehicle as unclaimed as herein required forfeits all claims and liens for its garaging, parking or storing.

4. The director of revenue shall maintain appropriately indexed cumulative records of unclaimed vehicles reported to the director. Such records shall be kept open to public inspection during reasonable business hours.

5. The alteration or obliteration of the vehicle identification number on any such motor vehicle shall be prima facie evidence of larceny, and the dealer or person operating such public garage shall upon the discovery of such obliteration or alteration immediately notify the highway patrol, sheriff, marshal, constable or chief of police of the municipality where the dealer or garage keeper has his place of business, and shall hold such motor vehicle or trailer for a period of forty-eight hours for the purpose of an investigation by the officer so notified.

6. Any person who knowingly makes a false statement or omission of a material fact in a monthly sales report to the department of revenue, as described in subsection 1 of this section, shall be deemed guilty of a class A misdemeanor."; and

Further amend said bill, Page 3, Section 302.755, Line 81, by inserting after all of said section and line the following:

"407.526. 1. A person commits the crime of odometer fraud in the third degree if, with the intent to defraud, he operates a motor vehicle less than ~~ten~~ **twenty** years old on any street or highway knowing that the odometer of the motor vehicle is disconnected or not functioning.

2. Odometer fraud in the third degree is a class C misdemeanor.

407.536. 1. Any person transferring ownership of a motor vehicle previously titled in this or any other state shall do so by assignment of title and shall place the mileage registered on the odometer at the time of transfer above the signature of the transferor. The signature of the transferor below the mileage shall constitute an odometer mileage statement. The transferee shall sign such odometer mileage statement before an application for certificate of ownership may be made. If the true mileage is known to the transferor to be different from the number of miles shown on the odometer or the true mileage is unknown, a statement from the transferor shall accompany the assignment of title which shall contain all facts known by the transferor concerning the true mileage of the motor vehicle. That statement shall become a part of the permanent record of the motor vehicle with the Missouri department of revenue. The department of revenue shall place on all new titles issued after September 28, 1977, a box titled "mileage at the time of transfer".

2. Any person transferring the ownership of a motor vehicle previously untitled in this or any other state to another person shall give an odometer mileage statement to the transferee. The statement shall include above the signature of the transferor and transferee the cumulative mileage registered on the odometer at the time of transfer. If the true mileage is known to the transferor to be different from the number of miles shown on the odometer or the true mileage is unknown, a statement from the transferor shall accompany the assignment of title which shall contain all facts known by the transferor concerning the true mileage of the motor vehicle. That statement shall become a permanent part of the records of the Missouri department of revenue.

3. If, upon receiving an application for registration or for a certificate of ownership of a motor vehicle, the director of revenue has credible evidence that the odometer reading provided by a transferor is materially inaccurate, he may place an asterisk on the face of the title document issued by the Missouri department of revenue, provided that the process required thereby does not interfere with his obligations under subdivision (2) of subsection 3 of section 301.190. The asterisk shall refer to a statement on the face and at the bottom of the title document which shall read as follows: "This may not be the true and accurate mileage of this motor vehicle. Consult the documents on file with the Missouri department of revenue for an explanation of the inaccuracy.". Nothing in this section shall prevent any person from challenging the determination by the director of revenue in the circuit courts of the state of Missouri. The burden of proof shall be on the director of the department of revenue in all such proceedings.

4. The mileage disclosed by the odometer mileage statement for a new or used motor vehicle as described in subsections 1 and 2 of this section shall be placed by the transferor on any title or document evidencing ownership. Additional statements shall be placed on the title document as follows:

(1) If the transferor states that to the best of his knowledge the mileage disclosed is the actual mileage of the motor vehicle, an asterisk shall follow the mileage on the face of the title or document of ownership issued by the Missouri department of revenue. The asterisk shall reference to a statement on the face and bottom of the title document which shall read as follows: "Actual Mileage";

(2) Where the transferor has submitted an explanation why this mileage is incorrect, an asterisk shall follow the mileage on the face of the title or document of ownership issued by the Missouri department of revenue. The asterisk shall reference to a statement on the face and at the bottom of the title document which shall read as follows: "This is not the true and accurate mileage of this motor vehicle. Consult the documents on file with the Missouri department of revenue for an explanation of the inaccuracy.". Further wording shall be included as follows:

(a) If the transferor states that the odometer reflects the amount of mileage in excess of the designed mechanical odometer limit, the above statement on the face of the title document shall be followed by the words: "Mileage exceeds the mechanical limits";

(b) If the transferor states that the odometer reading differs from the mileage and that the difference is greater than that caused by odometer calibration error and the odometer reading does not reflect the actual mileage and should not be relied upon, the above statement on the face of the title document shall be preceded by the words: "Warning Odometer Discrepancy".

5. The department of revenue shall notify all motor vehicle ownership transferees of the civil and criminal penalties involving odometer fraud.

6. Any person defacing or obscuring or otherwise falsifying any odometer reading on any document required by this section shall be guilty of a class E felony.

7. The granting or creation of a security interest or lien shall not be considered a change of ownership for the purpose of this section, and the grantor of such lien or security interest shall not be required to make an odometer mileage statement. The release of a lien by a mortgage holder shall not be considered a change of ownership of the motor vehicle for the purposes of this section. The mortgage holder or lienholder shall not be required to make an odometer disclosure statement or state the current odometer setting at the time of the release of the lien where there is no change of ownership.

8. For the purposes of the mileage disclosure requirements of this section, if a certificate of ownership is held by a lienholder, if the transferor makes application for a duplicate certificate of ownership, or as otherwise provided in the federal Motor Vehicle Information and Cost Savings Act and related federal regulations, the transferor may execute a written power of attorney authorizing a transfer of ownership. The person granted such power of attorney shall restate exactly on the assignment of title the actual mileage disclosed at the time of transfer. The power of attorney shall accompany the certificate of ownership and the original power of attorney and a copy of the certificate of ownership shall be returned to the issuing state in the manner prescribed by the director of revenue, unless otherwise provided by federal law, rule or regulation. The department of revenue may prescribe a secure document for use in executing a written power of attorney. The department shall collect a fee for each form issued, not to exceed the cost of procuring the form.

407.556. 1. A violation of the provisions of sections 407.511 to 407.556 by any person licensed or registered as a manufacturer or dealer pursuant to the provisions of chapter 301, shall be considered a violation of the provisions of that chapter, subjecting that person to revocation or suspension of any license issued pursuant to the provisions of that chapter.

2. The provisions of sections 407.511 to 407.556 do not apply to the following motor vehicles:

- (1) Any motor vehicle having a gross vehicle weight rating of more than sixteen thousand pounds;
- (2) Any motor vehicle that is ~~ten~~ **twenty** years old or older;
- (3) Any motor vehicle sold directly by the manufacturer to any agency of the United States in conformity with contractual specifications; or
- (4) Any new vehicle prior to its first transfer for purposes other than resale."; and

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

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

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

House Amendment No. 3

AMEND House Bill No. 661, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration on a calendar year basis of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on a calendar year or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. Notwithstanding the provisions of section 307.355, an application for registration of a farm vehicle fleet shall be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application. The fees for vehicles added to the farm vehicle fleet which are required to be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the

annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee, and when licensed on or after January first the fee shall be one-fourth the annual fee. If biennial registration is sought for vehicles added to a farm vehicle fleet, an additional year's annual fee shall be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a farm vehicle fleet purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The farm vehicle fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred under this subsection.

4. Except as specifically provided in this subsection, all farm vehicles registered under this section shall be issued a special license plate which shall have the words "Farm Fleet Vehicle" and shall meet the requirements prescribed by section 301.130. Farm fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

5. The director shall make all necessary rules and regulations for the administration of this section and shall design all necessary forms required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

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

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

Representative Taylor (139) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 661, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires, with either:

(a) A seat designed to be straddled by the operator, and handlebars for steering control; or

(b) A width of fifty inches or less, measured from outside of tire rim to outside of tire rim, regardless of seating or steering arrangement;

(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area~~], that is designed to be controlled with a steering wheel and pedals,~~ and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or federal motorcycle safety standards;

(3) "Automobile transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used for the transport of assembled motor vehicles, including truck camper units;

(4) "Axle load", the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

(5) "Backhaul", the return trip of a vehicle transporting cargo or general freight, especially when carrying goods back over all or part of the same route;

- (6) "Boat transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting;
- (7) "Body shop", a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;
- (8) "Bus", a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;
- (9) "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;
- (10) "Cotton trailer", a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;
- (11) "Dealer", any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;
- (12) "Director" or "director of revenue", the director of the department of revenue;
- (13) "Driveaway operation":
- (a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;
- (b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or
- (c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;
- (14) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;
- (15) "Farm tractor", a tractor used exclusively for agricultural purposes;
- (16) "Fleet", any group of ten or more motor vehicles owned by the same owner;
- (17) "Fleet vehicle", a motor vehicle which is included as part of a fleet;
- (18) "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;
- (19) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;
- (20) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;
- (21) "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;
- (22) "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;
- (23) "Intersecting highway", any highway which joins another, whether or not it crosses the same;
- (24) "Junk vehicle", a vehicle which:
- (a) Is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap; or
- (b) Has been designated as junk or a substantially equivalent designation by this state or any other state;
- (25) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;
- (26) "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:
- (a) An area that extends not more than a radius of one hundred miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation.

Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

(27) "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

(28) "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated solely at a forested site and in an area extending not more than a one hundred mile radius from such site, carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle shall not exceed the weight limits of section 304.180, does not have more than four axles, and does not pull a trailer which has more than three axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimiting, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds;

(29) "Local log truck tractor", a commercial motor vehicle which is registered under this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated at a forested site and in an area extending not more than a one hundred mile radius from such site, operates with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle does not exceed the weight limits contained in section 304.180, and does not have more than three axles and does not pull a trailer which has more than three axles. Violations of axle weight limitations shall be subject to the load limit penalty as described for in sections 304.180 to 304.220;

(30) "Local transit bus", a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

(31) "Log truck", a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

(32) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

(33) "Manufacturer", any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

(34) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

(35) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks, except farm tractors;

(36) "Motor vehicle primarily for business use", any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

(37) "Motorcycle", a motor vehicle operated on two wheels;

(38) "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground;

(39) "Motortricycle", a motor vehicle upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;

(40) "Municipality", any city, town or village, whether incorporated or not;

(41) "Nonresident", a resident of a state or country other than the state of Missouri;

(42) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

(43) "Operator", any person who operates or drives a motor vehicle;

(44) "Owner", any person, firm, corporation or association, who holds the legal title to a vehicle or who has executed a buyer's order or retail installment sales contract with a motor vehicle dealer licensed under sections 301.550 to 301.580 for the purchase of a vehicle with an immediate right of possession vested in the transferee, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner;

(45) "Public garage", a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

(46) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

(47) "Reconstructed motor vehicle", a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

(48) "Recreational motor vehicle", any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

(49) "Recreational off-highway vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

(50) "Recreational trailer", any trailer designed, constructed, or substantially modified so that it may be used and is used for the purpose of temporary housing quarters, including therein sleeping or eating facilities, which can be temporarily attached to a motor vehicle or attached to a unit which is securely attached to a motor vehicle;

(51) "Rollback or car carrier", any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

(52) "Saddlemount combination", a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a "double saddlemount combination". When three vehicles are towed in this manner, the combination is called a "triple saddlemount combination";

(53) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

(54) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer's model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

- (c) Has been declared salvage by an insurance company as a result of settlement of a claim;
- (d) Ownership of which is evidenced by a salvage title; or
- (e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words "salvage/abandoned property". The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, "fair market value" means the retail value of a motor vehicle as:
 - a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;
 - b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment;and
 - c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;
- (55) "School bus", any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;
- (56) "Scrap processor", a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;
- (57) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;
- (58) "Special mobile equipment", every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;
- (59) "Specially constructed motor vehicle", a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;
- (60) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;
- (61) "Tandem axle", a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;
- (62) "Towaway trailer transporter combination", a combination of vehicles consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributor, or dealer of such trailers or semitrailers;
- (63) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;
- (64) "Trailer", any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers as defined in this section and shall not include manufactured homes as defined in section 700.010;
- (65) "Trailer transporter towing unit", a power unit that is not used to carry property when operating in a towaway trailer transporter combination;
- (66) "Truck", a motor vehicle designed, used, or maintained for the transportation of property;

(67) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

(68) "Truck-trailer boat transporter combination", a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

(69) "Used parts dealer", a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. Business does not include isolated sales at a swap meet of less than three days;

(70) "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

(71) "Vanpool", any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(72) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(73) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(74) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain."; and

Further amend said bill, Page 3, Section 302.755, Line 81, by inserting after all of said section and line the following:

"307.128. 1. A headlamp on a motorcycle may be wired to modulate either the upper beam or the lower beam from its maximum intensity to a lesser intensity provided that:

(1) The rate of modulation shall be two hundred forty plus or minus forty cycles per minute;

(2) The headlamp shall be operated at a maximum power for fifty to seventy percent of each cycle;

(3) The lowest intensity at any test point shall not be less than seventeen percent of the maximum intensity measured at the same point;

(4) The modulator switch shall be wired in the power lead of the beam filament being modulated and not in the ground side of the circuit;

(5) Means shall be provided so that both the lower beam and the upper beam remain operable in the event of a modulation failure;

(6) The system shall include a sensor mounted with the axis of its sensing element perpendicular to a horizontal plane. Headlamp modulation shall cease whenever the level of light emitted by a tungsten filament operating at three thousand degrees kelvin is either less than two hundred seventy lux of direct light for upward pointing sensors or less than sixty lux of reflected light for downward pointing sensors. The light is measured by a silicon cell type light meter that is located at the sensor and pointing in the same direction as the sensor. A photo gray card is placed at ground level to simulate the road surface in testing downward pointing sensors;

(7) Means shall be provided so that both the lower and upper beam function at design voltage when the headlamp control switch is in either the lower or upper beam position when the modulator is off.

2. Each motorcycle headlamp modulator not intended as original equipment, or its container, shall be labeled with the maximum wattage, and the minimum wattage appropriate for its use. Additionally, each such modulator shall comply with the provisions of subdivisions (1) to (7) of subsection 1 of this section when connected

to a headlamp of the maximum-rated power and headlamp of the minimum-rated power, and shall provide means so that the modulated beam functions at design voltage when the modulator is off. Instructions, with a diagram, shall be provided for mounting the light sensor including location on the motorcycle, distance above the road surface, and orientation with respect to the light.

3. Notwithstanding any other provision of law, subject to the requirements of subsection 4 of this section, a motorcycle may be equipped with, and an operator of a motorcycle may use, the following auxiliary lighting:

- (1) ~~[Amber and white illumination]~~ **Any color illumination;**
- (2) Standard bulb running lights; or
- (3) Light-emitting diode pods and strips.

4. Lighting under subsection 3 of this section shall be:

- (1) Nonblinking;
- (2) Nonflashing;
- (3) Nonoscillating; and
- (4) Directed toward the engine and the drive train of the motorcycle to prevent interference with the driver's operation of the vehicle."; and

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

On motion of Representative Taylor (139), **House Amendment No. 4** was adopted.

On motion of Representative Ruth, **HB 661, as amended**, was ordered perfected and printed.

HCS HB 744, relating to orders of protection, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS HB 744** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 744, Page 1, Section A, Line 2, by inserting after said section and line the following:

"455.010. As used in this chapter, unless the context clearly indicates otherwise, the following terms shall mean:

(1) "Abuse" includes but is not limited to the occurrence of any of the following acts, attempts or threats against a person who may be protected pursuant to this chapter, except abuse shall not include abuse inflicted on a child by accidental means by an adult household member or discipline of a child, including spanking, in a reasonable manner:

- (a) "Assault", purposely or knowingly placing or attempting to place another in fear of physical harm;
- (b) "Battery", purposely or knowingly causing physical harm to another with or without a deadly weapon;
- (c) "Coercion", compelling another by force or threat of force to engage in conduct from which the latter has a right to abstain or to abstain from conduct in which the person has a right to engage;

- (d) "Harassment", engaging in a purposeful or knowing course of conduct involving more than one incident that alarms or causes distress to an adult or child and serves no legitimate purpose. The course of conduct must be such as would cause a reasonable adult or child to suffer substantial emotional distress and must actually cause substantial emotional distress to the petitioner or child. Such conduct might include, but is not limited to:

- a. Following another about in a public place or places;
- b. Peering in the window or lingering outside the residence of another; but does not include constitutionally protected activity;

(e) "Sexual assault", causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent;

(f) "Unlawful imprisonment", holding, confining, detaining or abducting another person against that person's will;

(2) "Adult", any person seventeen years of age or older or otherwise emancipated;

(3) "Child", any person under seventeen years of age unless otherwise emancipated;

(4) "Court", the circuit or associate circuit judge or a family court commissioner;

(5) "Domestic violence", abuse or stalking committed by a family or household member, as such terms are defined in this section;

(6) "Ex parte order of protection", an order of protection issued by the court before the respondent has received notice of the petition or an opportunity to be heard on it;

(7) "Family" or "household member", spouses, former spouses, any person related by blood or marriage, persons who are presently residing together or have resided together in the past, any person who is or has been in a continuing social relationship of a romantic or intimate nature with the victim, and anyone who has a child in common regardless of whether they have been married or have resided together at any time;

(8) "Full order of protection", an order of protection issued after a hearing on the record where the respondent has received notice of the proceedings and has had an opportunity to be heard;

(9) "Order of protection", either an ex parte order of protection or a full order of protection;

(10) "Pending", exists or for which a hearing date has been set;

(11) **"Pet", a living creature maintained by a household member for companionship and not for commercial purposes;**

(12) "Petitioner", a family or household member who has been a victim of domestic violence, or any person who has been the victim of stalking or sexual assault, or a person filing on behalf of a child pursuant to section 455.503 who has filed a verified petition pursuant to the provisions of section 455.020 or section 455.505;

~~[(12)]~~ (13) "Respondent", the family or household member alleged to have committed an act of domestic violence, or person alleged to have committed an act of stalking or sexual assault, against whom a verified petition has been filed or a person served on behalf of a child pursuant to section 455.503;

~~[(13)]~~ (14) "Sexual assault", as defined under subdivision (1) of this section;

~~[(14)]~~ (15) "Stalking" is when any person purposely engages in an unwanted course of conduct that causes alarm to another person, or a person who resides together in the same household with the person seeking the order of protection when it is reasonable in that person's situation to have been alarmed by the conduct. As used in this subdivision:

(a) "Alarm" means to cause fear of danger of physical harm; and

(b) "Course of conduct" means a pattern of conduct composed of two or more acts over a period of time, however short, that serves no legitimate purpose. Such conduct may include, but is not limited to, following the other person or unwanted communication or unwanted contact.

455.032. In addition to any other jurisdictional grounds provided by law, a court shall have jurisdiction to enter an order of protection restraining or enjoining the respondent from committing or threatening to commit domestic violence, stalking, sexual assault, molesting or disturbing the peace of petitioner, **or abusing a pet**, pursuant to sections 455.010 to 455.085, if the petitioner is present, whether permanently or on a temporary basis within the state of Missouri and if the respondent's actions constituting domestic violence have occurred, have been attempted or have been or are threatened within the state of Missouri. For purposes of this section, if the petitioner has been the subject of domestic violence within or outside of the state of Missouri, such evidence shall be admissible to demonstrate the need for protection in Missouri.

455.035. 1. Upon the filing of a verified petition pursuant to sections 455.010 to 455.085 and for good cause shown in the petition, the court may immediately issue an ex parte order of protection. An immediate and present danger of domestic violence to the petitioner or the child on whose behalf the petition is filed, **or an immediate and present danger to a pet**, shall constitute good cause for purposes of this section. An ex parte order of protection entered by the court shall take effect when entered and shall remain in effect until there is valid service of process and a hearing is held on the motion. The court shall deny the ex parte order and dismiss the petition if the petitioner is not authorized to seek relief pursuant to section 455.020.

2. Failure to serve an ex parte order of protection on the respondent shall not affect the validity or enforceability of such order. If the respondent is less than seventeen years of age, unless otherwise emancipated, service of process shall be made upon a custodial parent or guardian of the respondent, or upon a guardian ad litem appointed by the court, requiring that the person appear and bring the respondent before the court at the time and place stated.

3. If an ex parte order is entered and the respondent is less than seventeen years of age, the court shall transfer the case to juvenile court for a hearing on a full order of protection. The court shall appoint a guardian ad litem for any such respondent not represented by a parent or guardian."; and

Further amend said bill, Page 4, Section 455.040, Line 94, by inserting after said section and line the following:

"455.045. Any ex parte order of protection granted pursuant to sections 455.010 to 455.085 shall be to protect the petitioner from domestic violence, stalking, or sexual assault and may include:

(1) Restraining the respondent from committing or threatening to commit domestic violence, molesting, stalking, sexual assault, or disturbing the peace of the petitioner;

(2) Restraining the respondent from entering the premises of the dwelling unit of petitioner when the dwelling unit is:

(a) Jointly owned, leased or rented or jointly occupied by both parties; or

(b) Owned, leased, rented or occupied by petitioner individually; or

(c) Jointly owned, leased or rented by petitioner and a person other than respondent; provided, however, no spouse shall be denied relief pursuant to this section by reason of the absence of a property interest in the dwelling unit; or

(d) Jointly occupied by the petitioner and a person other than the respondent; provided that the respondent has no property interest in the dwelling unit;

(3) Restraining the respondent from communicating with the petitioner in any manner or through any medium;

(4) A temporary order of custody of minor children where appropriate;

(5) A temporary order of possession of pets where appropriate.

455.050. 1. Any full or ex parte order of protection granted pursuant to sections 455.010 to 455.085 shall be to protect the petitioner from domestic violence, stalking, or sexual assault and may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing or threatening to commit domestic violence, molesting, stalking, sexual assault, or disturbing the peace of the petitioner, **including violence against a pet**;

(2) Temporarily enjoining the respondent from entering the premises of the dwelling unit of the petitioner when the dwelling unit is:

(a) Jointly owned, leased or rented or jointly occupied by both parties; or

(b) Owned, leased, rented or occupied by petitioner individually; or

(c) Jointly owned, leased, rented or occupied by petitioner and a person other than respondent; provided, however, no spouse shall be denied relief pursuant to this section by reason of the absence of a property interest in the dwelling unit; or

(d) Jointly occupied by the petitioner and a person other than respondent; provided that the respondent has no property interest in the dwelling unit; or

(3) Temporarily enjoining the respondent from communicating with the petitioner in any manner or through any medium.

2. Mutual orders of protection are prohibited unless both parties have properly filed written petitions and proper service has been made in accordance with sections 455.010 to 455.085.

3. When the court has, after a hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Establish a visitation schedule that is in the best interests of the child;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the petitioner if the respondent is found to have a duty to support the petitioner or other dependent household members;

(6) Order the respondent to pay the petitioner's rent at a residence other than the one previously shared by the parties if the respondent is found to have a duty to support the petitioner and the petitioner requests alternative housing;

(7) Order that the petitioner be given temporary possession of specified personal property, such as automobiles, checkbooks, keys, and other personal effects;

(8) Prohibit the respondent from transferring, encumbering, or otherwise disposing of specified property mutually owned or leased by the parties;

(9) Order the respondent to participate in a court-approved counseling program designed to help batterers stop violent behavior or to participate in a substance abuse treatment program;

(10) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the petitioner by a shelter for victims of domestic violence;

(11) Order the respondent to pay court costs;

(12) Order the respondent to pay the cost of medical treatment and services that have been provided or that are being provided to the petitioner as a result of injuries sustained to the petitioner by an act of domestic violence committed by the respondent;

(13) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet.

4. A verified petition seeking orders for maintenance, support, custody, visitation, payment of rent, payment of monetary compensation, possession of personal property, prohibiting the transfer, encumbrance, or disposal of property, or payment for services of a shelter for victims of domestic violence, shall contain allegations relating to those orders and shall pray for the orders desired.

5. In making an award of custody, the court shall consider all relevant factors including the presumption that the best interests of the child will be served by placing the child in the custody and care of the nonabusive parent, unless there is evidence that both parents have engaged in abusive behavior, in which case the court shall not consider this presumption but may appoint a guardian ad litem or a court-appointed special advocate to represent the children in accordance with chapter 452 and shall consider all other factors in accordance with chapter 452.

6. The court shall grant to the noncustodial parent rights to visitation with any minor child born to or adopted by the parties, unless the court finds, after hearing, that visitation would endanger the child's physical health, impair the child's emotional development or would otherwise conflict with the best interests of the child, or that no visitation can be arranged which would sufficiently protect the custodial parent from further domestic violence. The court may appoint a guardian ad litem or court-appointed special advocate to represent the minor child in accordance with chapter 452 whenever the custodial parent alleges that visitation with the noncustodial parent will damage the minor child.

7. The court shall make an order requiring the noncustodial party to pay an amount reasonable and necessary for the support of any child to whom the party owes a duty of support when no prior order of support is outstanding and after all relevant factors have been considered, in accordance with Missouri supreme court rule 88.01 and chapter 452.

8. The court may grant a maintenance order to a party for a period of time, not to exceed one hundred eighty days. Any maintenance ordered by the court shall be in accordance with chapter 452.

9. (1) The court may, in order to ensure that a petitioner can maintain an existing wireless telephone number or numbers, issue an order, after notice and an opportunity to be heard, directing a wireless service provider to transfer the billing responsibility for and rights to the wireless telephone number or numbers to the petitioner, if the petitioner is not the wireless service accountholder.

(2) (a) The order transferring billing responsibility for and rights to the wireless telephone number or numbers to the petitioner shall list the name and billing telephone number of the accountholder, the name and contact information of the person to whom the telephone number or numbers will be transferred, and each telephone number to be transferred to that person. The court shall ensure that the contact information of the petitioner is not provided to the accountholder in proceedings held under this chapter.

(b) Upon issuance, a copy of the full order of protection shall be transmitted, either electronically or by certified mail, to the wireless service provider's registered agent listed with the secretary of state, or electronically to the email address provided by the wireless service provider. Such transmittal shall constitute adequate notice for the wireless service provider acting under this section and section 455.523.

(c) If the wireless service provider cannot operationally or technically effectuate the order due to certain circumstances, the wireless service provider shall notify the petitioner within three business days. Such circumstances shall include, but not be limited to, the following:

- a. The account holder has already terminated the account;
- b. The differences in network technology prevent the functionality of a device on the network; or
- c. There are geographic or other limitations on network or service availability.

(3) (a) Upon transfer of billing responsibility for and rights to a wireless telephone number or numbers to the petitioner under this subsection by a wireless service provider, the petitioner shall assume all financial responsibility for the transferred wireless telephone number or numbers, monthly service costs, and costs for any mobile device associated with the wireless telephone number or numbers.

(b) This section shall not preclude a wireless service provider from applying any routine and customary requirements for account establishment to the petitioner as part of this transfer of billing responsibility for a wireless telephone number or numbers and any devices attached to that number or numbers including, but not limited to, identification, financial information, and customer preferences.

(4) This section shall not affect the ability of the court to apportion the assets and debts of the parties as provided for in law, or the ability to determine the temporary use, possession, and control of personal property.

(5) No cause of action shall lie against any wireless service provider, its officers, employees, or agents, for actions taken in accordance with the terms of a court order issued under this section.

(6) As used in this section and section 455.523, a "wireless service provider" means a provider of commercial mobile service under Section 332(d) of the Federal Telecommunications Act of 1996 (47 U.S.C. Section 151, et seq.).

455.513. 1. The court may immediately issue an ex parte order of protection upon the filing of a verified petition under sections 455.500 to 455.538, for good cause shown in the petition, and upon finding that:

- (1) No prior order regarding custody involving the respondent and the child is pending or has been made; or
- (2) The respondent is less than seventeen years of age.

An immediate and present danger of domestic violence, **including danger to the child's pet**, stalking, or sexual assault to a child shall constitute good cause for purposes of this section. An ex parte order of protection entered by the court shall be in effect until the time of the hearing. The court shall deny the ex parte order and dismiss the petition if the petitioner is not authorized to seek relief pursuant to section 455.505.

2. Upon the entry of the ex parte order of protection, the court shall enter its order appointing a guardian ad litem or court-appointed special advocate to represent the child victim.

3. If the allegations in the petition would give rise to jurisdiction under section 211.031, the court may direct the children's division to conduct an investigation and to provide appropriate services. The division shall submit a written investigative report to the court and to the juvenile officer within thirty days of being ordered to do so. The report shall be made available to the parties and the guardian ad litem or court-appointed special advocate.

4. If the allegations in the petition would give rise to jurisdiction under section 211.031 because the respondent is less than seventeen years of age, the court may issue an ex parte order and shall transfer the case to juvenile court for a hearing on a full order of protection. Service of process shall be made pursuant to section 455.035.

455.520. 1. Any ex parte order of protection granted under sections 455.500 to 455.538 shall be to protect the victim from domestic violence, **including danger to the child's pet**, stalking, or sexual assault and may include such terms as the court reasonably deems necessary to ensure the victim's safety, including but not limited to:

- (1) Restraining the respondent from committing or threatening to commit domestic violence, stalking, sexual assault, molesting, or disturbing the peace of the victim;
- (2) Restraining the respondent from entering the family home of the victim except as specifically authorized by the court;
- (3) Restraining the respondent from communicating with the victim in any manner or through any medium, except as specifically authorized by the court;
- (4) A temporary order of custody of minor children;
- (5) **A temporary order of possession of pets where appropriate.**

2. No ex parte order of protection excluding the respondent from the family home shall be issued unless the court finds that:

- (1) The order is in the best interests of the child or children remaining in the home;
- (2) The verified allegations of domestic violence present a substantial risk to the child or children unless the respondent is excluded; and

(3) A remaining adult family or household member is able to care adequately for the child or children in the absence of the excluded party.

455.523. 1. Any full order of protection granted under sections 455.500 to 455.538 shall be to protect the victim from domestic violence, **including danger to the child's pet**, stalking, and sexual assault may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing domestic violence or sexual assault, threatening to commit domestic violence or sexual assault, stalking, molesting, or disturbing the peace of the victim;

(2) Temporarily enjoining the respondent from entering the family home of the victim, except as specifically authorized by the court;

(3) Temporarily enjoining the respondent from communicating with the victim in any manner or through any medium, except as specifically authorized by the court.

2. When the court has, after hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Award visitation;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the victim if the respondent is found to have a duty to support the victim or other dependent household members;

(6) Order the respondent to participate in a court-approved counseling program designed to help stop violent behavior or to treat substance abuse;

(7) Order the respondent to pay, to the extent that he or she is able, the costs of his or her treatment, together with the treatment costs incurred by the victim;

(8) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the victim by a shelter for victims of domestic violence;

(9) Order a wireless service provider, in accordance with the process, provisions, and requirements set out in subdivisions (1) to (6) of subsection 9 of section 455.050, to transfer the billing responsibility for and rights to the wireless telephone number or numbers of any minor children in the petitioner's care to the petitioner, if the petitioner is not the wireless service account holder;

(10) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet."; and

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

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

On motion of Representative Roberts, **HCS HB 744, as amended**, was adopted.

On motion of Representative Roberts, **HCS HB 744, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Pietzman reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was authorized **HCB 2**, relating to department of conservation timber sales, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (11): Basye, Cupps, Dinkins, Grier, Haden, Hill, Mayhew, Pietzman, Pollock (123), Sassmann and Taylor (48)

Noes (6): Brown (70), Burton, Lewis (25), McCreery, Turnbaugh and Walsh Moore (93)

Absent (4): Haley, Knight, McDaniel and Rone

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1166**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Basye, Brown (70), Burton, Cupps, Dinkins, Grier, Haden, Hill, Lewis (25), Mayhew, McCreery, Pietzman, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (4): Haley, Knight, McDaniel and Rone

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HCR 48**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (1): Taylor (139)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 314**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (1): Taylor (139)

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 245**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

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Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (3): Ingle, Merideth and Weber

Present (1): Sharp (36)

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 836**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (4): Ingle, Merideth, Sharp (36) and Weber

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1254**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1345**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (4): Ingle, Merideth, Sharp (36) and Weber

Absent (1): Rogers

Committee on Pensions, Chairman Pike reporting:

Mr. Speaker: Your Committee on Pensions, to which was authorized **HCB 1**, relating to public employee retirement systems, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Hovis, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Clemens and Kidd

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 828**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Hovis, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Clemens and Kidd

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1157**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Hovis, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Clemens and Kidd

Special Committee on Criminal Justice, Chairman Dogan reporting:

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 1142**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Copeland, Dogan, Lovasco, Perkins, Stevens (46), Van Schoiack and Young

Noes (0)

Absent (3): Evans, Hannegan and Hardwick

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 279**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Aune, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Murphy

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 354**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Aune, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Murphy

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 489**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Andrews, Aune, Billington, Brown (16), Burton, Busick, Butz, Falkner, Sassmann, Schroer, Smith (155), Smith (67) and Turnbaugh

Noes (4): Boggs, Sander, Schwadron and Seitz

Absent (1): Murphy

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 765**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Aune, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Murphy

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 835**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Atchison, Black (137), Bromley, Brown (70), Fitzwater, Gunby, Kidd, McCreery and Simmons

Noes (0)

Absent (1): Lewis (6)

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 420 & 1066**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 420 and HB 1066** by the following vote:

Ayes (11): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Phifer and Ruth

Noes (0)

Absent (3): Bosley, Dogan and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 427**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 439**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh and Patterson

Noes (4): Ingle, Mackey, Phifer and Ruth

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 712**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (2): Fitzwater and McDaniel

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 718**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (1): Fitzwater

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 804**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 842**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 849**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1069**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Mackey, McGaugh, Patterson and Ruth

Noes (5): Bosley, Dogan, Ingle, McDaniel and Phifer

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1139**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1416**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Present (1): Dogan

Absent (0)

COMMITTEE CHANGES

March 31, 2021

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

Dear Ms. Miller:

I hereby make the following changes to the Committee on Conservation and Natural Resources:

Remove Representative Tracy McCreery and appoint Representative Gretchen Bangert.

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

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

The following member's presence was noted: Gray.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, April 1, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 W Truman Blvd, Jefferson City, Missouri.

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

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

CHILDREN AND FAMILIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431, HB 1276, HB 852

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

CONSERVATION AND NATURAL RESOURCES

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 Truman Blvd, Jefferson City, Missouri.

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

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

ECONOMIC DEVELOPMENT

Thursday, April 1, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 88, HB 1324, HB 1339

Executive session will be held: SS SB 22, HB 1180, HB 690

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

ETHICS

Tuesday, April 6, 2021, 12:00 PM, House Hearing Room 4.

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

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FISCAL REVIEW

Tuesday, April 6, 2021, 3:45 PM, House Hearing Room 4.

Executive session will be held: HJR 6, HB 60, HS HCS HB 306

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

Time changed.

CORRECTED

HEALTH AND MENTAL HEALTH POLICY

Thursday, April 1, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HJR 51, HJR 50

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

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Remote testimony will be considered on: HB 751

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

LOCAL GOVERNMENT

Thursday, April 1, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 1094, HB 1209

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

RULES - LEGISLATIVE OVERSIGHT

Thursday, April 1, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: SS#2 SCS SBs 51 & 42, HCS HB 339, HB 396, HCS HB 402, HB 446, HCS HB 494, HB 731, HB 771, HB 914, HB 1061, HCS HB 1320, HB 1345

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

Removing HB 37.

AMENDED

RURAL COMMUNITY DEVELOPMENT

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 Truman Blvd, Jefferson City, Missouri.

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

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, April 1, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 1266, HB 647, HB 841

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

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 1, 2021, 8:00 AM, House Hearing Room 6.

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

Public input for redistricting of Missouri Congressional District 7. In person and written testimony will be accepted.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may 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

FORTY-SEVENTH DAY, THURSDAY, APRIL 1, 2021

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 1 and HCB 2

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HCS HB 782 - Trent

HB 920 - Baker

HCS HB 307 - Griesheimer

HB 316 - Toalson Reisch

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 894 - Riggs

HS HB 513 - Smith (155)

HS HB 152 - Rone

HB 474 - Trent

HCS HB 942 - Haffner

HCS HB 785 - Hicks

HB 991 - Smith (163)

HB 212 - Hill

HB 297, (Legislative Review 3/30/21) - Wallingford

HB 370 - Christofanelli

HB 570 - Basye

HB 708 - Trent

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan

HCS HB 472 - Griesheimer

HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey
HCS HB 1095 - Deaton
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HCS HB 214 - Hill
HCS HB 229 - Basye
HCS HB 248 - Coleman (32)
HB 253 - Fishel
HB 261 - Black (137)
HB 299 - Wallingford
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441 - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HCS HB 589 - Knight
HB 604 - Gregory (51)
HCS HB 682 - Chipman
HCS HB 825 - Schwadron
HB 911 - Hill
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier
HB 678 - Eggleston

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 6, (Fiscal Review 3/30/21) - Schnelting

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 1 - Smith (163)

HCS HB 2 - Smith (163)

HCS HB 3 - Smith (163)

HCS HB 4 - Smith (163)

HCS HB 5 - Smith (163)

HCS HB 6 - Smith (163)

HCS HB 7 - Smith (163)

HCS HB 8 - Smith (163)

HCS HB 9 - Smith (163)

HCS HB 10 - Smith (163)

HCS HB 11 - Smith (163)

HCS HB 12 - Smith (163)

HCS HB 13 - Smith (163)

HCS HB 15 - Smith (163)

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill

HS HCS HB 306, (Fiscal Review 3/30/21), E.C. - Griesheimer

HB 60, (Fiscal Review 3/30/21) - Schnelting

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)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

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