

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-EIGHTH DAY, TUESDAY, APRIL 6, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

Be strong and of good courage; be not afraid, neither be thou dismayed; for the Lord thy God is with thee whithersoever thou goest. (Joshua 1:9)

O strong God of all goodness and grace, bless us as we lift our spirits to You in prayer on this beautiful afternoon. Make us increasingly aware of Your presence in this moment. We close our eyes and open our hearts to You. Help us to meet our experiences this day with a shining faith, a strong courage, and a steadfast love in the People's House.

When disappointments come, when discouragements would shut us down and threaten to shut us out, when the clouds of distress hang over us, give us strength to launch out into the duties of each day – not understanding all that is happening – but in the midst of it all remaining steady and serene, master of ourselves and servants of You. Give us such a confidence in Your sustaining grace that no weakness of our own may cause us to lose faith and no shortcoming may make us give way to undue anxiety. In all things, by all ways, through all experience, keep us faithful that our consciences may be clear, our hearts clean, and our spirits confident during our bicentennial year.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

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

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 176, relating to personal delivery devices.

SS SCS SB 289, relating to peace officer license requirements.

SS SB 333, relating to nonprofit organizations.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 441, relating to political subdivisions, was taken up by Representative Falkner.

On motion of Representative Falkner, the title of **HCS HB 441** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 441, Page 5, Section 105.145, Line 145, by inserting after said line the following:

"230.205. 1. The alternative county highway commission provided by sections 230.200 to 230.260 shall not become operative in any county unless adopted by a vote of the majority of the voters of the county voting upon the question at an election. All counties of this state which have adopted the alternative county highway commission may abolish it [~~and return to the county highway commission provided for by sections 230.010 to 230.110~~] by submitting the question to a vote of the voters of the county in the manner provided by law **or by a vote of the governing body.**

2. Any county which does not adopt the alternative county highway commission provided by sections 230.200 to 230.260, or any county in which [~~a majority of the voters of the county voting upon the question reject~~] the alternative county highway commission provided by sections 230.200 to 230.260 **is abolished** shall [~~retain~~] **adopt either** the county highway commission provided by sections 230.010 to 230.110 **or the provisions of sections 231.010 to 231.130.**"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 441, Pages 5-6, Section 316.250, Lines 1-44, by deleting all of said section and lines and inserting in lieu thereof the following:

"316.250. 1. This section shall be known and may be cited as "Ethan's Law".

2. Every owner of a for-profit private swimming pool or facility shall maintain adequate insurance coverage in an amount of not less than one million dollars per occurrence for any liability incurred in the event of injury or death of a patron to such swimming pool or facility, including any liability incurred under paragraph [(b)] **(a)** of subdivision (3) of section 537.348. Such owners shall be required to register with the department of public safety and provide proof of such insurance coverage at the time of registration and when requested by any state or local governmental agency responsible for the enforcement of this section.

3. As used in this section, the following terms shall mean:

(1) "Owner", the owner of the land, including but not limited to a lessee, tenant, mortgagee in possession and the person in charge of the land on which a swimming pool is located;

(2) "Swimming pool or facility", any for-profit privately owned tank or body of water with a capacity of less than five hundred patrons which charges a fee per admission and is used and maintained for swimming or bathing purposes which has a maximum depth of greater than twenty-four inches. "Swimming pool or facility" shall include, but not be limited to, a swimming pool on lands in connection with the operation of any type of for-profit privately owned amusement or recreational park. "Swimming pool or facility" does not include a swimming pool or facility owned by a hotel, motel, public or governmental body, agency, or authority, a naturally occurring body of water or stream, or a body of water established by a person or persons and used for watering livestock, irrigation, or storm water management.

4. Any owner who violates the provisions of this section shall not be permitted to remain in operation until such owner meets the requirements of this section. Any such owner who allows operation of a swimming pool or facility in violation of this section shall be subject to a civil penalty of two hundred fifty dollars per day for each day of continued violation up to a maximum of ten thousand dollars and may be subject to liability for the costs incurred by the state or a political subdivision for enforcing the provisions of this section. In a separate court action, the attorney general may seek reimbursement on behalf of the state and a political subdivision may seek reimbursement

on behalf of the political subdivision for costs incurred as a result of enforcing the provisions of this section. For purposes of this section, "each day of the violation" means each day that the swimming pool is operational and open for business and remains in violation of this section. It shall not include days that the swimming pool is not operational and open for business.

5. In addition, any owner who intentionally violates the provisions of this section is guilty of a class A misdemeanor. It shall be the duty of each prosecuting attorney and circuit attorney in their respective jurisdictions to commence any criminal actions under this section, and the attorney general shall have concurrent original jurisdiction to commence such criminal actions throughout the state where such violations have occurred.

6. The department of public safety shall implement and, with the assistance of local law enforcement agencies, enforce the provisions of this section.

7. An insurance company providing insurance coverage under this section shall notify the department of public safety if any owner of a swimming pool or facility as defined in this section terminates, cancels, or fails to renew such coverage. The department may utilize local law enforcement agencies to enforce the provisions of this section."; and

Further amend said bill, Pages 6-7, Section 537.348, Lines 1-22, by deleting all of said section and lines and inserting in lieu thereof the following:

"537.346. **1.** Except as provided in sections 537.345 to 537.348, and section 537.351, an owner of land owes no duty of care to any person who enters on the land without charge to keep his **or her** land safe for recreational use or to give any general or specific warning with respect to any natural or artificial condition, structure, or personal property thereon.

2. No owner of land shall be liable for injuries of a trespasser occurring on his or her residential area or noncovered land, as those terms are defined in section 537.348, if such area or land is adjacent to a park as defined in section 253.010 or a trail as defined in section 258.100 if such trespasser is accessing or accessed the owner's property from the adjacent park or trail.

537.347. Except as provided in sections 537.345 to 537.348, an owner of land who directly or indirectly invites or permits any person to enter his or her land for recreational use, without charge, whether or not the land is posted, or who directly or indirectly invites or permits any person to enter his or her land for recreational use in compliance with a state-administered recreational access **or wildlife management program**, does not thereby:

- (1) Extend any assurance that the premises are safe for any purpose;
- (2) Confer upon such person the status of an invitee, or any other status requiring of the owner a duty of special or reasonable care;
- (3) Assume responsibility for or incur liability for any injury to such person or property caused by any natural or artificial condition, structure or personal property on the premises; or
- (4) Assume responsibility for any damage or injury to any other person or property caused by an act or omission of such person.

537.348. Nothing in this act shall be construed to create liability, but it does not limit liability that otherwise would be incurred by those who use the land of others, or by owners of land for:

(1) Malicious or grossly negligent failure to guard or warn against a dangerous condition, structure, personal property which the owner knew or should have known to be dangerous, or negligent failure to guard or warn against an ultrahazardous condition which the owner knew or should have known to be dangerous;

(2) Injury suffered by a person who has paid a charge for entry to the land; or

(3) Injuries occurring on or in:

(a) ~~Any land within the corporate boundaries of any city, municipality, town, or village in this state;~~
~~_____~~ (b) Any swimming pool. "Swimming pool" means a pool or tank, especially an artificial pool or tank, intended and adapted for swimming and held out as a swimming pool;

~~[(e)]~~ (b) Any residential area. "Residential area" as used ~~herein~~ **in this section** means ~~a tract of land of one acre or less predominately used for residential purposes, or a tract of land of any size used for multifamily residential services~~ **land used for residential purposes in an area in which housing predominates, as opposed to industrial and commercial areas, and any land used for farming or agricultural purposes;** or

~~[(d)]~~ (c) Any noncovered land. "Noncovered land" as used herein means any portion of any land, the surface of which portion is actually used primarily for commercial, industrial, mining or manufacturing purposes; provided, however, that use of any portion of any land primarily for agricultural, grazing, forestry, conservation,

natural area, owner's recreation or similar or related uses or purposes shall not under any circumstances be deemed to be use of such portion for commercial, industrial, mining or manufacturing purposes."; and

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

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

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 441, Page 1, Section A, Line 3, by inserting after all said section the following:

~~"[49.266. 1. The county commission in all noncharter counties may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.~~

~~2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.~~

~~3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:~~

~~(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and~~

~~(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.~~

~~4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted.]~~

49.266. 1. The county commission in all **noncharter** counties [~~of the first, second or fourth classification~~] may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.

2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.

3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:

(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and

(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.

4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted."; and

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

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

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

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 441, Page 1, Section A, Line 3, by inserting the following after all of said line:

"67.1421. 1. Upon receipt of a proper petition filed with its municipal clerk, the governing body of the municipality in which the proposed district is located shall hold a public hearing in accordance with section 67.1431 and may adopt an ordinance to establish the proposed district.

2. A petition is proper if, based on the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county, as of the time of filing the petition with the municipal clerk, it meets the following requirements:

(1) It has been signed by property owners collectively owning more than fifty percent by assessed value of the real property within the boundaries of the proposed district;

(2) It has been signed by more than fifty percent per capita of all owners of real property within the boundaries of the proposed district; and

(3) It contains the following information:

(a) The legal description of the proposed district, including a map illustrating the district boundaries;

(b) The name of the proposed district;

(c) A notice that the signatures of the signers may not be withdrawn later than seven days after the petition is filed with the municipal clerk;

(d) A five-year plan stating a description of the purposes of the proposed district, the services it will provide, ~~the improvements~~ **each improvement** it will make ~~and~~ **from the list of allowable improvements under section 67.1461**, an estimate of the costs of these services and improvements to be incurred, **the anticipated sources of funds to pay the costs, and the anticipated term of the sources of funds to pay the costs;**

(e) A statement as to whether the district will be a political subdivision or a not-for-profit corporation and if it is to be a not-for-profit corporation, the name of the not-for-profit corporation;

(f) If the district is to be a political subdivision, a statement as to whether the district will be governed by a board elected by the district or whether the board will be appointed by the municipality, and, if the board is to be elected by the district, the names and terms of the initial board may be stated;

(g) If the district is to be a political subdivision, the number of directors to serve on the board;

(h) The total assessed value of all real property within the proposed district;

(i) A statement as to whether the petitioners are seeking a determination that the proposed district, or any legally described portion thereof, is a blighted area;

(j) The proposed length of time for the existence of the district, **which shall not exceed twenty-one years from the adoption of the ordinance establishing the district unless the municipality extends the length of time under section 67.1481;**

(k) The maximum rates of real property taxes, and, business license taxes in the county seat of a county of the first classification without a charter form of government containing a population of at least two hundred thousand, that may be submitted to the qualified voters for approval;

(l) The maximum rates of special assessments and respective methods of assessment that may be proposed by petition;

(m) The limitations, if any, on the borrowing capacity of the district;

(n) The limitations, if any, on the revenue generation of the district;

(o) Other limitations, if any, on the powers of the district;

(p) A request that the district be established; and

(q) Any other items the petitioners deem appropriate;

(4) The signature block for each real property owner signing the petition shall be in substantially the following form and contain the following information:

Name of owner: _____
 Owner's telephone number and mailing address: _____
 If signer is different from owner: Name of signer: _____
 State basis of legal authority to sign: _____
 Signer's telephone number and mailing address: _____
 If the owner is an individual, state if owner is single or married: _____
 If owner is not an individual, state what type of entity: _____
 Map and parcel number and assessed value of each tract of real property within the proposed district owned: _____
 By executing this petition, the undersigned represents and warrants that he or she is authorized to execute this petition on behalf of the property owner named immediately above

_____	_____
Signature of person	Date
signing for owner	
STATE OF MISSOURI)
)
	ss. _____
COUNTY OF _____)

Before me personally appeared _____, to me personally known to be the individual described in and who executed the foregoing instrument.
 WITNESS my hand and official seal this _____ day of _____ (month), _____ (year).

 Notary Public
 My Commission Expires: _____; and

(5) Alternatively, the governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may file a petition to initiate the process to establish a district in the portion of the city located in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants containing the information required in subdivision (3) of this subsection; provided that the only funding methods for the services and improvements will be a real property tax.

3. Upon receipt of a petition the municipal clerk shall, within a reasonable time not to exceed ninety days after receipt of the petition, review and determine whether the petition substantially complies with the requirements of subsection 2 of this section. In the event the municipal clerk receives a petition which does not meet the requirements of subsection 2 of this section, the municipal clerk shall, within a reasonable time, return the petition to the submitting party by hand delivery, first class mail, postage prepaid or other efficient means of return and shall specify which requirements have not been met.

4. After the close of the public hearing required pursuant to subsection 1 of this section, the governing body of the municipality may adopt an ordinance approving the petition and establishing a district as set forth in the petition and may determine, if requested in the petition, whether the district, or any legally described portion thereof, constitutes a blighted area. If the petition was filed by the governing body of a municipality pursuant to subdivision (5) of subsection 2 of this section, after the close of the public hearing required pursuant to subsection 1 of this section, the petition may be approved by the governing body and an election shall be called pursuant to section 67.1422.

5. Amendments to a petition may be made which do not change the proposed boundaries of the proposed district if an amended petition meeting the requirements of subsection 2 of this section is filed with the municipal clerk at the following times and the following requirements have been met:

- (1) At any time prior to the close of the public hearing required pursuant to subsection 1 of this section; provided that, notice of the contents of the amended petition is given at the public hearing;
- (2) At any time after the public hearing and prior to the adoption of an ordinance establishing the proposed district; provided that, notice of the amendments to the petition is given by publishing the notice in a newspaper of general circulation within the municipality and by sending the notice via registered certified United States mail with a return receipt attached to the address of record of each owner of record of real property within the boundaries of the proposed district per the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county. Such notice shall be published and mailed not less than ten days prior to the adoption of the ordinance establishing the district;

(3) At any time after the adoption of any ordinance establishing the district a public hearing on the amended petition is held and notice of the public hearing is given in the manner provided in section 67.1431 and the governing body of the municipality in which the district is located adopts an ordinance approving the amended petition after the public hearing is held.

6. Upon the creation of a district, the municipal clerk shall report in writing the creation of such district to the Missouri department of economic development **and the state auditor.**

67.1451. 1. If a district is a political subdivision, the election and qualifications of members to the district's board of directors shall be in accordance with this section. If a district is a not-for-profit corporation, the election and qualification of members to its board of directors shall be in accordance with chapter 355.

2. (1) The district shall be governed by a board consisting of at least five but not more than thirty directors.

(2) **Except as otherwise provided in this subsection,** each director shall, during his or her entire term~~[-be]~~:

~~[(1)]~~ (a) **Be** at least eighteen years of age; ~~and~~

~~—————~~ ~~[(2)]~~ (b) **Be** either:

~~[(a)]~~ a. An owner, as defined in section 67.1401, of real property or of a business operating within the district; or

~~[(b)]~~ b. A registered voter residing within the district; and

~~[(3)]~~ (c) **Satisfy** any other qualifications set forth in the petition establishing the district.

(3) **If there are no registered voters in the district, at least one director shall, during his or her entire term, be a person who:**

(a) **Resides within the municipality that established the district;**

(b) **Is qualified and registered to vote under chapter 115 according to the records of the election authority as of the thirtieth day prior to the date of the applicable election;**

(c) **Has no financial interest in any real property or business operating within the district; and**

(d) **Is not a relative within the second degree of consanguinity or affinity to an owner of real property or a business operating in the district.**

(4) If there are fewer than five owners of real property located within a district, the board may be comprised of up to five legally authorized representatives of any of the owners of real property located within the district.

3. If the district is a political subdivision, the board shall be elected or appointed, as provided in the petition. **However, if the board is to be elected, the petition shall require at least one member of the board be appointed by the governing body of the municipality in the same manner as provided in this section for board appointments. The appointed board member shall serve a four-year term.**

4. If the board is to be elected, the procedure for election shall be as follows:

(1) The municipal clerk shall specify a date on which the election shall occur which date shall be a Tuesday and shall not be earlier than the tenth Tuesday, and shall not be later than the fifteenth Tuesday, after the effective date of the ordinance adopted to establish the district;

(2) The election shall be conducted in the same manner as provided for in section 67.1551, provided that the published notice of the election shall contain the information required by section 67.1551 for published notices, except that it shall state that the purpose of the election is for the election of directors, in lieu of the information related to taxes;

(3) Candidates shall pay the sum of five dollars as a filing fee and shall file not later than the second Tuesday after the effective date of the ordinance establishing the district with the municipal clerk a statement under oath that he or she possesses all of the qualifications set out in this section for a director. Thereafter, such candidate shall have his or her name placed on the ballot as a candidate for director;

(4) The director or directors to be elected shall be elected at large. The person receiving the most votes shall be elected to the position having the longest term; the person receiving the second highest votes shall be elected to the position having the next longest term and so forth. For any district formed prior to August 28, 2003, of the initial directors, one-half shall serve for a two-year term, one-half shall serve for a four-year term and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected. For any district formed on or after August 28, 2003, for the initial directors, one-half shall serve for a two-year term, and one-half shall serve for the term specified by the district pursuant to subdivision (5) of this subsection, and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected;

(5) Successor directors shall be elected in the same manner as the initial directors. The date of the election of successor directors shall be specified by the municipal clerk which date shall be a Tuesday and shall not be later than the date of the expiration of the stated term of the expiring director. Each successor director shall serve a term for the length specified prior to the election by the district, which term shall be at least three years and not more than four years, and shall continue until such director's successor is elected.

In the event of a vacancy on the board of directors, the remaining directors shall elect an interim director to fill the vacancy for the unexpired term.

5. If the petition provides that the board is to be appointed by the municipality, such appointments shall be made by the chief elected officer of the municipality with the consent of the governing body of the municipality. For any district formed prior to August 28, 2003, of the initial appointed directors, one-half of the directors shall be appointed to serve for a two-year term and the remaining one-half shall be appointed to serve for a four-year term until such director's successor is appointed; provided that, if there is an odd number of directors, the last person appointed shall serve a two-year term. For any district formed on or after August 28, 2003, of the initial appointed directors, one-half shall be appointed to serve for a two-year term, and one-half shall be appointed to serve for the term specified by the district for successor directors pursuant to this subsection, and if an odd number of directors are appointed, the last person appointed shall serve for a two-year term; provided that each director shall serve until such director's successor is appointed. Successor directors shall be appointed in the same manner as the initial directors and shall serve for a term of years specified by the district prior to the appointment, which term shall be at least three years and not more than four years.

6. If the petition states the names of the initial directors, those directors shall serve for the terms specified in the petition and successor directors shall be determined either by the above-listed election process or appointment process as provided in the petition.

7. Any director may be removed for cause by a two-thirds affirmative vote of the directors of the board. Written notice of the proposed removal shall be given to all directors prior to action thereon.

8. The board is authorized to act on behalf of the district, subject to approval of qualified voters as required in this section; except that, all official acts of the board shall be by written resolution approved by the board.

67.1461. 1. Each district shall have all the powers, except to the extent any such power has been limited by the petition approved by the governing body of the municipality to establish the district, necessary to carry out and effectuate the purposes and provisions of sections 67.1401 to 67.1571 including, but not limited to, the following:

- (1) To adopt, amend, and repeal bylaws, not inconsistent with sections 67.1401 to 67.1571, necessary or convenient to carry out the provisions of sections 67.1401 to 67.1571;
- (2) To sue and be sued;
- (3) To make and enter into contracts and other instruments, with public and private entities, necessary or convenient to exercise its powers and carry out its duties pursuant to sections 67.1401 to 67.1571;
- (4) To accept grants, guarantees and donations of property, labor, services, or other things of value from any public or private source;
- (5) To employ or contract for such managerial, engineering, legal, technical, clerical, accounting, or other assistance as it deems advisable;
- (6) To acquire by purchase, lease, gift, grant, bequest, devise, or otherwise, any real property within its boundaries, personal property, or any interest in such property;
- (7) To sell, lease, exchange, transfer, assign, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest in such property;
- (8) To levy and collect special assessments and taxes as provided in sections 67.1401 to 67.1571.

However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivision (5) of section 137.100. Those exempt pursuant to subdivision (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(9) If the district is a political subdivision, to levy real property taxes and business license taxes in the county seat of a county of the first classification containing a population of at least two hundred thousand, as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100. Those exempt pursuant to subdivisions (2) and (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

- (10) If the district is a political subdivision, to levy sales taxes pursuant to sections 67.1401 to 67.1571;
- (11) To fix, charge, and collect fees, rents, and other charges for use of any of the following:

- (a) The district's real property, except for public rights-of-way for utilities;
 - (b) The district's personal property, except in a city not within a county; or
 - (c) Any of the district's interests in such real or personal property, except for public rights-of-way for utilities;
- (12) To borrow money from any public or private source and issue obligations and provide security for the repayment of the same as provided in sections 67.1401 to 67.1571;
- (13) To loan money as provided in sections 67.1401 to 67.1571;
- (14) To make expenditures, create reserve funds, and use its revenues as necessary to carry out its powers or duties and the provisions and purposes of sections 67.1401 to 67.1571;
- (15) To enter into one or more agreements with the municipality for the purpose of abating any public nuisance within the boundaries of the district including, but not limited to, the stabilization, repair or maintenance or demolition and removal of buildings or structures, provided that the municipality has declared the existence of a public nuisance;
- (16) Within its boundaries, to provide assistance to or to construct, reconstruct, install, repair, maintain, and equip any of the following public improvements:
- (a) Pedestrian or shopping malls and plazas;
 - (b) Parks, lawns, trees, and any other landscape;
 - (c) Convention centers, arenas, aquariums, aviaries, and meeting facilities;
 - (d) Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;
 - (e) Parking lots, garages, or other facilities;
 - (f) Lakes, dams, and waterways;
 - (g) Streetscape, lighting, benches or other seating furniture, trash receptacles, marquees, awnings, canopies, walls, and barriers;
 - (h) Telephone and information booths, bus stop and other shelters, rest rooms, and kiosks;
 - (i) Paintings, murals, display cases, sculptures, and fountains;
 - (j) Music, news, and child-care facilities; and
 - (k) Any other useful, necessary, or desired **public improvement specified in the petition**;
- (17) To dedicate to the municipality, with the municipality's consent, streets, sidewalks, parks, and other real property and improvements located within its boundaries for public use;
- (18) Within its boundaries and with the municipality's consent, to prohibit or restrict vehicular and pedestrian traffic and vendors on streets, alleys, malls, bridges, ramps, sidewalks, and tunnels and to provide the means for access by emergency vehicles to or in such areas;
- (19) Within its boundaries, to operate or to contract for the provision of music, news, child-care, or parking facilities, and buses, minibuses, or other modes of transportation;
- (20) Within its boundaries, to lease space for sidewalk cafe tables and chairs;
- (21) Within its boundaries, to provide or contract for the provision of security personnel, equipment, or facilities for the protection of property and persons;
- (22) Within its boundaries, to provide or contract for cleaning, maintenance, and other services to public and private property;
- (23) To produce and promote any tourism, recreational or cultural activity or special event in the district by, but not limited to, advertising, decoration of any public place in the district, promotion of such activity and special events, and furnishing music in any public place;
- (24) To support business activity and economic development in the district including, but not limited to, the promotion of business activity, development and retention, and the recruitment of developers and businesses;
- (25) To provide or support training programs for employees of businesses within the district;
- (26) To provide refuse collection and disposal services within the district;
- (27) To contract for or conduct economic, planning, marketing or other studies;
- (28) To repair, restore, or maintain any abandoned cemetery on public or private land within the district;
- and
- (29) To partner with a telecommunications company or broadband service provider in order to construct or improve telecommunications facilities which shall be wholly owned and operated by the telecommunications company or broadband service provider, as the terms "telecommunications company" and "telecommunications facilities" are defined in section 386.020 and subject to the provisions of section 392.410, that are in an unserved or

underserved area, as defined in section 620.2450. Before any facilities are improved or constructed as a result of this section, the area shall be certified as unserved or underserved by the director of broadband development within the department of economic development;

(30) To carry out any other powers set forth in sections 67.1401 to 67.1571.

2. Each district which is located in a blighted area or which includes a blighted area shall have the following additional powers:

(1) Within its blighted area, to contract with any private property owner to demolish and remove, renovate, reconstruct, or rehabilitate any building or structure owned by such private property owner; and

(2) To expend its revenues or loan its revenues pursuant to a contract entered into pursuant to this subsection, provided that the governing body of the municipality has determined that the action to be taken pursuant to such contract is reasonably anticipated to remediate the blighting conditions and will serve a public purpose.

3. Each district shall annually reimburse the municipality for the reasonable and actual expenses incurred by the municipality to establish such district and review annual budgets and reports of such district required to be submitted to the municipality; provided that, such annual reimbursement shall not exceed one and one-half percent of the revenues collected by the district in such year.

4. Nothing in sections 67.1401 to 67.1571 shall be construed to delegate to any district any sovereign right of municipalities to promote order, safety, health, morals, and general welfare of the public, except those such police powers, if any, expressly delegated pursuant to sections 67.1401 to 67.1571.

5. The governing body of the municipality establishing the district shall not decrease the level of publicly funded services in the district existing prior to the creation of the district or transfer the financial burden of providing the services to the district unless the services at the same time are decreased throughout the municipality, nor shall the governing body discriminate in the provision of the publicly funded services between areas included in such district and areas not so included.

6. No contract for construction or professional services shall be entered into by the district unless the contract is submitted to competitive bidding and the contract is awarded to the lowest or best bidder. Notice of the letting of the contracts shall be given in the manner provided by section 8.250.

67.1471. 1. The fiscal year for the district shall be the same as the fiscal year of the municipality.

2. No earlier than one hundred eighty days and no later than ninety days prior to the first day of each fiscal year, the board shall submit to the governing body of the city a proposed annual budget, setting forth expected expenditures, revenues, and rates of assessments and taxes, if any, for such fiscal year. The governing body may review and comment to the board on this proposed budget, but if such comments are given, the governing body of the municipality shall provide such written comments to the board no later than sixty days prior to the first day of the relevant fiscal year; such comments shall not constitute requirements but shall only be recommendations.

3. The board shall hold an annual meeting and adopt an annual budget no later than thirty days prior to the first day of each fiscal year.

4. Within one hundred twenty days after the end of each fiscal year, the district shall submit a report to the municipal clerk and the Missouri department of economic development ~~[stating]~~. **The report shall state the services provided, revenues collected, and expenditures made by the district during such fiscal year[-]; state the dates the district adopted its annual budget, submitted its proposed annual budget to the municipality, and submitted its annual report to the municipal clerk;** and include copies of written resolutions approved by the board during the fiscal year. The municipal clerk shall retain this report as part of the official records of the municipality and shall also cause this report to be spread upon the records of the governing body.

5. The state auditor may audit a district in the same manner as the auditor may audit any agency of the state.

6. Any district that fails to timely submit a proposed annual budget to the municipality, adopt an annual budget, or submit an annual report to the municipal clerk and the department of economic development shall be subject to a fine of one hundred dollars per day. Any fine under this subsection shall be imposed and collected by the department of economic development and paid into the public school fund of the municipality in which the district is located.

67.1481. 1. Each ordinance establishing a district shall set forth the term for the existence of such district which term may be defined as a minimum, maximum, or definite number of years, **but the term shall not exceed twenty-one years except as provided under subsection 6 of this section.**

2. Upon receipt by the municipal clerk of a proper petition and after notice and a public hearing, any district may be terminated by ordinance adopted by the governing body of the municipality prior to the expiration of its term if the district has no outstanding obligations. A copy of such ordinance shall be given to the department of economic development.

3. A petition for the termination of a district is proper if:
 - (1) It names the district to be terminated;
 - (2) It has been signed by owners of real property collectively owning more than fifty percent by assessed value of real property within the boundaries of the district;
 - (3) It has been signed by more than fifty percent per capita of owners of real property within the boundaries of the district;
 - (4) It contains a plan for dissolution and distribution of the assets of the district; and
 - (5) The signature block signed by each petitioner is in the form set forth in subdivision (4) of subsection 2 of section 67.1421.

4. The public hearing required by this section shall be held and notice of such public hearing shall be given in the manner set forth in section 67.1431. The notice shall contain the following information:

- (1) The date, time and place of the public hearing;
- (2) A statement that a petition requesting the termination of the district has been filed with the municipal clerk;
- (3) A statement that a copy of the petition is available at the office of the municipal clerk during regular business hours; and
- (4) A statement that all interested parties will be given an opportunity to be heard.

5. Upon expiration or termination of a district, the ~~[assets]~~ **real or personal property, machinery, equipment, materials, and supplies** of such district shall ~~either be [distributed]~~ **sold or transferred** in accordance with the plan for dissolution as approved by ordinance. ~~[Every effort should be made by the municipality for the assets of the district to be distributed in such a manner so as to benefit the real property which was formerly a part of the district.]~~ **All proceeds of sold property and district funds shall be distributed to the public school fund of the municipality in which the district is located.**

6. Prior to the expiration of the term of a district, a municipality may adopt an ordinance to extend the term of the existence of a district after holding a public hearing on the proposed extension. The extended term may be defined as a minimum, maximum, or definite number of years, but the extended term shall not exceed twenty-one years. Notice of the hearing shall be given in the same manner as required under section 67.1431, except the notice shall include the time, date, and place of the public hearing; the name of the district; a map showing the boundaries of the existing district; and a statement that all interested persons shall be given an opportunity to be heard at the public hearing.

67.1545. 1. Any district formed as a political subdivision may impose by resolution a district sales and use tax on all retail sales made in such district which are subject to taxation pursuant to sections 144.010 to 144.525, except sales of motor vehicles, trailers, boats or outboard motors and sales to or by public utilities and providers of communications, cable, or video services. Any sales and use tax imposed pursuant to this section may be imposed in increments of one-eighth of one percent, up to a maximum of one percent. Such district sales and use tax may be imposed for any district purpose designated by the district in its ballot of submission to its qualified voters; except that, no resolution adopted pursuant to this section shall become effective unless the board of directors of the district submits to the qualified voters of the district, by mail-in ballot, a proposal to authorize a sales and use tax pursuant to this section. If a majority of the votes cast by the qualified voters on the proposed sales tax are in favor of the sales tax, then the resolution is adopted. If a majority of the votes cast by the qualified voters are opposed to the sales tax, then the resolution is void.

2. The ballot shall be substantially in the following form:

Shall the _____ (insert name of district) Community Improvement District impose a community improvement districtwide sales and use tax at the maximum rate of _____ (insert amount) for a period of _____ (insert number) years from the date on which such tax is first imposed for the purpose of providing revenue for _____ (insert general description of the purpose)?

YES NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

3. Within ten days after the qualified voters have approved the imposition of the sales and use tax, the district shall, in accordance with section 32.087, notify the director of the department of revenue. The sales and use tax authorized by this section shall become effective on the first day of the second calendar quarter after the director of the department of revenue receives notice of the adoption of such tax.

4. The director of the department of revenue shall collect any tax adopted pursuant to this section pursuant to section 32.087.

5. In each district in which a sales and use tax is imposed pursuant to this section, every retailer shall add such additional tax imposed by the district to such retailer's sale price, and when so added such tax shall constitute a part of the purchase price, shall be a debt of the purchaser to the retailer until paid and shall be recoverable at law in the same manner as the purchase price.

6. In order to allow retailers to collect and report the sales and use tax authorized by this section as well as all other sales and use taxes required by law in the simplest and most efficient manner possible, a district may establish appropriate brackets to be used in the district imposing a tax pursuant to this section in lieu of the brackets provided in section 144.285.

7. The penalties provided in sections 144.010 to 144.525 shall apply to violations of this section.

8. All revenue received by the district from a sales and use tax imposed pursuant to this section which is designated for a specific purpose shall be deposited into a special trust fund and expended solely for such purpose. Upon the expiration of any sales and use tax adopted pursuant to this section, all funds remaining in the special trust fund shall continue to be used solely for the specific purpose designated in the resolution adopted by the qualified voters. Any funds in such special trust fund which are not needed for current expenditures may be invested by the board of directors pursuant to applicable laws relating to the investment of other district funds.

9. A district may repeal by resolution any sales and use tax imposed pursuant to this section before the expiration date of such sales and use tax unless the repeal of such sales and use tax will impair the district's ability to repay any liabilities the district has incurred, moneys the district has borrowed or obligation the district has issued to finance any improvements or services rendered for the district.

10. Notwithstanding the provisions of chapter 115, an election for a district sales and use tax under this section shall be conducted in accordance with the provisions of this section.

11. In each district in which a sales tax is imposed under this section:

(a) The board shall post a sign outdoors near each customer entrance of each retail establishment in the district. The sign shall be no smaller than one foot by two feet with the writing thereon clearly legible and no smaller than three-quarters inch in height; and

(b) Every retailer shall prominently display a sign at the point of sale area.

The signs shall substantively state: "The _____ Community Improvement District board of directors charges a sales tax of _____ percent at (this/these) (retailer/retailers) in addition to the state and local sales tax rates of _____ percent."; and

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

On motion of Representative Hill, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 084

Adams	Andrews	Appelbaum	Aune	Bailey
Baker	Bangert	Basye	Billington	Black 7
Boggs	Bromley	Brown 70	Buchheit-Courtway	Burton
Chipman	Christofanelli	Clemens	Coleman 97	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Eggleston	Gregory 51	Grier	Gunby	Hardwick
Hicks	Hill	Hovis	Hudson	Kelley 127
Kelly 141	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Murphy	O'Donnell
Patterson	Perkins	Person	Phifer	Pike
Pollock 123	Richey	Riggs	Riley	Roden
Roeber	Rogers	Rone	Ruth	Sander
Sauls	Schnelting	Schroer	Schwadron	Seitz
Shaul	Simmons	Smith 163	Smith 67	Stacy
Tate	Taylor 139	Taylor 48	Thomas	Toalson Reisch
Trent	Turnbaugh	Wallingford	Walsh 50	Walsh Moore 93
West	Wiemann	Young	Mr. Speaker	

NOES: 065

Anderson	Atchison	Baringer	Barnes	Black 137
Bland Manlove	Brown 16	Brown 27	Burger	Burnett
Busick	Butz	Dinkins	Dogan	Doll
Ellebracht	Evans	Falkner	Fishel	Fogle
Francis	Gray	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Henderson
Houx	Hurlbert	Ingle	Johnson	Kalberloh
Knight	Lewis 25	Mackey	Merideth	Morse
Mosley	Nurrenbern	Owen	Plocher	Pollitt 52
Porter	Quade	Railsback	Reedy	Roberts
Rowland	Sassmann	Sharp 36	Sharpe 4	Shields
Smith 155	Stephens 128	Stevens 46	Terry	Thompson
Unsicker	Van Schoiack	Veit	Weber	Wright

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bosley	Coleman 32	Collins	Cupps
Derges	Fitzwater	Kidd	Pietzman	Pouche
Price IV	Proudie	Windham		

VACANCIES: 001

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

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 441, Page 2, Section 105.145, Line 32, by inserting the following after all of said line:

"However, for any municipality with fewer than three thousand five hundred inhabitants, the collective total of fines under this subsection shall not exceed ten percent of the total sales and use tax revenue of the fiscal year for which the annual financial statement was not timely filed."; and

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

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

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

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 441, Page 1, Line 1, by inserting after "Bill No. 441," the following:

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

**"71.990. 1. As used in this section, the following terms mean:
(1) "Goods", any merchandise, equipment, products, supplies, or materials;
(2) "Home-based business", any business operated in a residential dwelling that manufactures, provides, or sells goods or services and that is owned and operated by the owner or tenant of the residential dwelling.**

2. Any person who resides in a residential dwelling may use the residential dwelling for a home-based business, unless such use is restricted by:

- (1) Any deed restriction, covenant, or agreement restricting the use of land; or**
- (2) Any master deed, bylaw, or other document applicable to a common-interest ownership**

community.

3. Except as prescribed under subsection 4 of this section, a municipality shall not prohibit the operation of a no-impact home-based business or otherwise require a person to apply for, register for, or obtain any permit, license, variance, or other type of prior approval from the municipality to operate a no-impact home-based business. For the purposes of this section, a home-based business qualifies as a no-impact home-based business if:

(1) The total number of employees and clients on-site at one time does not exceed the municipal occupancy limit for the residential dwelling; and

(2) The activities of the business:

(a) Are limited to the sale of lawful goods and services;

(b) May involve having more than one client on the property at one time;

(c) Do not generate on-street parking or cause a substantial increase in traffic through the residential area;

(d) Occur inside the residential dwelling or in the yard of the residential dwelling;

(e) Are not visible from the street; and

(f) Do not violate any narrowly tailored regulation established under subsection 4 of this section.

4. A municipality may establish reasonable regulations on a home-based business if the regulations are narrowly tailored for the purpose of:

(1) Protecting the public health and safety, including regulations related to fire and building codes, health and sanitation, transportation or traffic control, solid or hazardous waste, pollution, and noise control;

(2) Ensuring that the business activity is:

(a) Compatible with the residential use of the property and surrounding properties;

(b) Secondary to the property's use as a residential dwelling; and

(c) Compliant with state and federal law and paying applicable taxes; or

(3) Limiting or prohibiting a home-based business whose business involves:

(a) Selling illegal drugs;

(b) Selling liquor;

(c) Operating or maintaining a structured sober-living home;

(d) Pornography;

(e) Obscenity;

(f) Nude or topless dancing; or

(g) Other adult-oriented business.

5. No municipality shall require a person, as a condition of operating a home-based business, to:

(1) Rezone the property for commercial use;

(2) Obtain a home-based business license or other general business license; or

(3) Install or equip fire sprinklers in a single-family detached residential dwelling or any residential dwelling with no more than two dwelling units.

6. Whether a regulation complies with this section is a judicial question, and the municipality that enacts the regulation shall establish by clear and convincing evidence that the regulation complies with this section.

89.080. Such local legislative body shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of sections 89.010 to 89.140 may provide that the board of adjustment may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained. The board of adjustment shall consist of five members, who shall be residents of the municipality except as provided in section 305.410. The membership of the first board appointed shall serve respectively, one for one year, one for two years, one for three years, one for four years, and one for five years. Thereafter members shall be appointed for terms of five years each. Three alternate members may be appointed to serve in the absence of or the disqualification of the regular members. All members and alternates shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant. The board shall elect its own chairman who shall serve for one year. The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to sections 89.010 to 89.140. Meetings of the board shall be held at

the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record. A **record** of all testimony, objections thereto and rulings thereon, shall be:

- (1) Taken down by a reporter employed by the board for that purpose; or
- (2) **Made by a competent person utilizing any form of audiotape, videotape, or digital recording.**;

and

Further amend said bill,"; and

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

Representative Grier moved that **House Amendment No. 1 to House Amendment No. 5** be adopted.

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

AYES: 068

Bailey	Baker	Basye	Billington	Black 137
Buchheit-Courtway	Burger	Chipman	Christofanelli	Coleman 97
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Fitzwater	Gregory 96	Grier
Haley	Hardwick	Hicks	Hill	Hovis
Hudson	Hurlbert	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mackey	Mayhew	Murphy
Owen	Perkins	Pike	Plocher	Pollock 123
Richey	Riggs	Riley	Roeber	Rone
Ruth	Sander	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Shaul	Simmons	Smith 155
Smith 163	Stacy	Tate	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	Wiemann	Mr. Speaker		

NOES: 077

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Black 7
Bromley	Brown 16	Brown 27	Burnett	Burton
Busick	Butz	Clemens	Cook	Copeland
Doll	Ellebracht	Evans	Falkner	Fishel
Fogle	Francis	Gray	Gregory 51	Griesheimer
Griffith	Gunby	Haden	Haffner	Hannegan
Henderson	Houx	Ingle	Johnson	Kalberloh
Knight	Lewis 25	McCreery	McGauth	McGirl
Merideth	Morse	Mosley	Nurrenbern	O'Donnell
Patterson	Person	Phifer	Pollitt 52	Porter
Quade	Railsback	Reedy	Roberts	Rowland
Sassmann	Sauls	Sharpe 4	Shields	Smith 67
Stephens 128	Stevens 46	Terry	Thompson	Turnbaugh
Unsicker	Veit	Walsh Moore 93	Weber	West
Wright	Young			

PRESENT: 001

McDaniel

ABSENT WITH LEAVE: 016

Aldridge	Bland Manlove	Boggs	Bosley	Brown 70
Coleman 32	Collins	Cupps	Derges	Pietzman
Pouche	Price IV	Proudie	Roden	Rogers
Windham				

VACANCIES: 001

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

House Amendment No. 2
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 441, Page 1, Line 6, by inserting after all of said line the following:

"Further amend said bill, Page 5, Section 105.145, Line 145, by inserting after all of said section and line the following:

"162.052. 1. The registered voters of a school district may file a petition with the district's school board asking that an item be placed on a board meeting agenda. If the school board of a school district receives a petition, signed by at least five percent of the registered voters of the school district voting in the last school board election, calling for an item to be placed on the agenda for the school board's next meeting, the school board shall place the requested item on the next meeting's agenda and shall take a vote on the petitioned item. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed.

2. The school board shall follow all relevant board policies in regards to the placement of the item on the agenda, time allowed for discussion, testimony allowed, quorum requirements, the process by which a vote is taken, and the required number of votes for approval.

3. The petition shall contain a concise statement of what the school board is being requested to discuss and vote upon. Such statement shall consist of no more than one hundred words. The item requested by the petition shall be presented to the board in its exact form and shall not be modified by the board.

4. A petition to request an item to be placed on the school board's agenda shall not be submitted for the same item more than once every six months.

5. Items that may be presented to the board by petition shall include, but shall not be limited to:

- (1) Implementing, changing, or repealing a board policy;**
- (2) Modifying or reversing an action by school administration or requesting that certain action be taken by school administration;**
- (3) Implementing, changing, or discontinuing the use of any curriculum or course of instruction; or**
- (4) Modifying the school calendar.**

6. The petition process under this section shall not be used to recall board members, change district boundaries, authorize any bonding, impose any additional tax, or for any other purpose that would require an issue be placed on the ballot to be voted upon by residents at an election. However, a petition may be used under this section to request that any of the issues described under this subsection be discussed at an upcoming school board meeting and voted upon by the school board for further consideration by the district's voters."; and"; and

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

Representative Aune raised a point of order that **House Amendment No. 2 to House Amendment No. 5** was not timely distributed.

The Chair ruled the point of order not well taken.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	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
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	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: 039

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

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Bailey	Bosley	Collins	Cupps
Derges	Dogan	Ingle	McDaniel	Pietzman
Pouche	Price IV	Proudie	Roden	Roeber
Rogers	Stevens 46	Windham		

VACANCIES: 001

Representative Basye moved that **House Amendment No. 2 to House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGirl
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
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: 038

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

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Bailey	Bosley	Collins	Cupps
Derges	Dogan	Hicks	Ingle	Kidd
McDaniel	Person	Pietzman	Pouche	Price IV
Roden	Roeber	Rogers	Stevens 46	Windham

VACANCIES: 001

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

Representative Falkner moved that **HCS HB 441, as amended**, be committed to the Committee on Legislative Review.

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

AYES: 088

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Black 137	Black 7	Bromley	Brown 16	Brown 27
Burger	Burton	Busick	Butz	Cook
Deaton	Dinkins	Dogan	Ellebracht	Evans
Falkner	Fogle	Francis	Gray	Gregory 51
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Houx
Hovis	Hurlbert	Ingle	Kalberloh	Kelley 127
Kidd	Knight	Lewis 25	Lewis 6	Mackey
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Proudie	Quade	Railsback	Reedy
Riggs	Rowland	Ruth	Sassmann	Sauls
Sharp 36	Sharpe 4	Shields	Smith 67	Terry
Thompson	Turnbaugh	Unsicker	Van Schoiack	Veit
Weber	Wiemann	Wright		

NOES: 058

Baker	Basye	Billington	Boggs	Brown 70
Buchheit-Courtway	Burnett	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Copeland	Davidson	Davis
DeGroot	Doll	Eggleston	Fishel	Fitzwater
Gregory 96	Grier	Hicks	Hill	Hudson
Johnson	Kelly 141	Lovasco	Mayhew	McCreery
Perkins	Pollock 123	Riley	Roberts	Rone
Sander	Schnelting	Schroer	Schwadron	Seitz
Shaul	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Toalson Reisch	Trent	Wallingford	Walsh 50	Walsh Moore 93
West	Young	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Bland Manlove	Bosley	Collins	Cupps
Derges	McDaniel	Pietzman	Pouche	Price IV
Richey	Roden	Roeber	Rogers	Stevens 46
Windham				

VACANCIES: 001

HB 604, relating to certificates of self-insurance, was taken up by Representative Gregory (51).

Representative Gregory (51) moved that the title of **HB 604** be agreed to.

Representative Gregory (51) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 604, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "the regulation of insurance."; and

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

On motion of Representative Gregory (51), **House Amendment No. 1** was adopted.

Representative Gregory (51) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 604, Page 1, Section 303.220, Line 15, by inserting after all of said line the following:

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

(1) "Director", the director of the department of commerce and insurance;

(2) "Insurance producer", a person required to be licensed under the laws of this state to sell, solicit, or negotiate insurance.

2. (1) Subject to approval by the director, an insurance producer's active participation as an individual member or employee of a business entity producer member of a local, regional, state, or national professional insurance association may be approved for up to four hours of continuing education credit per each biennial reporting period.

(2) An insurance producer shall not use continuing education credit granted under this section to satisfy continuing education hours required to be completed in a classroom or classroom-equivalent setting, or to satisfy any continuing education ethics requirements.

(3) The continuing education hours referenced in subdivision (1) of subsection 2 of this section shall be credited upon the timely filing with the director by the insurance producer of an appropriate written statement in a form acceptable to the director, or by a certification from the local, regional, state, or national professional insurance association through written form or electronic filing acceptable to the director.

3. The director may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 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 Gregory (51), **House Amendment No. 2** was adopted.

On motion of Representative Gregory (51), **HB 604, as amended**, was ordered perfected and printed.

HB 678, relating to areas of a court of law, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 678** was agreed to.

Representative O'Donnell assumed the Chair.

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

House Amendment No. 1

AMEND House Bill No. 678, Page 2, Section 49.310, Lines 22-25, by deleting all of said lines and inserting in lieu thereof the following:

"3. In the absence of a local agreement otherwise, for any courthouse that contains both county offices and court facilities, the presiding judge of the circuit may establish rules and procedures for court facilities and areas necessary for court-related ingress, court-related egress and other reasonable court-related usage, but the county commission shall have authority over all other areas of the courthouse."; and

Further amend said bill and page, Section 476.083, Line 10, by inserting immediately before the word "courtrooms" the words "court facilities, including"; and

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

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

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

House Amendment No. 2

AMEND House Bill No. 678, Page 1, Section A, Line 2, by inserting after all of said line and section the following:

~~"[49.266. 1. The county commission in all noncharter counties may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.~~

~~2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.~~

~~3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:~~

~~(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and~~

~~(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.~~

~~4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted.]~~

49.266. 1. The county commission in all **noncharter** counties [~~of the first, second or fourth classification~~] may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.

2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.

3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:

(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and

(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.

4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted."; and

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

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

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

House Amendment No. 3

AMEND House Bill No. 678, Page 3, Section 476.083, Line 30, by inserting immediately after said section and line the following:

"478.600. 1. There shall be four circuit judges in the eleventh judicial circuit. These judges shall sit in divisions numbered one, two, three and four. Beginning on January 1, 2007, there shall be six circuit judges in the eleventh judicial circuit and these judges shall sit in divisions numbered one, two, three, four, five, and seven. The division five associate circuit judge position and the division seven associate circuit judge position shall become circuit judge positions beginning January 1, 2007, and shall be numbered as divisions five and seven. **Beginning January 1, 2023, there shall be seven circuit judges in the eleventh judicial circuit, and these judges shall sit in divisions numbered one, two, three, four, five, seven, and fifteen.**

2. The circuit judge in division two shall be elected in 1980. The circuit judge in division four shall be elected in 1982. The circuit judge in division one shall be elected in 1984. The circuit judge in division three shall be elected in 1992. The circuit judges in divisions five and seven shall be elected for a six-year term in 2006. **The circuit judge in division fifteen shall be elected in 2022.**

3. Beginning January 1, 2007, the family court commissioner positions in the eleventh judicial circuit appointed under section 487.020 shall become associate circuit judge positions in all respects and shall be designated as divisions nine and ten respectively. These positions may retain the duties and responsibilities with regard to the family court. The associate circuit judges in divisions nine and ten shall be elected in 2006 for full four-year terms.

4. Beginning on January 1, 2007, the treatment court commissioner position in the eleventh judicial circuit appointed under section 478.003 shall become an associate circuit judge position in all respects and shall be designated as division eleven. This position [~~retains~~] **may retain** the duties and responsibilities with regard to the treatment court. Such associate circuit judge shall be elected in 2006 for a full four-year term. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320.

5. Beginning in fiscal year 2015, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2016. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320. Beginning in fiscal year 2019, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2020. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320."; and

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

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

On motion of Representative Eggleston, **HB 678, as amended**, was ordered perfected and printed.

HB 299, relating to child custody arrangements, was taken up by Representative Wallingford.

On motion of Representative Wallingford, the title of **HB 299** was agreed to.

On motion of Representative Wallingford, **HB 299** was ordered perfected and printed.

HCS HB 248, relating to property tax assessments, was taken up by Representative Coleman (32).

On motion of Representative Coleman (32), the title of **HCS HB 248** was agreed to.

Representative Coleman (32) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 248, Page 6, Section 137.115, Line 192, by inserting after the number "**(1)**" the letter "**(a)**"; and

Further amend said bill and section, Page 7, Line 203, by inserting after said line the following:

"(b) In addition to the limitation on the growth of the true value of all residential real property under this subsection, beginning with the effective date of this subsection, there shall be a one-time reduction to the true value of all residential real property of twenty percent of the value of such property from the most recently assessed value."; 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:

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AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	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	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 042

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

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Black 7	Bosley	Collins	Cupps
Derges	Dogan	Gregory 96	McDaniel	Phifer
Pietzman	Pouche	Price IV	Roeber	Rogers
Simmons	Tate			

VACANCIES: 001

On motion of Representative Coleman (32), **House Amendment No. 1** was adopted.

Representative Bland Manlove offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 248, Page 7, Section 137.115, Line 209, by deleting the word "**ten**" and inserting in lieu thereof the word "**five**"; and

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

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

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Davidson	Davis
Deaton	DeGroot	Dinkins	Eggleston	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Railsback	Reedy	Richey	Riggs	Riley
Rone	Ruth	Sander	Sassmann	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Barnes	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Doll	Ellebracht
Fogle	Gray	Gunby	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: 023

Aldridge	Baringer	Black 7	Bosley	Collins
Copeland	Cupps	Derges	Dogan	Evans
Gregory 96	Ingle	McDaniel	Pietzman	Pouche
Price IV	Roberts	Roden	Roeber	Schnelting
Schroer	Stephens 128	Tate		

VACANCIES: 001

On motion of Representative Coleman (32), **HCS HB 248, as amended**, was adopted.

On motion of Representative Coleman (32), **HCS HB 248, as amended**, was ordered perfected and printed.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 43 - Health and Mental Health Policy

SS SB 141 - Judiciary

SS SB 176 - Emerging Issues

SS SB 258 - Veterans

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 594**, 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 (15): Burger, Busick, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (2): Collins and Knight

Committee on Fiscal Review, Chairman Fitzwater reporting:

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

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (1): Baringer

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HB 306**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 500**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Fitzwater, Griesheimer, Richey and Wiemann

Noes (2): Baringer and Terry

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1242**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (2): Eggleston and Walsh (50)

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 297**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (5): Hicks, Houx, Shaul, Taylor (139) and Veit

Noes (1): Burnett

Absent (3): Kelly (141), McCreery and Wiemann

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 63** entitled:

An act to repeal section 338.710, RSMo, and to enact in lieu thereof two new sections relating to the monitoring of certain prescribed controlled substances, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, April 7, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, April 14, 2021, 1:00 PM, House Hearing Room 3.

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

Discussion of House policy changes.

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.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 517

Executive session will be held: HB 511, HJR 11

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

ECONOMIC DEVELOPMENT

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

Executive session will be held: HB 88, HB 690, HB 1324, HB 1339

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

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1399, HB 26, HJR 48, HB 680

Executive session will be held: HJR 34, HB 925

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

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 743, HB 1360, HB 1381, HB 254, HB 368

Executive session will be held: HB 64, HB 465, HB 872

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.

INSURANCE

Wednesday, April 7, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 907

Executive session will be held: HB 240

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

CANCELLED

INSURANCE

Tuesday, April 13, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 907

Executive session will be held: HB 240

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

JUDICIARY

Thursday, April 8, 2021, 9:00 AM, House Hearing Room 3.

Executive session will be held: HB 1003, HB 1415

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

LOCAL GOVERNMENT

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

Public hearing will be held: HB 1365

Executive session will be held: HB 807

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

PENSIONS

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 5.

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

Presentation by Public School and Education Employee Retirement Systems of Missouri (PSRS/PEERS).

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 7, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HCS HJR 24, HCR 36, HJR 43, HJR 60, HCS HB 242,

HCS HB 245, HB 352, HB 390, HCS HB 745, HB 931, HB 1156, HB 1178, HCS HB 1408

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

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 1.

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

Follow-up discussion with the Department of Social Services, Director Jennifer Tidball, on operations, funding, and claim handling.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 6.

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

Public input for redistricting of MO Congressional District 6. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 6.

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

Public input for redistricting of MO Congressional District 5. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

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

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

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

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

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

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

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

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

TRANSPORTATION

Wednesday, April 7, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 569, HB 1319, HB 1205, HB 1355, HB 1029

Executive session will be held: SCS SB 49, HB 1230, HB 1259, HB 1413, HB 1217, HB 1150

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

CANCELLED

TRANSPORTATION

Thursday, April 8, 2021, upon adjournment, House Hearing Room 1.

Public hearing will be held: HB 569, HB 1319, HB 1205, HB 1355, HB 1029

Executive session will be held: SCS SB 49, HB 1230, HB 1259, HB 1413, HB 1217, HB 1150

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

Added HB 569, HB 1319, HB 1205, HB 1355, HB 1029.

AMENDED

UTILITIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 1164, HB 1378

Executive session will be held: HCR 9

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

WAYS AND MEANS

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

Public hearing will be held: HB 425, HB 688, HJR 57

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

WAYS AND MEANS

Thursday, April 8, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HB 1307

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

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building 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-NINTH DAY, WEDNESDAY, APRIL 7, 2021

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
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HS HB 297 - Wallingford
HB 370 - Christofanelli
HB 570 - Basye
HB 708 - Trent
HCS HB 27 - Walsh (50)
HB 259 - Evans
HCS HB 402 - Mosley
HCS HB 475 - Grier
HB 1069 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 439 - Davidson

HOUSE BILLS FOR PERFECTION - INFORMAL

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
HB 253 - Fishel

HB 261 - Black (137)
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441, as amended (Legislative Review 4/6/21) - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HCS HB 589 - Knight
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

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 6 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill
HS HCS HB 306, E.C. - Griesheimer
HB 60 - Schnelting
HCS HB 1236, E.C. - Smith (163)
HCS HB 1242, E.C. - Evans
HB 167 - Hardwick
HB 563 - Owen
HB 391 - Griffith

HCS HB 252 - Fishel
HB 500 - Schroer
HB 661 - Ruth
HCS HB 744 - Roberts

SENATE BILLS FOR SECOND READING

SS SB 63

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)