

# JOURNAL OF THE HOUSE

Second Regular Session, 98th GENERAL ASSEMBLY

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THIRTY-FIRST DAY, TUESDAY, MARCH 1, 2016

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

*To this end we toil and strive, because we have our hope set on the living God. (1 Timothy 4:10)*

O God, Our Loving Sustainer, who has called us to walk in Your ways and to live with hope in our hearts, grant unto us the steady assurance that although at times we forget You, You never forget us, and although we let You down, You never let us down. May Your spirit abide in us through all our changing moods and sustain us in every worthwhile effort.

Bless the young people of our State. Strengthen our youth that they may have full regard for the rights of all their peers. Help them to use their freedom to discover in themselves their very best, to find creative channels for their restless endeavors, and to live and labor for justice for all, humility among all, and liberty for all.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jorja Conaway, Tyler Bellmer, and Katy Hayes.

The Journal of the thirtieth day was approved as printed.

## SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

**HCR 105**, relating to the designation of Lincoln University as the flagship institution of the State of Missouri.

## SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

**HB 2639**, relating to the licensure of psychologists.

**HB 2640**, relating to children's services funds.

**HB 2641**, relating to children's services funds.

**HB 2642**, relating to flagship institutions.

**HB 2643**, relating to the offense of unlawful transfer of weapons, with penalty provisions and an effective date.

**HB 2644**, relating to members of the National Guard carrying concealed weapons, with penalty provisions.

**HB 2645**, relating to gas corporations.

### PERFECTION OF HOUSE BILLS

**HB 1892**, relating to the narcotics control act, was taken up by Representative Rehder.

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

#### *House Amendment No. 1*

AMEND House Bill No. 1892, Page 5, Section 195.456, Line 46, by inserting after all of said line the following:

**"8. Any person harmed or damaged by any violation of this section may bring a civil action for damages, as well as injunctive relief, in the circuit court where that person resided at the time of the violation or in the circuit court of Cole County to recover such damages from the department of health and senior services or any persons participating in such violation. Sovereign immunity shall not be available as a defense for the department of health and senior services in such an action. In the event the plaintiff prevails on any count of his or her claim, the plaintiff shall be entitled to recover reasonable attorney fees from the defendants.";** and

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

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

#### *House Amendment No. 1*

*to*

#### *House Amendment No. 1*

AMEND House Amendment No. 1 to House Bill No. 1892, Page 1, Line 1, by inserting after, "House Bill No. 1892," the following:

"Page 3, Section 195.450, Line 14, by inserting after the word, "**person**" the words, ", **sixteen years of age or older**,"; and

Further amend said bill, Page 4, Section 195.453, Line 26, by deleting the word, "**or**" and inserting in lieu thereof the word, "**and**"; and

Further amend said bill, page and section, Line 30, by deleting the words, "**seven days**" and inserting in lieu thereof the words, "**twenty-four hours**"; and

Further amend said bill, Page 5, Section 195.456, Lines 40 and 41, by deleting all of said lines and inserting in lieu thereof the following:

**"local, state, or federal authority to prevent an individual from owning or obtaining a firearm.";** and

Further amend said bill,"; and

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

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

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

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

AMEND House Amendment No. 1 to House Bill No. 1892, Page 1, Line 11, by inserting after all of said line the following:

"Further amend said bill, Page 7, Section 195.471, Line 10, by inserting after all of said section and line the following:

**"334.078. The state board of registration for the healing arts shall require a minimum of two hours of the fifty-hour continuing medical education requirement for license renewal to be continuing medical education courses that address substance abuse and addiction and treatment for substance abuse and addiction that includes screening, brief intervention, and referral to treatment (SBIRT) training. Such continuing medical education courses shall be provided by entities that treat individuals for addiction and substance abuse.**

334.106. 1. Notwithstanding any other provision of law to the contrary, a physician may prescribe, administer or dispense controlled substances for a therapeutic purpose to a person diagnosed and treated by a physician for a condition resulting in intractable pain, if such diagnosis and treatment has been documented in the physician's medical records. No physician shall be subject to disciplinary action by the board solely for prescribing, administering or dispensing controlled substances when prescribed, administered or dispensed for a therapeutic purpose for a person diagnosed and treated by a physician for a condition resulting in intractable pain, if such diagnosis and treatment has been documented in the physician's medical records.

2. The provisions of subsection 1 of this section shall not apply to those persons being treated by a physician for chemical dependency because of their use of controlled substances not related to the therapeutic purposes of treatment of intractable pain.

3. The provisions of subsection 1 of this section provide no authority to a physician to prescribe, administer or dispense controlled substances to a person the physician knows or should know to be using controlled substances which use is not related to the therapeutic purpose. **A physician who knows or should know a person is using controlled substances for purposes not related to the therapeutic purpose of treatment of intractable pain shall attempt to treat such person for chemical dependency or refer such person to be treated for chemical dependency.**

4. Drug dependency or the possibility of drug dependency in and of itself is not a reason to withhold or prohibit the prescribing, administering or dispensing of controlled substances for the therapeutic purpose of treatment of a person for intractable pain, nor shall dependency relating solely to such prescribing, administering or dispensing subject a physician to disciplinary action by the board."; and"; and

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

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

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

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

*House Amendment No. 2*

AMEND House Bill No. 1892, Page 5, Section 195.456, Lines 39 to 41, by deleting all of said lines and renumbering said section accordingly; and

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

Representative Austin raised a point of order that **House Amendment No. 2** amends previously amended material.

The Chair ruled the point of order well taken.

Speaker Pro Tem Hoskins assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Rehder, **HB 1892, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 091

Adams	Allen	Anders	Arthur	Austin
Basye	Berry	Black	Brown 94	Burns
Butler	Carpenter	Colona	Conway 10	Cookson
Corlew	Dunn	Engler	Fitzwater 144	Fitzwater 49
Flanigan	Fraker	Gannon	Gardner	Haahr
Haefner	Harris	Hicks	Higdon	Hough
Hubrecht	Hummel	Justus	Kelley	King
Kirkton	Kolkmeyer	Kratky	LaFaver	Lair
Lant	Lauer	Lavender	Leara	Lichtenegger
Love	Lynch	McCann Beatty	McCreery	McDaniel
McDonald	McGaugh	McGee	McNeil	Meredith
Messenger	Miller	Mims	Mitten	Montecillo
Morgan	Muntzel	Newman	Nichols	Otto
Pace	Peters	Pfautsch	Phillips	Pierson
Pike	Rehder	Reiboldt	Rhoads	Rizzo
Roeber	Rone	Rowden	Rowland 155	Rowland 29
Runions	Shaul	Shull	Smith	Swan
Taylor 145	Webber	White	Wood	Zerr
Mr. Speaker				

NOES: 068

Alferman	Anderson	Andrews	Bahr	Barnes
Beard	Bernskoetter	Bondon	Brattin	Brown 57
Burlison	Chipman	Cierpiot	Conway 104	Cornejo
Crawford	Curtis	Curtman	Davis	Dogan
Dohrman	Dugger	Eggleston	Ellington	English
Entlicher	Fitzpatrick	Franklin	Frederick	Green
Hansen	Hill	Hinson	Hoskins	Houghton
Hurst	Johnson	Jones	Kidd	Koenig
Korman	Marshall	Mathews	May	McCaherty
Moon	Morris	Neely	Norr	Parkinson
Pietzman	Plocher	Pogue	Redmon	Remole
Roden	Ross	Ruth	Shumake	Solon
Sommer	Spencer	Taylor 139	Vescovo	Walker
Walton Gray	Wiemann	Wilson		

PRESENT: 000

ABSENT: 003

Cross                      Hubbard                      Kendrick

VACANCIES: 001

### MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1979, as amended**, and grants the House a conference thereon.

Also, the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House.

Senators: Onder, Hegeman, Kehoe, Sifton and Holsman

### APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

**SS SCS HB 1979:** Representatives Rowden, Barnes, Alferman, McCann Beatty and Mitten

**SS SCS HB 1983:** Representatives Dogan, Barnes, Rowden, Mitten and McCann Beatty

### PERFECTION OF HOUSE BILLS

**HB 2212**, relating to mandated reporters of elder abuse, was taken up by Representative Hinson.

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

*House Amendment No. 1*

AMEND House Bill No. 2212, Page 1, Section 192.2405, Line 8, by deleting the words "**emergency medical technician, firefighter**"; and

Further amend said bill and section, Page 2, Line 26, by inserting after all of said line the following:

**"4. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, emergency medical technicians, or emergency medical technician-paramedics."**; and

Further amend said bill and page, Section 192.2475 in the first instance, Line 2, by deleting the word "**emergency medical technician**"; and

Further amend said bill, page, and section, Line 4, by deleting the word "**firefighter**"; and

Further amend said bill, page, and section, Line 5, by inserting after the word "**responder**" the words "**, as defined in section 192.2405**"; and

Further amend said bill, Page 5, Section 192.2475 in the second instance, Line 2, by deleting the words "**emergency medical technician**"; and

Further amend said bill, page, and section, Line 4, by deleting the word "**firefighter**"; and

Further amend said bill, page, and section, Line 5, by inserting after the word "**responder**" the words "**, as defined in section 192.2405**"; and

Further amend said bill, Page 9, Section 565.188, Line 4, by deleting all of said line and inserting in lieu thereof the following:

"area agency on aging program; **first responder, as defined in section 192.2405, or**"; and

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

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

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

*House Amendment No. 2*

AMEND House Bill No. 2212, Page 1, Section A, Line 6, by inserting after all of said line the following:

"192.2400. As used in sections 192.2400 to 192.2505, the following terms mean:

(1) "Abuse", the infliction of physical, sexual, or emotional injury or harm including financial exploitation by any person, firm, or corporation **and bullying**;

(2) "**Bullying**", **intimidation or harassment that causes a reasonable person to fear for his or her physical safety or property and may consist of physical actions including gestures; cyberbullying; oral, electronic, or written communication; and any threat of retaliation for reporting of such acts**;

(3) "Court", the circuit court;

[(3)] (4) "Department", the department of health and senior services;

[(4)] (5) "Director", director of the department of health and senior services or his or her designees;

[(5)] (6) "Eligible adult", a person sixty years of age or older who is unable to protect his or her own

interests or adequately perform or obtain services which are necessary to meet his or her essential human needs or an adult with a disability, as defined in section 192.2005, between the ages of eighteen and fifty-nine who is unable to protect his or her own interests or adequately perform or obtain services which are necessary to meet his or her essential human needs;

[(6)] (7) "Home health agency", the same meaning as such term is defined in section 197.400;

[(7)] (8) "Home health agency employee", a person employed by a home health agency;

[(8)] (9) "Home health patient", an eligible adult who is receiving services through any home health agency;

[(9)] (10) "In-home services client", an eligible adult who is receiving services in his or her private residence through any in-home services provider agency;

[(10)] (11) "In-home services employee", a person employed by an in-home services provider agency;

[(11)] (12) "In-home services provider agency", a business entity under contract with the department or with a Medicaid participation agreement, which employs persons to deliver any kind of services provided for eligible adults in their private homes;

[(12)] (13) "Least restrictive environment", a physical setting where protective services for the eligible adult and accommodation is provided in a manner no more restrictive of an individual's personal liberty and no more intrusive than necessary to achieve care and treatment objectives;

[(13)] (14) "Likelihood of serious physical harm", one or more of the following:

(a) A substantial risk that physical harm to an eligible adult will occur because of his or her failure or inability to provide for his or her essential human needs as evidenced by acts or behavior which has caused such harm or which gives another person probable cause to believe that the eligible adult will sustain such harm;

(b) A substantial risk that physical harm will be inflicted by an eligible adult upon himself or herself, as evidenced by recent credible threats, acts, or behavior which has caused such harm or which places another person in reasonable fear that the eligible adult will sustain such harm;

(c) A substantial risk that physical harm will be inflicted by another upon an eligible adult as evidenced by recent acts or behavior which has caused such harm or which gives another person probable cause to believe the eligible adult will sustain such harm;

(d) A substantial risk that further physical harm will occur to an eligible adult who has suffered physical injury, neglect, sexual or emotional abuse, or other maltreatment or wasting of his or her financial resources by another person;

[(14)] (15) "Neglect", the failure to provide services to an eligible adult by any person, firm or corporation with a legal or contractual duty to do so, when such failure presents either an imminent danger to the health, safety, or welfare of the client or a substantial probability that death or serious physical harm would result;

[(15)] (16) "Protective services", services provided by the state or other governmental or private organizations or individuals which are necessary for the eligible adult to meet his or her essential human needs."; and

Further amend said bill and page, Section 192.2405, Line 4, by inserting after the word "harm" on said line the following:

**", or bullying as defined in subsection (2) of section 192.2400,"**; and

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

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

On motion of Representative Hinson, **HB 2212, as amended**, was ordered perfected and printed.

Speaker Pro Tem Hoskins resumed the Chair.

**HCS HB 1603**, relating to criminal background checks, was placed on the Informal Calendar.

**HB 2125**, relating to savings promotions programs, was taken up by Representative Fitzwater (49).

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

*House Amendment No. 1*

AMEND House Bill No. 2125, Page 1, Section 408.800, Line 11, by deleting the word, "**depository**" and inserting the word, "**depository**"; and

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

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

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

*House Amendment No. 2*

AMEND House Bill No. 2125, Page 1, In the Title, Lines 2-3, by deleting the words, "savings promotions programs" and inserting in lieu thereof the words, "financial institutions"; and

Further amend said bill, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

**"367.105. Any person making or offering a consumer credit loan shall contract for and receive interest and fees in accordance with sections 408.100, 408.140, and 408.170 and shall be subject to all provisions of sections 408.100, 408.140, and 408.170.**

367.515. A title lender shall contract for and receive simple interest and fees in accordance with sections 408.100 and 408.140 **and shall be subject to all provisions of sections 408.100 and 408.140.**

408.100. **1. It is the intent of the people of Missouri to prevent lenders, such as those who make what are commonly known as payday loans, car title loans, and installment loans, which have typically carried triple-digit interest rates as high as three hundred percent annually or higher, from charging excessive fees and interest rates that can lead families into a cycle of debt by:**

**(1) Reducing the annual percentage rate for payday, title, installment, and other high-cost consumer credit and small loans from triple-digit interest rates to thirty-six percent per year;**

**(2) Extending to veterans and others the same thirty-six percent rate limit in place for payday and title loans to active military families as enacted by the 109th United States Congress in 10 U.S.C. Section 987; and**

**(3) Preserving fair lending by prohibiting lenders from structuring other transactions to avoid the rate limit through subterfuge.**

**2. This section shall apply to all loans which are not made as permitted by other laws of this state except that it shall not apply to loans which are secured by a lien on real estate, nonprocessed farm products, livestock, farm machinery or crops or to loans to corporations. On any loan subject to this section, any person, firm, or corporation may charge, contract for and receive interest on the unpaid principal balance at rates agreed to by the parties, provided that the interest, fees, and finance charges shall not exceed an annual percentage rate of thirty-six percent.**



3. A person shall not engage in any device or subterfuge intended to evade the requirements of this chapter through any method including, but not limited to, mail, telephone, internet, or any electronic means, including:

(1) Offering, making, assisting a borrower to obtain, or brokering a loan at an annual percentage rate prohibited by this section, making loans disguised as personal property sales and leaseback transactions, or disguising loan proceeds as cash rebates for the pretextual installment sale of goods or services;

(2) Making, assisting a borrower to obtain, or brokering an offer of credit, or in whole or in part, from a third party, or acting as an agent for a third party, regardless of whether the third party is exempt from licensing or whether approval, acceptance, or ratification by the third party is necessary to create a legal obligation for the third party; or

(3) Charging any application fee for the provision of credit or any fee for participation in a credit plan, if such a fee is authorized under any applicable section of Missouri law, without including the fees in the calculation of the annual percentage rate of the credit in accordance with the allowable rate set forth in this section.

408.500. 1. Lenders, other than banks, trust companies, credit unions, savings banks and savings and loan companies, in the business of making unsecured loans of five hundred dollars or less, **commonly known as payday lenders**, shall obtain a license from the director of the division of finance. An annual license fee of five hundred dollars per location shall be required. The license year shall commence on January first each year and the license fee may be prorated for expired months. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time. The provisions of this section shall not apply to pawnbroker loans, consumer credit loans as authorized under chapter 367, nor to a check accepted and deposited or cashed by the payee business on the same or the following business day. The disclosures required by the federal Truth in Lending Act (**15 U.S.C. Section 1601 et seq.**) and regulation Z shall be provided on any loan, renewal or extension made pursuant to this section and the loan, renewal or extension documents shall be signed by the borrower.

2. Entities making loans pursuant to this section shall contract for and receive simple interest and fees in accordance with sections 408.100 and 408.140 **and shall be subject to all provisions of sections 408.100 and 408.140**. Any contract evidencing any fee or charge of any kind whatsoever, except for bona fide clerical errors, in violation of this section shall be void. Any person, firm or corporation who receives or imposes a fee or charge in violation of this section shall be guilty of a class A misdemeanor.

3. Notwithstanding any other law to the contrary, cost of collection expenses, which include court costs and reasonable attorneys fees, awarded by the court in suit to recover on a bad check or breach of contract shall not be considered as a fee or charge for purposes of this section.

4. Lenders licensed pursuant to this section shall conspicuously post in the lobby of the office, in at least fourteen-point bold type, the maximum annual percentage rates such licensee is currently charging and the statement: NOTICE:

This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

5. The lender shall provide the borrower with a notice in substantially the following form set forth in at least ten-point bold type, and receipt thereof shall be acknowledged by signature of the borrower:

(1) This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

(2) You may cancel this loan without costs by returning the full principal balance to the lender by the close of the lender's next full business day.

6. The lender shall renew the loan upon the borrower's written request and the payment of any interest and fees due at the time of such renewal; however, upon the first renewal of the loan agreement, and each subsequent renewal thereafter, the borrower shall reduce the principal amount of the loan by not less than five percent of the original amount of the loan until such loan is paid in full. However, no loan may be renewed more than six times.

7. When making or negotiating loans, a licensee shall consider the financial ability of the borrower to reasonably repay the loan in the time and manner specified in the loan contract. All records shall be retained at least two years.

8. A licensee who ceases business pursuant to this section must notify the director to request an examination of all records within ten business days prior to cessation. All records must be retained at least two years.

9. Any lender licensed pursuant to this section who fails, refuses or neglects to comply with the provisions of this section, or any laws relating to consumer loans or commits any criminal act may have its license suspended or revoked by the director of finance after a hearing before the director on an order of the director to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor which shall be served on the licensee at least ten days prior to the hearing.

10. Whenever it shall appear to the director that any lender licensed pursuant to this section is failing, refusing or neglecting to make a good faith effort to comply with the provisions of this section, or any laws relating to consumer loans, the director may issue an order to cease and desist which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure or refusal shall continue. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

408.505. 1. This section shall apply to:

(1) Unsecured loans made by lenders licensed or who should have been licensed pursuant to section 408.500;

(2) Any person that the Missouri division of finance determines that has entered into a transaction that, in substance, is a disguised loan; and

(3) Any person that the Missouri division of finance determines has engaged in subterfuge for the purpose of avoiding the provisions of this section.

2. All loans made pursuant to this section and section 408.500, shall have a minimum term of fourteen days and a maximum term of thirty-one days, regardless of whether the loan is an original loan or renewed loan.

3. A lender may only charge simple interest and fees in accordance with sections 408.100 and 408.140 **and shall be subject to all provisions of sections 408.100 and 408.140**. No other charges of any nature shall be permitted except as provided by this section, including any charges for cashing the loan proceeds if they are given in check form. [However, no borrower shall be required to pay a total amount of accumulated interest and fees in excess of seventy-five percent of the initial loan amount on any single loan authorized pursuant to this section for the entire term of that loan and all renewals authorized by section 408.500 and this section.]

4. A loan made pursuant to the provisions of section 408.500 and this section shall be deemed completed and shall not be considered a renewed loan when the lender presents the instrument for payment or the payee redeems the instrument by paying the full amount of the instrument to the lender. Once the payee has completed the loan, the payee may enter into a new loan with a lender.

5. Except as provided in subsection 3 of this section, no loan made pursuant to this section shall be repaid by the proceeds of another loan made by the same lender or any person or entity affiliated with the lender. A lender, person or entity affiliated with the lender shall not have more than five hundred dollars in loans made pursuant to section 408.500 and this section outstanding to the same borrower at any one time. A lender complies with this subsection if:

(1) The consumer certifies in writing that the consumer does not have any outstanding small loans with the lender which in the aggregate exceeds five hundred dollars, and is not repaying the loan with the proceeds of another loan made by the same lender; and

(2) The lender does not know, or have reason to believe, that the consumer's written certification is false.

6. On a consumer loan transaction where cash is advanced in exchange for a personal check, a return check charge may be charged in the amounts provided by sections 408.653 and 408.654, as applicable.

7. No state or public employee or official, including a judge of any court of this state, shall enforce the provisions of any contract for payment of money subject to this section which violates the provisions of section 408.500 and this section.

8. A person does not commit the crime of passing a bad check pursuant to section 570.120 if at the time the payee accepts a check or similar sight order for the payment of money, he or she does so with the understanding that the payee will not present it for payment until later and the payee knows or has reason to believe that there are insufficient funds on deposit with the drawee at the time of acceptance. However, this section shall not apply if the person's account on which the instrument was written was closed by the consumer before the agreed-upon date of negotiation or the consumer has stopped payment on the check.

9. A lender shall not use a device or agreement that would have the effect of charging or collecting more fees, charges, or interest than allowed by this section, including, but not limited to:

- (1) Entering into a different type of transaction;
- (2) Entering into a sales lease back arrangement;
- (3) Catalog sales;
- (4) Entering into any other transaction with the consumer that is designed to evade the applicability of this section.

10. The provisions of this section shall only apply to entities subject to the provisions of section 408.500 and this section.

408.510. Notwithstanding any other law to the contrary, the phrase "consumer installment loans" means secured or unsecured loans of any amount and payable in not less than four substantially equal installments over a period of not less than one hundred twenty days. The phrase "consumer installment lender" means a person licensed to make consumer installment loans. A consumer installment lender shall be licensed in the same manner and upon the same terms as a lender making consumer credit loans. Such consumer installment lenders shall contract for and receive interest and fees in accordance with sections 408.100, 408.140, and 408.170 **and shall be subject to all provisions of sections 408.100, 408.140, and 408.170**. Consumer installment lenders shall be subject to the provisions of sections 408.551 to 408.562."; and

Further amend said bill, Page 3, Section 408.830, Line 3, by inserting after all of said section and line the following:

"Section B. This act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on the Tuesday immediately following the first Monday in November, 2016, or at a special election to be called by the governor for that purpose, pursuant to the laws and constitutional provisions of this state applicable to general elections and the submission of referendum measures by initiative petition, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

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

Representative Plocher raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Hummel appealed the ruling of the Chair pursuant to Rule 11.

The ruling of the Chair was sustained by the following vote:

AYES: 108

Alferman	Allen	Anderson	Andrews	Austin
Bahr	Barnes	Basye	Beard	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Brown 94
Burlison	Cierpiot	Conway 104	Cookson	Corlew
Crawford	Cross	Curtman	Davis	Dogan
Dohrman	Dugger	Eggleston	English	Entlicher
Fitzpatrick	Fitzwater 144	Fitzwater 49	Flanigan	Fraker
Franklin	Frederick	Haefner	Hansen	Hicks
Higdon	Hill	Hinson	Hoskins	Houghton
Hubrecht	Hurst	Johnson	Jones	Justus
Kelley	Kidd	King	Koenig	Kolkmeier
Korman	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Mathews	McCaherty
McDaniel	McGaugh	Messenger	Miller	Moon
Morris	Muntzel	Neely	Parkinson	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowden
Rowland 155	Ruth	Shaul	Shull	Shumake
Solon	Sommer	Spencer	Swan	Taylor 139
Taylor 145	Vescovo	Walker	Wiemann	Wilson
Wood	Zerr	Mr. Speaker		

NOES: 043

Adams	Anders	Arthur	Burns	Butler
Carpenter	Colona	Conway 10	Curtis	Dunn
Ellington	Gardner	Green	Harris	Hubbard
Hummel	Kirkton	Kratky	LaFaver	Lavender
May	McCann Beatty	McCreery	McDonald	McGee
McNeil	Meredith	Mims	Mitten	Montecillo
Morgan	Newman	Nichols	Norr	Otto
Pace	Pierson	Rizzo	Rowland 29	Runions
Smith	Walton Gray	Webber		

PRESENT: 000

ABSENT: 011

Black	Chipman	Cornejo	Engler	Gannon
Haahr	Hough	Kendrick	Marshall	Peters
White				

VACANCIES: 001

On motion of Representative Fitzwater (49), **HB 2125, as amended**, was ordered perfected and printed.

**HB 1682**, relating to the medical practice freedom act, was taken up by Representative Frederick.

On motion of Representative Frederick, **HB 1682** was ordered perfected and printed.

**HCS HB 1713**, relating to wastewater treatment systems, was taken up by Representative Remole.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1713, Page 1, Section A, Line 2, by inserting after all of said section and line the following"

**"644.180. If an applicant for a construction or operating permit under the provisions of this chapter is registered and in good standing as a corporation, partnership, limited liability company, or other business organization in this state, the continuing authority requirement under 10 CSR 20-6.010(3) shall be deemed satisfied."**; and

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

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

On motion of Representative Remole, **HCS HB 1713, as amended**, was adopted.

On motion of Representative Remole, **HCS HB 1713, as amended**, was ordered perfected and printed.

### **REFERRAL OF HOUSE BILLS**

The following House Bill was referred to the Committee indicated:

**HB 2591** - Transportation

### **COMMITTEE REPORTS**

**Committee on Children and Families**, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2069**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 2 to House Committee Amendment No. 1, House Committee Amendment No. 1 to House Committee Amendment No. 1, and House Committee Amendment No. 1, as amended**, and pursuant to Rule 27(12) be referred to the Select Committee on Social Services.

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

AMEND House Committee Amendment No. 1 to House Bill No. 2069, Page 2, Line 2, by inserting after all of said line the following:

- "2. The tissue report shall include:**
- (1) The pathologist's estimation, to a reasonable degree of scientific certainty, of the gestational age of the fetal remains;**
  - (2) Whether all tissue and remains of a human fetus were received that would be common for a specimen of such estimated gestational age;**
  - (3) If the pathologist finds that all tissue and remains of a human fetus were not received, what portion of the tissue and remains of a human fetus were not received;**
  - (4) A gross diagnosis and detailed gross findings of what was received including the percent blood clot and the percent tissue**
  - (5) The date the tissue and remains of a human fetus were remitted to be disposed and the location of such disposal;**
  - (6) A certification that all submitted tissue and remains of a human fetus have been disposed in accordance with state laws and regulations; and**
  - (7) The name of the entity and physical address of the entity conducting the examination of the specimen containing the remains of a human fetus.";** and

Further amend said amendment and page, Lines 3 through 33, by renumber subsequent subsections accordingly;

Further amend said amendment and page, Line 33, by inserting after all of said line the following:

"188.052. 1. An individual abortion report for each abortion performed or induced upon a woman shall be completed by her attending physician. **The report shall include:**

- (1) The attending physician's estimation, to a reasonable degree of scientific certainty, of the gestational age of the fetal remains;**
- (2) Whether all tissue and remains of a human fetus, as defined in section 194.375, were removed that would be common for a specimen of such estimated gestational age; and**
- (3) If the attending physician finds that all tissue and remains of a human fetus were not removed, what portion of the tissue and remains of a human fetus were not removed.**

2. An individual complication report for any post-abortion care performed upon a woman shall be completed by the physician providing such post-abortion care. This report shall include:

- (1) The date of the abortion;
- (2) The name and address of the abortion facility or hospital where the abortion was performed;
- (3) The nature of the abortion complication diagnosed or treated.

3. All abortion reports shall be signed by the attending physician, and submitted to the state department of health and senior services within forty-five days from the date of the abortion. All complication reports shall be signed by the physician providing the post-abortion care and submitted to the department of health and senior services within forty-five days from the date of the post-abortion care.

4. A copy of the abortion report shall be made a part of the medical record of the patient of the facility or hospital in which the abortion was performed.

5. The state department of health and senior services shall be responsible for collecting all abortion reports and complication reports and collating and evaluating all data gathered therefrom and shall annually publish a statistical report based on such data from abortions performed in the previous calendar year."; and

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

*House Committee Amendment No. 1*  
*to*  
*House Committee Amendment No. 1*

AMEND House Committee Amendment No. 1 to House Bill No. 2069, Page 1, Line 31, by inserting after all of said line the following:

**"9. Nothing in this section shall prohibit the utilization of fetal organs or tissue resulting from an abortion for medical or scientific purposes to determine the cause or causes of any anomaly, illness, death, or genetic condition of the fetus, the paternity of the fetus, or for law enforcement purposes.";** and

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

*House Committee Amendment No. 1*

AMEND House Bill No. 2069, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"188.036. 1. No physician shall perform an abortion on a woman if the physician knows that the woman conceived the unborn child for the purpose of providing fetal organs or tissue for medical transplantation to herself or another, and the physician knows that the woman intends to procure the abortion to utilize those organs or tissue for such use for herself or another.

2. No person shall utilize the fetal organs or tissue resulting from an abortion for medical transplantation, if the person knows that the abortion was procured for the purpose of utilizing those organs or tissue for such use.

3. No person shall offer any inducement, monetary or otherwise, to a woman or a prospective father of an unborn child for the purpose of conceiving an unborn child for the medical, scientific, experimental or therapeutic use of the fetal organs or tissue.

4. No person shall offer any inducement, monetary or otherwise, to the mother or father of an unborn child for the purpose of procuring an abortion for the medical, scientific, experimental or therapeutic use of the fetal organs or tissue.

**5. No person shall knowingly donate or make an anatomical gift of the fetal organs or tissue resulting from an abortion to any person or entity for medical, scientific, experimental, therapeutic, or any other use.**

**6. No person shall knowingly offer or receive any valuable consideration for the fetal organs or tissue resulting from an abortion, provided that nothing in this subsection shall prohibit payment for burial or other final disposition of the fetal remains so long as the final disposition does not include any donation or anatomical gift of fetal organs or tissue, or payment for a pathological examination, autopsy or postmortem examination of the fetal remains.**

[6.] **7. If any provision in this section or the application thereof to any person, circumstance or period of gestation is held invalid, such invalidity shall not affect the provisions or applications which can be given effect without the invalid provision or application, and to this end the provisions of this section are declared severable.**

**8. Any person who violates the provisions of subsection 3, 4, 5, or 6 of this section shall be guilty of a class C felony and the court may impose a fine in an amount not less than twice the amount of any valuable consideration received.**

188.047. [A representative sample of] **1. All tissue and remains of a human fetus, as defined in section 194.375, removed at the time of abortion shall be ensured as nonhazardous in compliance with department of natural resources regulations and** submitted to a board eligible or certified pathologist, who shall file a copy of the tissue report with the state department of health and senior services, and who shall provide a copy of the report to the abortion facility or hospital in which the abortion was performed or induced and the pathologist's report shall be made a part of the patient's permanent record.

2. Each specimen containing remains of a human fetus shall be given a unique identification number to allow the specimen to be tracked from the abortion facility or hospital where the abortion was performed or induced to the pathology lab and to its final disposition location. The unique identification number shall be conspicuously adhered to the exterior of the specimen container.

3. A report shall be created and submitted to the department for each specimen containing remains of a human fetus at each facility that handles the specimen, including the abortion facility or hospital where the abortion was performed or induced, the pathology lab, and the location of final disposition. Each report shall document, if applicable, the date the specimen containing remains of a human fetus was collected, transported, received, and disposed. The report by the location of final disposition shall verify that all fetal tissue was received and has been properly disposed according to state laws and regulations.

4. The department shall pair each notice of abortion with its corresponding pathology report. If the department does not receive the notice of abortion and the pathology report, the department shall conduct an investigation. If the department finds that the abortion facility or hospital where the abortion was performed or induced was not in compliance with the provisions of this section, the department shall consider such noncompliance a deficiency requiring an unscheduled inspection of the facility to ensure the deficiency is remedied.

5. Beginning January 1, 2017, the department shall make an annual report to the general assembly. The report shall include, but not be limited to, all reports and information received by the department under the provisions of this section, the number of any deficiencies of each abortion facility in the calendar year and whether such deficiencies were remedied, and the following for each abortion procedure reported to the department the previous calendar year:

- (1) The termination procedure used with a clinical estimation of gestation;
- (2) Whether the department received the tissue report for that abortion, along with a certification of the disposal of the remains; and
- (3) The existence and nature, if any, of any inconsistencies or concerns between the abortion report submitted under section 188.052 and the tissue report submitted under subsection 1 of this section.

The report shall not contain any personal patient information the disclosure of which is prohibited by state or federal law.

188.080. Any person who is not a physician who performs or induces or attempts to perform or induce an abortion on another is guilty of a class B felony, and, upon conviction, shall be punished as provided by law. Any physician performing or inducing an abortion who does not have [clinical] **surgical and admitting** privileges at a hospital which offers obstetrical or gynecological care located within thirty miles of the location at which the abortion is performed or induced shall be guilty of a class A misdemeanor, and, upon conviction shall be punished as provided by law."; and

Further amend said bill and page, Section 188.160, Line 1, by inserting immediately after the words "**pathology lab**," the words "**medical research entity**"; and

Further amend said bill, page, and section, Line 4, by inserting immediately after the words "**pathology lab**," the words "**medical research entity**"; and

Further amend said bill, page, and section, Line 11, by inserting immediately after the words "**pathology lab**," the words "**medical research entity**"; and

Further amend said bill, page, and section, Line 14, by inserting immediately after the words "**pathology lab**," the words "**medical research entity**"; and

Further amend said bill and section, Page 2, Line 38, by inserting immediately after the words "**pathology lab**," the words "**medical research entity**"; and

Further amend said bill, page, and section, Line 42, by inserting immediately after the words "**pathology lab**," the words "**medical research entity**"; and



Further amend said bill and section, Page 3, Line 54, by inserting immediately after the words "**pathology lab**," the words "**medical research entity**"; and

Further amend said bill, page, and section, Line 56, by inserting immediately after the word "**reviewed**" the words "**,unless the employee wishes to remain anonymous**"; and

Further amend said bill, page, and section, Line 56, by inserting after all of said line the following:

**"8. Beginning December 1, 2016, each hospital, ambulatory surgical center, pathology lab, medical research entity, and disposal facility involved in handling fetal remains from an elective abortion shall post a notice at their place of employment, in a sufficient number of places on the premises to assure that such notice will reasonably be seen by all employees. A hospital, ambulatory surgical center, pathology lab, medical research entity, or disposal facility involved in handling fetal remains from an elective abortion for whom services are performed by individuals who may not reasonably be expected to see a posted notice shall notify each such employee in writing of the contents of such notice. The notice shall include all information provided in this section.**

194.375. 1. Sections 194.375 to 194.390 shall be known and may be cited as the "Disposition of Fetal Remains Act".

2. As used in sections 194.375 to 194.390, the following terms mean:

- (1) "Final disposition", the burial, cremation, or other disposition of the remains of a human fetus following a spontaneous fetal demise occurring after a gestation period of less than twenty completed weeks;
- (2) "Remains of a human fetus", the [fetal] remains [or fetal products of conception of a mother after a miscarriage, regardless of the gestational age or whether the remains have been obtained by spontaneous or accidental means] **of the dead offspring of a human being that has reached a stage of development so that there are cartilaginous structures or fetal or skeletal parts after an abortion or miscarriage, whether the remains have been obtained by induced, spontaneous, or accidental means.**

197.230. 1. The department of health and senior services shall make, or cause to be made, such inspections and investigations as it deems necessary. The department may delegate its powers and duties to investigate and inspect ambulatory surgical centers to an official of a political subdivision having a population of at least four hundred fifty thousand if such political subdivision is deemed qualified by the department to inspect and investigate ambulatory surgical centers. The official so designated shall submit a written report of his **or her** findings to the department and the department may accept the recommendations of such official if it determines that the facility inspected meets minimum standards established pursuant to sections 197.200 to 197.240.

**2. In the case of any ambulatory surgical center operated for the purpose of performing or inducing an abortion, the department shall make or cause to be made an unannounced on-site inspection and investigation at least annually. Such on-site inspection and investigation shall include, but not be limited to, the following areas:**

- (1) **Compliance with all statutory and regulatory requirements for an ambulatory surgical center, including requirements that the facility maintain adequate staffing and equipment to respond to medical emergencies;**
- (2) **Compliance with the requirement in section 188.047 that all tissue removed at the time of abortion be submitted to a board certified or eligible pathologist and that the resultant tissue report be made a part of the patient's permanent record;**
- (3) **Review of patient records to ensure that no consent forms or other documentation authorizes any utilization of fetal organs or tissue in violation of sections 188.036 and 194.275;**
- (4) **Compliance with sections 188.205, 188.210, and 188.215 prohibiting the use of public funds, facilities, and employees to perform or to assist a prohibited abortion or to encourage or to counsel a woman to have a prohibited abortion;**
- (5) **Compliance with sections 188.080 and 197.215 requiring any physician performing or inducing abortions to have the hospital surgical and admitting privileges prescribed therein; and**
- (6) **Compliance with the requirement in section 197.215 that continuous physician services or registered professional nursing services be provided whenever a patient is in the facility.**

**3. Inspection and investigation reports shall be made available to the public. Any portion of a report may be redacted when made publicly available if such portion would disclose information that is not subject to disclosure under the law.";** and

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

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2371**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(12) be referred to the Select Committee on Social Services.

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2472**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(12) be referred to the Select Committee on Social Services.

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2561**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(12) be referred to the Select Committee on Social Services.

**Committee on Emerging Issues in Education**, Chairman Rowland (155) reporting:

Mr. Speaker: Your Committee on Emerging Issues in Education, to which was returned **HB 1943**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 2**, and pursuant to Rule 27(5) be referred to the Select Committee on Education.

*House Committee Amendment No. 2*

AMEND House Bill No. 1943, Page 16, Section 163.011, Lines 9-10, by removing said lines and inserting in lieu thereof the following:

"daily attendance of summer school students. "Full-time"; and

Further amend said bill, Page 17, said section, Line 40, by inserting an opening bracket "[" immediately after the word "target"; and

Further amend said bill, said page, said section, Lines 45-51, by removing said lines and inserting in lieu thereof the following:

"adequacy target]"; and

Further amend said bill, Page 18, said section, Line 97, by inserting immediately after the word "total" the following:

"**regular term**"; and

Further amend said bill, said page, said section, said line, by inserting immediately after said line the following:

**"(8) "Free and reduced lunch threshold for the district", the free and reduced lunch threshold multiplied by the district's regular term average daily attendance";** and

Further amend said bill, Page 19, said section, Line 108, by inserting immediately after "**107-110**" the following:

**"or successor legislation";** and

Further amend said bill, said page, said section, Line 114, by inserting immediately after the word "total" the following:

**"regular term";** and

Further amend said bill, said page, said section, said line, by inserting immediately after said line the following:

**"(11) "Limited English proficiency threshold for the district", the limited English proficiency threshold multiplied by the district's regular term average daily attendance;";** and

Further amend said bill, Page 20, said section, Line 156, by removing said line and inserting in lieu thereof the following:

"ten school days, plus the full-time"; and

Further amend said bill, Page 21, said section, Line 175, by inserting immediately after said line the following:

**"(17) "Regular term average daily attendance", the quotient or the sum of the quotients obtained by dividing the total number of hours attended in a term by resident pupils between the ages of five and twenty-one by the actual number of hours school was in session in that term. For purposes of determining regular term average daily attendance under this subdivision, the term "resident pupil" shall have the same meaning such term is given under subdivision (2) of this section;";** and

Further amend said bill, said page, said section, Line 190, by removing said line and inserting in lieu thereof the following:

"the total **regular term** average daily attendance of all included performance districts;

**(21) "Special education threshold for the district", the special education threshold multiplied by the district's regular term average daily attendance;";** and

Further amend said bill, said section, by renumbering the subdivisions accordingly;

Further amend said bill, Page 22, said section, Line 212, by inserting immediately after the word "threshold" the following:

**"for the district";** and

Further amend said bill, said page, said section, Line 213, by inserting immediately after the word "threshold" the following:

**"for the district";** and

Further amend said bill, said page, said section, Line 215, by inserting immediately after the word "threshold" the following:

**"for the district";** and

Further amend said bill, said page, said section, Line 219, by inserting immediately after the word "threshold" the following:

**"for the district";** and

Further amend said bill, said page, said section, Line 222, by inserting immediately after the word "threshold" the following:

**"for the district";** and

Further amend said bill, Pages 22-23, Section 163.019, Lines 1-24, by removing said lines and inserting in lieu thereof the following:

**"163.019. The joint committee on education shall, by December 31, 2016, hold a public hearing to receive testimony on the continuing viability of the foundation formula as established under section 163.031. Before January 31, 2017, the joint committee on education shall report its findings to the general assembly.";** and

Further amend said bill, Page 23, Section 163.021, Line 14, by removing the word "**pupils,**" and inserting in lieu thereof the word "**pupils;**"; and

Further amend said bill, Pages 25-28, Sections 163.027 and 163.036, by removing said sections from the bill; and

Further amend said bill, Page 29, Section 163.073, Line 38, by inserting immediately after said line the following:

**"167.228. For purposes of distribution of state aid under section 163.031, summer school hours claimed for reimbursement shall not exceed one hundred eighty hours for any student.";** and

Further amend said bill, said page, Section 171.031, Line 11, by removing the word "**in**" and inserting in lieu thereof the word "**under**"; and

Further amend said bill, Page 30, said section, Lines 40-50, by deleting said lines; and

Further amend said bill, Page 31, Section B, Line 2, by inserting immediately after said line the following:

"Section C. Because of the importance of improving and sustaining Missouri's elementary and secondary education system, the enactment of sections 163.019 and 167.228 and the repeal and reenactment of sections 160.011, 160.041, 160.405, 160.417, 160.518, 163.011, 163.021, 163.073, 171.031, and 171.033 are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and the enactment of sections 163.019 and 167.228 and the repeal and reenactment of sections 160.011, 160.041, 160.405, 160.417, 160.518, 163.011, 163.021, 163.073, 171.031, and 171.033 of this act are hereby declared to be an emergency act within the meaning of the constitution, and the enactment of sections 163.019 and 167.228 and the repeal and reenactment of sections 160.011, 160.041, 160.405, 160.417, 160.518, 163.011, 163.021, 163.073, 171.031, and 171.033 of this act shall be in full force and effect on July 1, 2016, or upon their passage and approval, whichever occurs later."; and

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

Mr. Speaker: Your Committee on Emerging Issues in Education, to which was referred **HB 2031**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1** and **House Committee Amendment No. 2**, and pursuant to Rule 27(5) be referred to the Select Committee on Education.

*House Committee Amendment No. 1*

AMEND House Bill No. 2031, Page 2, Section 161.072, Line 19, by inserting immediately after the word "**public.**" the following:

**"Such recordings shall be retained, destroyed, or disposed of in a manner that is consistent with the procedures established by the state records commission created under section 109.250.";** and

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

*House Committee Amendment No. 2*

AMEND House Bill No. 2031, Page 2, Section 161.072, Line 19, by inserting after all of said line the following:

**"4. The department of elementary and secondary education shall not require members of the public to create an account, register, or provide any personally identifiable information in order to view the video recordings described under subsection 2 of this section. The department shall not collect, retain, sell, or otherwise use or make publicly accessible personally identifiable information of any member of the public viewing any such video recording.";** and

Further amend said bill, page, and section, Line 20, by deleting the number "4" and inserting in lieu thereof the number "5"; and

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

**Committee on Higher Education**, Chairman Cookson reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2095**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, and pursuant to Rule 27(5) be referred to the Select Committee on Education.

*House Committee Amendment No. 1*

AMEND House Bill No. 2095, Page 1, Section 173.1004, Line 12, by inserting after the word, "**tuition.**" the following:

**"Such information shall be updated annually.";** and

Further amend said bill, page, and section, Line 14, by inserting after the word, "**materials**" the following:

**"or electronic or online materials";** and

Further amend said section, Page 2, Lines 17 and 18, by deleting all of said lines and inserting in lieu thereof the following:

**"such information in printed materials or electronic materials or online materials before the prospective student registers for any classes. Such information shall be updated annually.";** and

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

**Committee on Pensions**, Chairman Walker reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1443**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(6) be referred to the Select Committee on Financial Institutions and Taxation.

**Committee on Public Safety and Emergency Preparedness**, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Public Safety and Emergency Preparedness, to which was referred **HB 1962**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(13) be referred to the Select Committee on State and Local Governments.

Mr. Speaker: Your Committee on Public Safety and Emergency Preparedness, to which was referred **HB 2093**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(13) be referred to the Select Committee on State and Local Governments.

Mr. Speaker: Your Committee on Public Safety and Emergency Preparedness, to which was referred **HB 2344**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, and pursuant to Rule 27(13) be referred to the Select Committee on State and Local Governments.

*House Committee Amendment No. 1*

AMEND House Bill No. 2344, Page 1, Section 610.026, Lines 13-14, by deleting all of said lines and inserting in lieu thereof the following:

"Documents [may] **shall** be furnished without charge [or at a reduced charge] **when the request is made by bona fide credentialed members of the media or may be furnished at a reduced charge** when the public governmental body determines that [waiver or] reduction of the fee is in the public interest"; and

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

Mr. Speaker: Your Committee on Public Safety and Emergency Preparedness, to which was referred **HB 2445**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, and pursuant to Rule 27(13) be referred to the Select Committee on State and Local Governments.

*House Committee Amendment No. 1*

AMEND House Bill No. 2445, Page 1, Section 311.735, Line 6, by inserting after the word "sections" the following:

**"311.010 to 311.880 and sections"**; and

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

**Select Committee on Financial Institutions and Taxation**, Chairman Dugger reporting:

Mr. Speaker: Your Select Committee on Financial Institutions and Taxation, to which was referred **HJR 56**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.

Mr. Speaker: Your Select Committee on Financial Institutions and Taxation, to which was referred **HB 1966, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.

**Select Committee on General Laws**, Chairman Jones reporting:

Mr. Speaker: Your Select Committee on General Laws, to which was referred **HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.

Mr. Speaker: Your Select Committee on General Laws, to which was referred **HB 1466**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Select Committee on General Laws, to which was referred **HB 1754**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Select Committee on General Laws, to which was referred **HB 1816**, begs leave to report it has examined the same and recommends that it **Do Pass**.

**Select Committee on Rules**, Chairman Engler reporting:

Mr. Speaker: Your Select Committee on Rules, to which was referred **HCR 91, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 1620, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 1777**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 1867**, begs leave to report it has examined the same and recommends that it **be returned to the standing committee of origin**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 1914**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 1958**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 1972, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 1994**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 2183, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 2327, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 2335, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 2348**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 2369**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

Mr. Speaker: Your Select Committee on Rules, to which was referred **HB 2429**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**.

**Select Committee on State and Local Governments**, Chairman Solon reporting:

Mr. Speaker: Your Select Committee on State and Local Governments, to which was referred **HB 1464, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.

Mr. Speaker: Your Select Committee on State and Local Governments, to which was referred **HB 1675, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.

Mr. Speaker: Your Select Committee on State and Local Governments, to which was referred **HB 1684**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**.



Mr. Speaker: Your Select Committee on State and Local Governments, to which was referred **HB 1686**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Select Committee on State and Local Governments, to which was referred **HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Select Committee on State and Local Governments, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Select Committee on State and Local Governments, to which was referred **HB 2136**, begs leave to report it has examined the same and recommends that it **Do Pass**.

#### **INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS**

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

**HCR 106**, introduced by Representative Basye, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

**HCR 107**, introduced by Representative Colona, relating to an application to Congress for approval of the secession of the City of St. Louis from the State of Missouri.

#### **INTRODUCTION OF HOUSE JOINT RESOLUTION**

The following House Joint Resolution was read the first time and copies ordered printed:

**HJR 100**, introduced by Representative Ross, relating to compensation of public officials.

#### **INTRODUCTION OF HOUSE BILLS**

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

**HB 2646**, introduced by Representative English, relating to school employee salaries.

**HB 2647**, introduced by Representative Fraker, relating to the reimbursement of certain criminal costs.

**HB 2648**, introduced by Representative Mitten, relating to jury service by members of the general assembly.

**HB 2649**, introduced by Representative Curtis, relating to the establishment of a state park.

**HB 2650**, introduced by Representative McGaugh, relating to clean water law permit requirements.

**HB 2651**, introduced by Representative Fitzwater (49), relating to the transfer of lower-division credit among public institutions of higher education.

**HB 2652**, introduced by Representative Moon, relating to instruction in the English language.

**HB 2653**, introduced by Representative Moon, relating to grants to programs engaged in resettling refugees.

**HB 2654**, introduced by Representative Moon, relating to registration requirements for refugees placed in the state.

**HB 2655**, introduced by Representative Burlison, relating to event support contracts.

**HB 2656**, introduced by Representative Colona, relating to the secession of the city not within a county from the state of Missouri, with a referendum clause.

**HB 2657**, introduced by Representative Hoskins, relating to higher education financial aid for families of military members, with an emergency clause.

**HB 2658**, introduced by Representative Hoskins, relating to minimum standards for municipalities in St. Louis County.

**HB 2659**, introduced by Representative Cornejo, relating to earned compliance credits for offenders on probation for misdemeanor offenses.

## COMMITTEE CHANGES

March 1, 2016

Mr. Adam Crumbliss  
Chief Clerk  
Missouri House of Representatives  
State Capitol, Room 317B  
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Kevin Engler from the Select Committee on Rules and appoint Representative Donna Pfautsch as Chairwoman and Representative Lindell Shumake as Vice Chairman.

Sincerely,

/s/ Todd Richardson  
Speaker of the Missouri House of Representatives  
152<sup>nd</sup> District

March 1, 2016

Mr. Adam Crumbliss  
Chief Clerk  
Missouri House of Representatives  
State Capitol, Room 317B  
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Kevin Engler as Chairman and Representative John Wiemann as a member to the Select Committee on Insurance.

Sincerely,

/s/ Todd Richardson  
Speaker of the Missouri House of Representatives  
152<sup>nd</sup> District

### **WITHDRAWL OF HOUSE BILL**

March 1, 2016

Representative Todd Richardson  
Speaker of the House of Representatives  
State Capitol, Room 308  
Jefferson City, MO 65101

Dear Speaker Richardson:

After careful review and consideration of **HB 2643**, that relates to the unlawful transfer of weapons, I respectfully ask that it be withdrawn.

Sincerely,

/s/ Deb Lavender  
State Representative  
District 90

### **ADJOURNMENT**

On motion of Representative Cierpiot, the House adjourned until 10:00 a.m., Wednesday, March 2, 2016.

## COMMITTEE HEARINGS

### CIVIL AND CRIMINAL PROCEEDINGS

Wednesday, March 2, 2016, 12:00 PM or Upon Conclusion of Morning Session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1373, HB 2133, HB 2465, HB 2502, HB 2590, SCS SB 578, SS#2 SB 847

Executive session will be held: HB 2084, HB 2305

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

### CORRECTIONS

Wednesday, March 2, 2016, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1585

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

### EMERGING ISSUES

Wednesday, March 2, 2016, Upon Adjournment or 5:00 PM, House Hearing Room 3.

Public hearing will be held: HB 1809, HB 1857, HB 1886, HB 1887, HB 2088

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

### EMPLOYMENT SECURITY

Wednesday, March 2, 2016, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 2568

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

### ETHICS

Wednesday, March 2, 2016, Upon Conclusion of Morning Session, Office 302A.

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

Pursuant to Article III, Section 18, H.R. 227 (2015)Rule 5E, and 610.021(3) R.S.Mo. portions of the meeting may be closed.

### FISCAL REVIEW

Thursday, March 3, 2016, 9:15 AM, South Gallery.

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

Executive Session on any bill referred to the committee.

### GOVERNMENT OVERSIGHT AND ACCOUNTABILITY

Wednesday, March 2, 2016, Upon Conclusion of Morning Session, South Gallery.

Executive session will be held: HCR 66, HB 2473

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

### HEALTH INSURANCE

Wednesday, March 2, 2016, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HB 1796, HB 2218

Executive session will be held: HB 2316

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

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - OVERSIGHT SUBCOMMITTEE  
Thursday, March 3, 2016, 12:30 PM or Upon Adjournment of Both Chambers, (whichever is later), House Hearing Room 6.

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

Contested fiscal note for SB 583

CORRECTED

SELECT COMMITTEE ON BUDGET

Wednesday, March 2, 2016, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2496, HB 2600

Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

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

AMENDED

SELECT COMMITTEE ON BUDGET

Thursday, March 3, 2016, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2014

Executive session will be held: HB 1534, HB 2496, HB 2600

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

Public testimony and presentation from Office of Administration - Budget and Planning (HB 2014)

SELECT COMMITTEE ON COMMERCE

Wednesday, March 2, 2016, 5:00 PM, House Hearing Room 7.

Executive session will be held: HB 1615, HB 1927, HB 2065, HCR 73, HCR 99

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

HCR 99 added.

AMENDED

SELECT COMMITTEE ON EDUCATION

Thursday, March 3, 2016, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 1928, HB 1792, HB 1871, HB 2388, HB 1943

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

SELECT COMMITTEE ON GENERAL LAWS

Wednesday, March 2, 2016, 3:30 PM or Upon Conclusion of Afternoon Session, South Gallery.

Executive session will be held: HB 2213, HB 2320, HJR 58, HB 1632, HB 1776

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

#### SELECT COMMITTEE ON JUDICIARY

Wednesday, March 2, 2016, Upon Conclusion of Afternoon Session or 5:00 PM. (whichever is earliest), House Hearing Room 1.

Executive session will be held: HB 1436, HB 1715, HB 1831, HB 1951, HB 2146, HB 2147, HB 2202, HB 2242, HB 2243, HB 2262, HB 2367, HB 2453

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

#### SELECT COMMITTEE ON STATE AND LOCAL GOVERNMENTS

Thursday, March 3, 2016, 8:00 AM, House Hearing Room 1.

Executive session will be held: HB 1561, HB 1732, HB 1853, HB 2271, HB 2346, HJR 88, HB 2358, HB 2448, HB 2272, HB 2364, HB 2135, HB 2102, HB 2399

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

#### SELECT COMMITTEE ON UTILITIES

Thursday, March 3, 2016, 8:30 AM, House Hearing Room 6.

Executive session will be held: HCR 72, HB 1804

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

#### SMALL BUSINESS

Wednesday, March 2, 2016, 12:00 PM or 30 Minutes Upon Conclusion of Morning Session, House Hearing Room 7.

Public hearing will be held: HB 1518, HB 2159, HB 2599

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

#### TELECOMMUNICATIONS

Wednesday, March 2, 2016, 12:30 PM or 30 Minutes After Conclusion of Morning Session, (whichever comes later), House Hearing Room 4.

Executive session will be held: HB 1898

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

#### UTILITY INFRASTRUCTURE

Wednesday, March 2, 2016, 5:00 PM or Upon Afternoon Adjournment, (whichever is later), House Hearing Room 6.

Public hearing will be held: SS SCS SB 838

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

#### VETERANS

Thursday, March 3, 2016, 8:30 AM, Senate Lounge.

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

This is an informational hearing with Veteran Committees for both the House and Senate. For Military Appreciation Day at the Capitol.

**HOUSE CALENDAR**

THIRTY-SECOND DAY, WEDNESDAY, MARCH 2, 2016

**HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING**

HCR 106 and HCR 107

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 100

**HOUSE BILLS FOR SECOND READING**

HB 2646 through HB 2659

**HOUSE BILLS FOR PERFECTION**

HCS HB 1583 - Allen  
HCS HB 1599 - Phillips  
HCS HB 1995 - Cornejo  
HB 1855 - Allen  
HCS HB 1696 - Rowland (155)  
HCS HB 1875 - Haefner  
HCS HB 1432 - Vescovo  
HB 1830 - McGaugh  
HB 1396 - McCreery  
HCS HB 1649 - Haahr  
HB 2257 - Jones  
HCS HB 1738 - Brattin  
HB 1698 - Rowden  
HCS HB 2190 - Hoskins  
HB 1643 - Hicks  
HB 1422 - Walker  
HCS HB 1451 - Wood  
HB 1370 - Miller  
HCS HBs 1400 & 1425 - Shumake  
HB 2230 - Ross  
HCS HB 2180 - Fitzpatrick  
HB 1606 - Kelley  
HCS HB 1912 - Hinson  
HB 1745 - Brattin  
HCS HBs 2188, 1533, 1393, 2114 & 2113 - Hough  
HB 1389 - King

**HOUSE BILLS FOR PERFECTION - INFORMAL**

HCS HB 1603 - Shumake

**HOUSE BILLS FOR PERFECTION - CONSENT**

(02/29/2016)

HB 2186, with HCA 1 - Ross

HB 1388 - Roeber

HB 1538 - Vescovo

HB 1539 - Vescovo

HB 1559 - McCann Beatty

HB 1602 - Ruth

HB 1610 - Swan

HB 1622 - Kelley

HB 1710 - Lair

HB 2195 - Hoskins

HB 2058 - Haahr

HB 1851 - Alferman

(03/02/2016)

HB 1777 - Cierpiot

HB 2183, with HCA 1 - Roeber

HB 2335, with HCA 1 - Houghton

HB 2348 - Richardson

HB 2369 - Bahr

HB 1958 - Basye

**HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING**

HCS HCR 94 - Hummel

**HOUSE BILLS FOR THIRD READING**

HCS HB 1413, (Fiscal Review 2/24/16), E.C. - Houghton

HCS HB 1463, (Fiscal Review 2/25/16) - Burlison

**HOUSE BILLS FOR THIRD READING - CONSENT**

HB 1421 - Walker

HB 1546 - Lauer

HB 1556 - Love

HB 1530 - Brown (57)

HB 1709 - Lair



**SENATE CONCURRENT RESOLUTIONS FOR THIRD READING**

SCS SCR 58 - Hummel

**BILLS IN CONFERENCE**

SS SCS HB 1983, as amended - Dogan  
SS SCS HB 1979, as amended - Rowden

**HOUSE RESOLUTIONS**

HR 69 - LaFaver

**ACTIONS PURSUANT TO ARTICLE IV, SECTION 27**

SCS HCS HB 1 - Flanigan  
CCS SCS HCS HB 2 - Flanigan  
CCS SCS HCS HB 3 - Flanigan  
CCS SCS HCS HB 4 - Flanigan  
CCS SCS HCS HB 5 - Flanigan  
CCS SCS HCS HB 6 - Flanigan  
CCS SCS HCS HB 7 - Flanigan  
CCS SCS HCS HB 8 - Flanigan  
CCS SCS HCS HB 9 - Flanigan  
CCS SCS HCS HB 10 - Flanigan  
CCS SCS HCS HB 11 - Flanigan  
CCS SS SCS HCS HB 12 - Flanigan  
CCS SCS HCS HB 13 - Flanigan  
SS SCS HCS HB 17 - Flanigan  
SCS HCS HB 18 - Flanigan  
SCS HCS HB 19 – Flanigan

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