

JOURNAL OF THE HOUSE

Second Regular Session, 98th GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 24, 2016

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

If you continue in My word, you are My disciples, and you will know the truth. (John 8:31, 32)

O Lord who is the truth that makes us free and the love that gives us life, strengthen us by Your spirit that no danger may overwhelm us and no discouragement overcome us. Make us one of that company who find in Your service perfect freedom and who in loyalty to You commit our lives to purposes greater than ourselves in thought and essence.

Help us to make good use of this day, seeking always to know what You would have us to do. Beginning with a vision of Your presence, may we continue to rely upon Your spirit and come to rest knowing You are with us and that we have been with You.

Bless this People's House as we seek peace and unity. Reward our efforts with continuing success and give us wisdom as we talk with each other and people of this State. Give us better solutions for the good of all and with a firmer faith in the goals of all our citizens.

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: Jack Roth, Aaron Knipmeyer, Lauren Taylor, Brooke Taylor, Nathan Remole, Kara Lee Remole, Gracie Remole, Levi Remole, Anna Remole and Lauren Remole.

The Journal of the twenty-seventh day was approved as corrected.

HOUSE RESOLUTIONS

Representative Bernskoetter offered House Resolution No. 581.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 98, relating to the right to life.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2606, relating to the placement of a school bus stop within five hundred feet of a sexual offender's residence.

HB 2607, relating to electric shock drowning prevention, with penalty provisions.

HB 2608, relating to campaign finance.

HB 2609, relating to health information blocking, with a penalty provision.

HB 2610, relating to members of the general assembly.

HB 2611, relating to an affidavit requirement for insurers.

HB 2612, relating to a tax credit for charitable contributions to Love INC.

HB 2613, relating to the Missouri patient safety in radiologic imaging act, with a penalty provision.

HB 2614, relating to the state environmental improvement and energy resources authority.

HB 2615, relating to gas corporations.

HB 2616, relating to vaccinations.

HB 2617, relating to death investigations.

PERFECTION OF HOUSE BILLS

HCS HB 1449, relating to public utility vehicles, was taken up by Representative Redmon.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1449, Page 1, Section 304.022, Line 11, by deleting the word "**or**" after the words "white lights,"; and

Further amend said bill, page, and section, Line 12, by inserting after the words "**white lights**," the following:

"or any other stationary vehicle located on the side of the roadway,"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1449, Page 1, In the Title, Lines 2-3, by deleting the words "public utility" and inserting in lieu thereof the word "motor"; and

Further amend said bill, Page 3, Section 304.022, Line 69, by inserting after all of said line the following:

"304.820. 1. Except as otherwise provided in this section, no person [twenty-one years of age or younger] operating a **noncommercial** moving motor vehicle upon the highways of this state shall, by means of a hand-held electronic wireless communications device, send, read, or write a text message or electronic message, **unless the device is equipped with technology allowing for voice-recognition hands-free texting and is being used in such manner.**

2. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a hand-held mobile telephone.

3. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a wireless communications device to send, read, or write a text message or electronic message.

4. The provisions of subsection 1 through subsection 3 of this section shall not apply to a person operating:

- (1) An authorized emergency vehicle; or
- (2) A moving motor vehicle while using a hand-held electronic wireless communications device to:

- (a) Report illegal activity;

- (b) Summon medical or other emergency help;

- (c) Prevent injury to a person or property; or

- (d) Relay information between a transit or for-hire operator and that operator's dispatcher, in which the device is permanently affixed to the vehicle.

5. Nothing in this section shall be construed or interpreted as prohibiting a person from making or taking part in a telephone call, by means of a hand-held electronic wireless communications device, while operating a noncommercial motor vehicle upon the highways of this state.

6. As used in this section, "electronic message" means a self-contained piece of digital communication that is designed or intended to be transmitted between hand-held electronic wireless communication devices. "Electronic message" includes, but is not limited to, electronic mail, a text message, an instant message, or a command or request to access an internet site.

7. As used in this section, "hand-held electronic wireless communications device" includes any hand-held cellular phone, palm pilot, blackberry, or other mobile electronic device used to communicate verbally or by text or electronic messaging, but shall not apply to any device that is permanently embedded into the architecture and design of the motor vehicle.

8. As used in this section, "making or taking part in a telephone call" means listening to or engaging in verbal communication through a hand-held electronic wireless communication device.

9. As used in this section, "send, read, or write a text message or electronic message" means using a hand-held electronic wireless telecommunications device to manually communicate with any person by using an electronic message. Sending, reading, or writing a text message or electronic message does not include reading, selecting, or entering a phone number or name into a hand-held electronic wireless communications device for the purpose of making a telephone call.

10. A violation of this section shall be deemed an infraction and shall be deemed a moving violation for purposes of point assessment under section 302.302.

11. The state preempts the field of regulating the use of hand-held electronic wireless communications devices in motor vehicles, and the provisions of this section shall supercede any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or other political subdivision to regulate the use of hand-held electronic wireless communication devices by the operator of a motor vehicle.

12. The provisions of this section shall not apply to:

- (1) The operator of a vehicle that is lawfully parked or stopped;
- (2) Any of the following while in the performance of their official duties: a law enforcement officer; a member of a fire department; or the operator of a public or private ambulance;
- (3) The use of factory-installed or aftermarket global positioning systems (GPS) or wireless communications devices used to transmit or receive data as part of a digital dispatch system;
- (4) The use of voice-operated technology;
- (5) The use of two-way radio transmitters or receivers by a licensee of the Federal Communications Commission in the Amateur Radio Service."; and

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

Representative Corlew 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.

On motion of Representative Redmon, **HCS HB 1449, as amended**, was adopted.

On motion of Representative Redmon, **HCS HB 1449, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 17:

AYES: 148

Adams	Alferman	Allen	Anders	Anderson
Andrews	Arthur	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Brown 94	Burlison	Burns
Butler	Carpenter	Chipman	Cierpiot	Colona
Conway 10	Cookson	Corlew	Cornejo	Crawford
Cross	Curtis	Curtman	Davis	Dogan
Dohrman	Dugger	Dunn	Eggleston	Engler
English	Entlicher	Fitzpatrick	Fitzwater 144	Fitzwater 49
Fraker	Franklin	Frederick	Gannon	Gardner
Green	Haahr	Hansen	Harris	Hicks
Higdon	Hill	Hinson	Hoskins	Hough
Houghton	Hubbard	Hubrecht	Hummel	Hurst
Johnson	Jones	Justus	Kelley	Kendrick
Kidd	King	Kirkton	Koenig	Kolkmeier
Kratky	LaFaver	Lair	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	May	McCann Beatty	McCreery	McDaniel
McDonald	McGaugh	McGee	McNeil	Meredith
Messenger	Miller	Mims	Mitten	Montecillo
Morgan	Morris	Muntzel	Neely	Newman
Nichols	Norr	Pace	Peters	Pfautsch
Phillips	Pierson	Pike	Plocher	Redmon
Rehder	Reiboldt	Remole	Rhoads	Rizzo
Roden	Roeber	Rone	Ross	Rowden
Rowland 155	Rowland 29	Runions	Ruth	Shaul
Shull	Shumake	Solon	Sommer	Spencer
Swan	Taylor 139	Taylor 145	Vescovo	Walker
Walton Gray	Webber	White	Wiemann	Wilson
Wood	Zerr	Mr. Speaker		

NOES: 008

Conway 104	Flanigan	Korman	Leara	McCaherty
Moon	Parkinson	Pogue		

PRESENT: 000

ABSENT: 006

Barnes	Ellington	Haefner	Otto	Pietzman
Smith				

VACANCIES: 001

HCS HB 1601, relating to appointment of a teacher representative to the state board of education, was taken up by Representative Ruth.

Representative Walton Gray offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1601, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "elementary and secondary education."; and

Further amend said bill, Page 2, Section 161.072, Line 16, by inserting after all of said section and line the following:

"161.960. 1. There is hereby established in the department of elementary and secondary education a "Council for Community Education".

2. The council shall have a membership of eleven persons, who shall be appointed by the governor. Membership may include, but not be limited to, representatives of the following groups:

- (1) Civic organizations;**
- (2) Community-based organizations;**
- (3) Community education organizations;**
- (4) Local government;**
- (5) Local school district administrators;**
- (6) Parent organizations;**
- (7) Postsecondary education;**
- (8) School boards; and**
- (9) Teachers.**

3. The commissioner of education or the commissioner's designee shall convene the first meeting of the council for the purpose of establishing the bylaws of the council and electing officers to include a chairperson, vice chairperson, and secretary. The council shall not meet more than four times annually. Members may be reimbursed for expenses but shall not receive a per diem allowance.

4. The council shall:

(1) Conduct feasibility studies on the establishment of community education programs within the state;

(2) Advise the commissioner of education and the department of elementary and secondary education on issues relating to the establishment of community education programs;

(3) Make recommendations for a state plan for community education that sets forth the goals and objectives of a community schools program and establishes a system of priorities for targeting available resources on the areas with the greatest need within a school district; and

(4) Make recommendations for the funding of local community education programs.

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

(1) "Community education program", a program in which a public building, including a public elementary or secondary school, is used as a community center operated by a school board in cooperation with other groups in the community, community organizations, and local governmental agencies to provide educational, recreational, cultural, health care, and other related community services in accordance with the needs, interests, and concerns of the community;

(2) "Community school", a school that makes its facilities available for citizen use, coordinates activities of local citizens in identifying program needs and establishing priorities, identifies and utilizes available program resources, and assists in the initiation of programs to improve the cultural, social, recreational, and educational opportunities available in a community."; and

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

Representative Walton Gray moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Ruth, **HCS HB 1601** was adopted.

On motion of Representative Ruth, **HCS HB 1601** was ordered perfected and printed.

HB 1827, relating to livestock trespass, was taken up by Representative McGaugh.

On motion of Representative McGaugh, **HB 1827** was ordered perfected and printed.

HB 2225, relating to tax credits for redevelopment projects, was taken up by Representative Leara.

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

House Amendment No. 1

AMEND House Bill No. 2225, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use;

(2) "**Central business district**", the area at or near the historic core of a city, village, or town that is locally known as the "downtown", with eighty percent or more of the land use being dedicated to a combination of business, commercial, financial, transportation, and government purposes, with the majority of the buildings built more than fifty years prior to the redevelopment;

(3) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

[(3)] (4) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of

ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;

[(4)] (5) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments, **or sales taxes dedicated by a vote of the people to specific purposes or projects.** For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

[(5)] (6) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and [(3)] (4) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will[:

- (a)] discourage commerce, industry or manufacturing from moving their operations to another state[; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality];

[(6)] (7) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

[(7)] (8) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(9) **"High unemployment", unemployment in the proposed redevelopment area of at least one and one-half times that of the metropolitan statistical area in which the area is located or one and one-half times the unemployment rate of nonmetropolitan counties if the area is not located in a metropolitan statistical area;**

(10) **"Low fiscal capacity", per capita assessed valuation of property in the municipality of less than sixty percent of the entire county in which it is located or, in unincorporated areas, if the per capita assessed valuation of property in the school district is less than sixty percent of the entire county in which it is located;**

(11) **"Moderate income", either a Missouri municipality that has a population of at least one thousand five hundred within a metropolitan statistical area and has a median household income of under eighty percent of the median household income for the metropolitan statistical area according to the last decennial census, or a United States census block group or contiguous group of block groups within a metropolitan statistical area that has a population of at least one thousand five hundred and has, for each block group, a median household income for the metropolitan area in Missouri according to the last decennial census;**

[(8)] (12) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, "municipality" applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(13) **"New job", a job in a new or expanding redevelopment project not including jobs of recalled workers, replacement jobs, or jobs that formerly existed in the same industry in the area;**

[(9)] (14) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of

indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

[(10)] (15) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

[(11)] (16) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

[(12)] (17) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

[(13)] (18) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

[(14)] (19) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

[(15)] (20) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

- (a) Costs of studies, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;
- (c) Property assembly costs, including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, and the clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
- (e) Initial costs for an economic development area;
- (f) Costs of construction of public works or improvements;
- (g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to [99.865] **99.873** accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

(h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

(i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

(j) Payments in lieu of taxes;

(21) "Retail project", any development project that devotes more than fifty percent of the total estimated redevelopment project costs to the construction, reconstruction, or expansion of retail establishments or infrastructure or facilities ancillary to sales at retail;

[(16)] (22) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

[(17)] (23) "Taxing districts", any political subdivision of this state having the power to levy taxes;

[(18)] (24) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are

found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and [(19)] **(25)** "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings **documented by substantial and competent evidence on the record that a reasonable person would believe** that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision [and]; an affidavit[,] signed by the developer or developers, [and] submitted with the redevelopment plan, **and** attesting that the provisions of this subdivision have been met; **and a study stating that records were reviewed, inspections were made, comparisons were made, or tasks were undertaken demonstrating that the property was not developed through private enterprise over a period of time. Such a study shall be signed by a responsible party or some party shall otherwise be designated as being responsible for the study's representations. The study shall be of sufficient specificity to allow representatives of the tax increment financing commission, the municipality, or both to conduct investigations deemed necessary in order to confirm its findings;**

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997; **and**

(7) For redevelopment projects involving more than two hundred fifty thousand dollars in tax increment financing, an economic feasibility analysis including a pro forma financial statement indicating the return on investment expected without any public assistance. The financial statement shall detail any assumptions made. The pro forma statement analysis shall state the amount of assistance required to bring the return into a range deemed attractive to private investors. The amount of assistance shall be equal to the estimated reimbursable project costs.

2. All documentation and findings established under subsection 1 of this section shall be published and made available at no more than the cost of publication as a public document no later than thirty days prior to adoption of the plan by the municipality. Any resident of the municipality, or the county if in an unincorporated area, may file a petition in circuit court to enjoin the adoption of any redevelopment plan for

which any requirement of subsection 1 or 3 of this section has not been complied with, and such injunction may extend until all such requirements have been complied with.

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the "Special Allocation Fund" of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district's actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the

Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established [pursuant to section 99.805] **under sections 99.800 to 99.865.**

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in **distressed communities under section 135.530, blighted areas located in** enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a

municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

(a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;

(b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;

(c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;

(d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;

(e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;

(f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;

(g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

(o) The anticipated type and terms of the obligations to be issued;

(p) The most recent equalized assessed valuation of the property within the development project area;

(q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(r) The general land uses to apply in the development area;

(s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;

(t) The total number of full-time equivalent positions in the development area;

(u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;

(v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;

(w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;

(x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;

(y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;

(z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;

- (aa) A list of other community and economic benefits to result from the project;
 - (bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;
 - (cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;
 - (dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;
 - (ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;
 - (ff) A list of competing businesses in the county containing the development area and in each contiguous county;
 - (gg) A market study for the development area;
 - (hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;
- (2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;
- (3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:
- (a) A former automobile manufacturing plant; or
 - (b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development.

The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

99.867. 1. Except as provided under subsections 2 and 3 of this section and under section 99.868, sections 99.867 to 99.873 shall apply to any municipality located within the state. Sections 99.867 to 99.873 shall apply to all redevelopment projects which are approved by a municipality after June 30, 2017.

2. Any redevelopment project consisting solely of public infrastructure improvements on public land requiring two hundred fifty thousand dollars or less in tax increment financing, wherein the bonds for such project will be paid off in seven years or less, shall be exempt from the provisions of sections 99.867 to 99.873, provided, no stringing of projects shall be allowed. No exempt project under this section shall be combined with another exempt project pursuant to this section for a period of five years.

3. Any redevelopment project for which eligible project redevelopment costs are to be paid from only the portion of the total economic activity taxes and payments in lieu of taxes imposed by the municipality and for which no real or potential revenues from other taxing jurisdictions are involved is exempt from the provisions of sections 99.867 to 99.873.

99.868. 1. For redevelopment projects located entirely or partially within metropolitan statistical areas of the state, as defined by the federal Office of Management and Budget, the municipality and any proposed redevelopment area shall meet the requirements of section 99.810 and this section. An area may qualify if:

(1) The host municipality or, for unincorporated areas, the host school district has low fiscal capacity;

(2) The census block group or groups, as defined in the most recent decennial census, containing the proposed redevelopment area have high unemployment; or

(3) The municipality, census block group or groups, as defined in the most recent decennial census, containing the proposed redevelopment area are characterized by moderate income.

2. For retail projects not located entirely or partially within a metropolitan statistical area in the state, tax increment financing may be used if the municipality has made a finding that conditions exist which cause the area to be classified as a blighted area or a conservation area. Such area shall have the following additional characteristics:

(1) It is located in the central business district of a city, town, or village;

(2) It includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment plan;

(3) It can be renovated through one or more redevelopment projects;

(4) The establishments in the area have generally suffered from stagnant or declining taxable sales or corporate receipts during the preceding three years;

(5) It is contiguous or includes up to three noncontiguous areas selected for redevelopment projects, provided that each noncontiguous area meets the requirements of subdivisions (1) to (4) of this subsection; and

(6) The redevelopment area shall not exceed ten percent of the entire area of the municipality.

Tax increment financing shall not be used to develop retail projects in areas outside the metropolitan statistical areas of the state unless the area meets the criteria above.

3. Tax increment financing shall not be used for more than five percent of the total estimated redevelopment costs or thirty percent of the infrastructure costs, whichever is greater, of a project that is primarily retail unless the redevelopment is in a municipality, census block group, or group of block groups with a median household income less than seventy percent of that of the metropolitan area, a distressed community as defined in section 135.530, a federal enterprise zone, or a federal empowerment zone. Tax increment financing shall not be used to develop sites in which twenty-five percent or more of the area is vacant and was not previously developed, presently qualifies as "open space" under section 67.900, or is presently used for agricultural or horticultural purposes, except if the redevelopment project is contained in the municipality's comprehensive plan or consumes less than ten acres of land contiguous to a central business district located outside a metropolitan statistical area of the state.

99.870. Commencing with the first fiscal year in which any municipality receives any payments in lieu of taxes from a redevelopment project and continuing through the last fiscal year in which the municipality receives such payments, the municipality shall pay to any other taxing entities entitled to receive revenue from levies on real property in such municipality, an amount equal to twenty-five percent of the payments in lieu of taxes received by the municipality. This amount shall be divided among the other affected taxing entities on a basis that is proportional to the collections of revenue from real property in the development area to which each such taxing district is entitled during that tax year. If a tax increment financing project includes residential uses, absent a recommendation to the contrary from commission members representing the affected school board or boards, real property tax levies attributable to the residential portion of the development shall pass through to the school district or districts.

99.872. The municipality and the developer shall annually submit information to the department regarding the approved plan. The department shall establish reporting requirements by rule promulgated under chapter 536. The report shall, at a minimum, identify the number and location of redevelopment areas, quantify public investment in each, assess the public benefit as quantified in terms of tax revenue and net new job creation, and show the economic impact of the project on each taxing district which is at least partially within the boundaries of the redevelopment area. 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, 2016, shall be invalid and void. The department shall submit a report to the governor and the general assembly by the last day of April of each year.

99.873. Any district providing emergency services under chapter 190 or 321 shall be entitled to reimbursement from the special allocation fund for direct costs. However, such reimbursement shall not be less than twenty-five percent nor more than one hundred percent of the district's tax increment."; and

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

Speaker Pro Tem Hoskins assumed the Chair.

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

Which motion was defeated.

On motion of Representative Leara, **HB 2225** was ordered perfected and printed.

HB 2111, relating to elections, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HB 2111** was ordered perfected and printed.

HCS HB 1904, relating to emergency communications service, was taken up by Representative Lauer.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1904, Page 15, Section 190.451, Line 20, by deleting the word "**January**" and inserting in lieu thereof the word "**March**"; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1904, Page 14, Section 190.450, Line 142, by deleting the word "**substantially**"; and

Further amend said bill, page and section, Lines 144 -145, by deleting all of said line and inserting in lieu thereof the following:

"11 of this section, but the county has substantially complied with the plan, then the Missouri 911 service board may grant the county an extension of up to six months to comply with its plan. Not more than one extension may be granted to a county. The authority to impose the fee granted to the county in subsection 1 of this section shall be null and void if after one year following the enactment of the fee contemplated in subsection 1 of this section the county has not complied with the plan and has not been granted an extension by the Missouri 911 service board, or if the six month extension expires and the county has not complied with the plan."; and

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

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

Speaker Richardson resumed the Chair.

Representative Cierpiot moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

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

NOES: 039

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

PRESENT: 001

Curtis

ABSENT: 017

Allen	Barnes	Beard	Brown 57	Ellington
Flanigan	Haefner	Hubrecht	Kendrick	LaFaver
Leara	McDaniel	Otto	Parkinson	Phillips
Roeber	Smith			

VACANCIES: 001

On motion of Representative Lauer, **HCS HB 1904, as amended**, was adopted.

On motion of Representative Lauer, **HCS HB 1904, as amended**, was ordered perfected and printed.

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 SCS HB 1983** entitled:

An act to repeal section 105.450, RSMo, and to enact in lieu thereof two new sections relating to prohibiting elected officials from acting as paid political consultants.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 3

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1983, Page 4, Section 105.450, Line 2, by inserting after the word "or" the following:

"the interest of a".

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1983, Page 4, Section 105.450, Line 1, by inserting after the word "paid" the following:

"for profit".

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1983, Page 4, Section 105.450, Line 9, by inserting immediately after the word "activities" the following:

“. The term “paid political consultant” shall not include vendors who provide goods or services that do not promote the election of a candidate or the interest of a committee in the ordinary course of the vendor's business”.

In which the concurrence of the House is respectfully requested.

Representative Cierpiot moved the House stand in recess until 3:00 p.m.

Which motion was defeated.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 103, introduced by Representative Berry, relating to an application to Congress for the calling of an Article V convention of the states to propose an amendment to the Constitution of the United States for free and fair elections.

HCR 104, introduced by Representative Cookson, relating to the Committee on Foreign Investment in the United States.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 99, introduced by Representative Burlison, relating to parental rights.

INTRODUCTION OF HOUSE BILLS

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

HB 2618, introduced by Representative McGaugh, relating to crime scene photographs and video recordings.

HB 2619, introduced by Representative Kendrick, relating to a study regarding the funding of long-term services.

HB 2620, introduced by Representative Jones, relating to an obligation recovery center for state agencies.

HB 2621, introduced by Representative Haefner, relating to crimes committed against law enforcement officers and first responders, with penalty provisions.

HB 2622, introduced by Representative Austin, relating to baccalaureate and graduate programs of study at state institutions of higher education, with penalty provisions.

HB 2623, introduced by Representative Korman, relating to the state highways and transportation department fund.

On motion of Representative Cierpiot, the House recessed until 3:00 p.m.

AFTERNOON SESSION

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

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 69, relating to the EPA's final Clean Power Plan, was taken up by Representative Miller.

Representative Johnson assumed the Chair.

On motion of Representative Miller, **HCR 69** was read the third time and passed by the following vote:

AYES: 116

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Brown 94
Burlison	Burns	Butler	Chipman	Cierpiot
Colona	Conway 10	Conway 104	Cookson	Corlew
Cross	Curtman	Davis	Dogan	Dohrman
Eggleston	Engler	English	Entlicher	Fitzpatrick
Fitzwater 49	Flanigan	Fraker	Frederick	Gannon
Hansen	Harris	Hicks	Higdon	Hill
Hinson	Hough	Houghton	Hubrecht	Hurst
Johnson	Jones	Justus	Kelley	Kidd
King	Koenig	Kolkmeier	Korman	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	Mathews	McCaherty	McDaniel
McGaugh	Messenger	Miller	Montecillo	Moon
Morris	Muntzel	Neely	Parkinson	Pfausch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Rizzo	Roden	Roeber	Rone	Ross
Rowden	Rowland 155	Rowland 29	Runions	Ruth
Shaul	Shull	Solon	Sommer	Spencer
Swan	Taylor 139	Taylor 145	Vescovo	Walker
White	Wiemann	Wilson	Wood	Zerr
Mr. Speaker				

NOES: 029

Adams	Arthur	Carpenter	Curtis	Dunn
Gardner	Green	Hubbard	Hummel	Kendrick
Kirkton	Kratky	LaFaver	Lavender	McCann Beatty
McCreery	McGee	McNeil	Meredith	Mims
Morgan	Newman	Nichols	Norr	Pace
Peters	Pierson	Walton Gray	Webber	

PRESENT: 000

ABSENT: 017

Allen	Barnes	Cornejo	Crawford	Dugger
Ellington	Fitzwater 144	Franklin	Haahr	Haefner
Hoskins	May	McDonald	Mitten	Otto
Shumake	Smith			

VACANCIES: 001

Representative Johnson declared the bill passed.

HCR 96, relating to the Toxic Exposure Research Act of 2015, was taken up by Representative Plocher.

On motion of Representative Plocher, **HCR 96** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Allen	Anders	Anderson
Andrews	Arthur	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Brown 94	Burlison	Burns
Butler	Carpenter	Chipman	Cierpiot	Colona
Conway 104	Cookson	Corlew	Cornejo	Crawford
Cross	Curtis	Curtman	Davis	Dogan
Dohrman	Dugger	Dunn	Eggleston	Engler
English	Entlicher	Fitzpatrick	Fitzwater 49	Fraker
Franklin	Frederick	Gannon	Green	Haahr
Haefner	Harris	Hicks	Higdon	Hill
Hinson	Houghton	Hubbard	Hubrecht	Hummel
Hurst	Johnson	Justus	Kelley	Kendrick
Kidd	Kirkton	Koenig	Kolkmeyer	Kratky
LaFaver	Lair	Lant	Lavender	Leara
Lichtenegger	Love	Lynch	Mathews	May
McCaherty	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	McNeil	Meredith	Messenger	Miller
Mims	Montecillo	Moon	Morgan	Morris
Muntzel	Neely	Newman	Nichols	Norr
Pace	Parkinson	Peters	Pfautsch	Phillips
Pierson	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Remole	Rhoads	Rizzo
Roden	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Shaul	Shull	Shumake
Solon	Sommer	Spencer	Swan	Taylor 139
Taylor 145	Vescovo	Walker	Walton Gray	Webber
White	Wiemann	Wilson	Wood	Zerr
Mr. Speaker				

NOES: 001

Ross

PRESENT: 001

Pogue

ABSENT: 019

Barnes	Conway 10	Ellington	Fitzwater 144	Flanigan
Gardner	Hansen	Hoskins	Hough	Jones
King	Korman	Lauer	Marshall	McDonald
Mitten	Otto	Rowden	Smith	

VACANCIES: 001

Representative Johnson declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1463, relating to sales tax, was taken up by Representative Burlison.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1463, Pages 3-4, Section 144.010, Lines 89-91, and Page 6, Section 144.018, Lines 28-31, and Page 7, Section 144.020, Lines 21-23, by deleting the following words from said lines,

"Such tax shall not include any sales regardless of how offered and sold as a right of first refusal, right to purchase, or decline tickets for admission to events, but does not itself result in admission."; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1463, Pages 3-4, Section 144.010, Lines 82-93, by deleting all of said lines and inserting in lieu thereof the following:

"(a) Sales of admission tickets, cash admissions, charges and fees to or in places of amusement, entertainment and recreation, games and athletic events;"; and

Further amend said bill, Pages 5-8, Sections 144.018 and 144.020, by deleting all of said sections and inserting in lieu thereof the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law (sections 281.220 to 281.310) which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in

whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(5) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(6) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption;

(7) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(8) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(9) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(10) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(11) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(12) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(13) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (5) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(14) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(17) Tangible personal property purchased by a rural water district;

(18) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(19) All sales of insulin and prosthetic or orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories, hospital beds and accessories and ambulatory aids, all sales or rental of manual and powered wheelchairs, stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters, reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(20) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(21) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (20) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(22) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(23) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides"

includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

- (a) Used exclusively for agricultural purposes;
- (b) Used on land owned or leased for the purpose of producing farm products; and
- (c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(24) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(25) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(26) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4061, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(27) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(28) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(29) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(30) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(31) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(32) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (5) of this subsection;

(33) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(34) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(35) All sales of grain bins for storage of grain for resale;

(36) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(37) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(38) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(39) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(40) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(41) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(42) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(43) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(44) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state.

(45) Amounts paid for instructional classes, training, or membership at a fitness facility, gymnasium, or dance studio. The director of revenue shall promulgate a rule or regulation to effectuate the provisions of this subdivision.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

Section B. This act shall become effective on January 1, 2017."; and

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

Representative Cierpiot moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Alferman	Allen	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 94	Burlison
Chipman	Cierpiot	Conway 104	Cookson	Corlew
Cornejo	Crawford	Cross	Curtman	Davis
Dohrman	Dugger	Eggleston	Engler	English
Entlicher	Fitzpatrick	Fitzwater 144	Fitzwater 49	Fraker
Franklin	Frederick	Gannon	Haahr	Haefner
Hicks	Hill	Hinson	Houghton	Hubrecht
Hurst	Johnson	Jones	Justus	Kelley
Kidd	King	Koenig	Kolkmeyer	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	Mathews	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	White	Wiemann	Wilson	Wood
Zerr				

NOES: 037

Adams	Anders	Arthur	Burns	Butler
Carpenter	Colona	Conway 10	Dunn	Green
Harris	Hubbard	Hummel	Kendrick	Kirkton
Kratky	LaFaver	May	McCann Beatty	McCreery
McDonald	McNeil	Meredith	Mims	Montecillo
Morgan	Newman	Nichols	Norr	Pace
Peters	Pierson	Rizzo	Rowland 29	Runions
Walton Gray	Webber			

PRESENT: 001

Curtis

ABSENT: 018

Barnes	Brown 57	Dogan	Ellington	Flanigan
Gardner	Hansen	Higdon	Hoskins	Hough
Korman	Lavender	McCaherty	McGee	Mitten
Otto	Smith	Mr. Speaker		

VACANCIES: 001

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Burlison, **HCS HB 1463, as amended**, was ordered perfected and printed.

HB 1721, relating to credit union supervisory committees, was taken up by Representative Dugger.

On motion of Representative Dugger, **HB 1721** was ordered perfected and printed.

MOTION

Representative Richardson, having voted on the prevailing side, moved that the vote by which **HCS HB 1463, as amended**, was ordered perfected and printed, be reconsidered.

Which motion was adopted by the following vote:

AYES: 130

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Basye	Beard	Berry
Black	Bondon	Brattin	Brown 94	Burlison

Burns	Carpenter	Chipman	Cierpiot	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Crawford
Cross	Curtis	Curtman	Davis	Dohrman
Dunn	Eggleston	Engler	English	Entlicher
Fitzwater 144	Fitzwater 49	Fraker	Franklin	Frederick
Gannon	Haahr	Haefner	Harris	Hicks
Higdon	Hill	Hinson	Hough	Houghton
Hubrecht	Hummel	Hurst	Justus	Kelley
Kendrick	Kidd	King	Kirkton	Koenig
Kolkmeyer	Kratky	LaFaver	Lair	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	McCaherty	McCann Beatty	McCreery	McDaniel
McDonald	McGaugh	McNeil	Meredith	Messenger
Miller	Mims	Moon	Morgan	Morris
Muntzel	Neely	Newman	Nichols	Norr
Pfautsch	Phillips	Pierson	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Rizzo	Roden	Roeber
Rone	Ross	Rowden	Rowland 155	Rowland 29
Runions	Ruth	Shaul	Shull	Shumake
Solon	Sommer	Spencer	Swan	Taylor 139
Taylor 145	Vescovo	Walker	Walton Gray	White
Wiemann	Wilson	Wood	Zerr	Mr. Speaker

NOES: 008

Adams	Colona	Green	Hubbard	May
Mitten	Montecillo	Pace		

PRESENT: 000

ABSENT: 024

Allen	Barnes	Bernskoetter	Brown 57	Butler
Dogan	Dugger	Ellington	Fitzpatrick	Flanigan
Gardner	Hansen	Hoskins	Johnson	Jones
Korman	Leara	Marshall	McGee	Otto
Parkinson	Peters	Smith	Webber	

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HCS HB 1463, as amended, relating to sales tax, was again taken up by Representative Burlison.

On motion of Representative Burlison, **HCS HB 1463, as amended**, was adopted.

On motion of Representative Burlison, **HCS HB 1463, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 581 - Rules

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 86 - Government Oversight and Accountability

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1413 - Fiscal Review
HB 1565 - Fiscal Review
HCS HB 1850 - Fiscal Review
SS SCS HB 1983 - Fiscal Review
HCS HB 2155 - Fiscal Review
HB 1558 - Professional Registration and Licensing
HB 1585 - Corrections
HB 1771 - Elections
HB 1809 - Emerging Issues
HB 1821 - Ways and Means
HB 1857 - Emerging Issues
HB 1865 - Economic Development and Business Attraction and Retention
HB 1884 - Children and Families
HB 1886 - Emerging Issues
HB 1887 - Emerging Issues
HB 2043 - Professional Registration and Licensing
HB 2088 - Emerging Issues
HB 2124 - Elementary and Secondary Education
HB 2131 - Emerging Issues
HB 2138 - Emerging Issues
HB 2159 - Small Business
HB 2268 - Property, Casualty, and Life Insurance
HB 2381 - Local Government
HB 2407 - Government Efficiency
HB 2430 - Health Insurance
HB 2432 - Higher Education
HB 2434 - Public Safety and Emergency Preparedness
HB 2458 - Civil and Criminal Proceedings
HB 2461 - Professional Registration and Licensing

- HB 2474** - Public Safety and Emergency Preparedness
- HB 2488** - Public Safety and Emergency Preparedness
- HB 2496** - Select Committee on Budget
- HB 2499** - Economic Development and Business Attraction and Retention
- HB 2502** - Civil and Criminal Proceedings
- HB 2515** - Emerging Issues
- HB 2522** - Professional Registration and Licensing
- HB 2523** - Professional Registration and Licensing
- HB 2533** - Public Safety and Emergency Preparedness
- HB 2539** - Banking
- HB 2556** - Banking
- HB 2561** - Children and Families
- HB 2562** - Professional Registration and Licensing
- HB 2564** - Emerging Issues in Education
- HB 2565** - Emerging Issues in Education
- HB 2566** - Emerging Issues in Education
- HB 2568** - Employment Security
- HB 2575** - Emerging Issues in Education
- HB 2590** - Civil and Criminal Proceedings
- HB 2600** - Select Committee on Budget

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

- SCS SCR 58** - Government Oversight and Accountability

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

- SS SCS SB 572** - Civil and Criminal Proceedings
- SCS SB 578** - Civil and Criminal Proceedings
- SB 579** - Health and Mental Health Policy
- SS SB 608** - Health and Mental Health Policy
- SCS SBs 620 & 582** - Emerging Issues in Education
- SB 639** - Pensions
- SB 655** - Agriculture Policy
- SS SCS SB 657** - Agriculture Policy
- SB 660** - Local Government
- SB 664** - Agriculture Policy
- SB 677** - Health and Mental Health Policy
- SCS SB 703** - Agriculture Policy
- SCS SB 818** - Transportation
- SS SCS SB 838** - Utility Infrastructure
- SB 887** - Health and Mental Health Policy

RE-REFERRAL OF SENATE BILLS

The following Senate Bill was re-referred to the Committee indicated:

SS SB 608 - Health Insurance

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1, House Committee Amendment No. 1 to House Committee Amendment No. 2 and House Committee Amendment No. 2 as amended**, and pursuant to Rule 27(2) be referred to the Select Committee on Agriculture.

House Committee Amendment No. 1

AMEND House Bill No. 1973, Page 58, Section 195.203, Line 3, by deleting the number "**195.606**" and inserting in lieu thereof the number "**195.609**"; and

Further amend said bill and section, Page 59, Line 5, by deleting the number "**195.606**" and inserting in lieu thereof the number "**195.609**"; and

Further amend said bill and page, Section 195.600, Line 1, by deleting the number "**195.606**" and inserting in lieu thereof the number "**195.609**"; and

Further amend said bill and page, Section 195.603, Line 4, by deleting the number "**195.606**" and inserting in lieu thereof the number "**195.609**"; and

Further amend said bill and section, Page 60, Line 18, by deleting the number "**195.606**" and inserting in lieu thereof the number "**195.609**"; and

Further amend said bill and section, Page 61, Lines 62, 65, and 72, by deleting the number "**195.606**" and inserting in lieu thereof the number "**195.609**"; and

Further amend said bill, Page 62, Section 195.609, Line 2, by deleting the number "**195.606**" and inserting in lieu thereof the number "**195.609**"; 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. 2

AMEND House Committee Amendment No. 2 to House Bill No. 1973, Page 1, Line 25, by deleting the words "**three-tenths**" and insert in lieu thereof the words "**three-one hundredths**"; and

Further amend said amendment, Page 3, Line 7, by deleting the words "**three-tenths**" and insert in lieu thereof the words "**three-one hundredths**"; and

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

House Committee Amendment No. 2

AMEND House Bill No. 1973, Page 58, Section 195.203, Line 2, by deleting the words "**any person who has**" and inserting in lieu thereof the words "**an institution of higher education located in the state of Missouri with**"; and

Further amend said bill and section, Page 59, Line 4, by inserting after the number "**195.010**" the words "**for the purpose of academic research**"; and

Further amend said bill and page, Section 195.600, Line 9, by deleting all of said line and inserting in lieu thereof the following:

"(5) "Grower", a licensed institution of higher education located in the state of Missouri that produces industrial"; and

Further amend said bill, page and section, Lines 11-12, by deleting all of said lines; and

Further amend said bill, page and section, Line 16, by deleting the words "**or handler**"; and

Further amend said bill, page and section, Line 19, by deleting all of said line and inserting in lieu thereof the following:

"agricultural product from seed planting to final packaging;

(9) "Research", a study or scientific inquiry for the advancement of knowledge in the areas of agronomic requirements, growing, cultivation, harvesting, or marketing of industrial hemp, including scientific studies and efforts to prevent the level of tetrahydrocannabinol concentration from increasing above three-tenths of one percent on a dry weight basis, which , upon conclusion, is to be made publicly available.";
and

Further amend said bill, page and section, by renumbering subdivisions accordingly; and

Further amend said bill and page, Section 195.603, Lines 2-4, by deleting all of said lines and inserting in lieu thereof the following:

"to be implemented by the department for the purpose of academic research. Industrial hemp production and possession shall be permitted in this state for academic research purposes in compliance with sections 195.600 to 195.609."; and

Further amend said bill, page and section, Line 7, by deleting the words "**and handler**"; and

Further amend said bill, page and section, Line 8, by deleting the words "**and handlers**"; and

Further amend said bill, page and section, Line 15, by deleting the word "**and**"; and

Further amend said bill and section, Page 60, Line 16, by inserting after the number "**(4)**" the following:

"For a license to grow industrial hemp, a detailed research plan from the institution is required, including:

(a) The academic subject area advanced;

(b) The names of the primary researchers; and

(c) The security measures in place to prevent access by unauthorized persons; and

(5)"; and

Further amend said bill, page and section, Line 17, by inserting after the number "**4.**" the following:

"The department shall limit the number of licenses to no more than ten active licenses at any one time for the duration of the industrial hemp agricultural pilot program. Each license shall permit no more than fifty acres of industrial hemp production. A single grower may have more than one license. If the department grants more than ten licenses that are in effect at any one time, the latest licenses granted that are in excess of ten are void. If the grower's license covers more than fifty acres in a single license, that license is automatically void and the entire crop is subject to seizure and destruction by the department.

5."; and

Further amend said bill and section by renumbering subsections accordingly; and

Further amend said bill, page and section, Lines 18-23, by deleting all of said lines and inserting in lieu thereof the following:

"who meets the requirements of sections 195.600 to 195.609 if there are fewer than ten licenses in effect in the state."; and

Further amend said bill, page and section, Lines 27-30, by deleting all of said lines and inserting in lieu thereof the words **"(1) Nontransferable;"**; and

Further amend said bill, page and section, Line 33, by deleting the words **"or handler"**; and

Further amend said bill, page and section, Lines 34-37, by deleting all of said lines and inserting in lieu thereof the following:

"produce and handle agricultural hemp seed for sale to licensed industrial hemp growers."; and

Further amend said bill, page and section, Line 39, by deleting the words **"that grower for the following year"** and inserting in lieu thereof the words **"continued research"**; and

Further amend said bill, page and section, Line 42, by inserting after the word **"transferred."** the following:

"Any grower licensed under sections 195.600 to 195.609 shall comply with all requirements under sections 266.011 to 266.111."; and

Further amend said bill, page and section, Line 43, by deleting the words **"or handler"**; and

Further amend said bill and section, Page 61, Line 53, by deleting the words **"or handler's"**; and

Further amend said bill, page and section, Line 55, by deleting the number **"9"** and inserting in lieu thereof the number **"10"**; and

Further amend said bill, page and section, Line 59, by deleting all of said line and inserting in lieu thereof the following:

"basis, the department shall seize and destroy the crop. Any licensed institution of higher education found producing such crop that exceeds the three-tenths of one percent requirement shall have its license and permit permanently revoked."; and

Further amend said bill, page and section, Line 60, by deleting the words **"or handler"**; and

Further amend said bill, page and section, Line 64, by deleting the words **"or handler"**; and

Further amend said bill, page and section, Line 67, by inserting after all of said lines the following:

"12. Industrial hemp grown under a licensed issued as part of the industrial hemp pilot program is not protected under article 1, section 35 of the Constitution of Missouri. General revenue funds shall not be used to carry out the provisions of sections 195.600 to 195.609."; and

Further amend said bill and section, by renumbering subsections accordingly; and

Further amend said bill and page, Section 195.606, Line 7, by deleting the word "**Any**" and inserting in lieu thereof the word "**The**"; and

Further amend said bill, Page 62, Section 195.609, Line 3, by deleting the word "**hundred**" and inserting in lieu thereof the word "**thousand**"; and

Further amend said bill, page and section, Lines 5-7, by deleting all of said lines; and

Further amend said bill, page and section, Lines 9-10, by deleting all instances of the word "**person**" and inserting in lieu thereof the word "**grower**"; and

Further amend said bill, page and section, Line 10, by deleting the word "**person's**" and inserting in lieu thereof the word "**grower's**"; and

Further amend said bill, page and section, by renumbering subsections accordingly; and

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

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2038**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1 to House Committee Amendment No. 1 and House Committee Amendment No. 1, as amended**, and pursuant to Rule 27(2) be referred to the Select Committee on Agriculture.

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

AMEND House Committee Amendment No. 1 to House Bill No. 2038, Page 1, Line 5, by deleting the words "**any person who has**" and inserting in lieu thereof the words "**an institution of higher education located in the state of Missouri with**"; and

Further amend said amendment and page, Line 7, by inserting after the number "**195.010**" the words "**for the purpose of academic research**"; and

Further amend said amendment and page, Section 195.600, Line 15, by deleting all of said line and inserting in lieu thereof the following:

"(5) "Grower", a licensed institution of higher education located in the state of Missouri that produces industrial hemp;"; and

Further amend said amendment, page and section, Lines 16-17, by deleting all of said lines; and

Further amend said amendment, page and section, Line 21, by deleting the words "**or handler**"; and

Further amend said amendment, page and section, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"industrial hemp plant cultivated as an agricultural product from seed planting to final packaging; (9) "Research", a study or scientific inquiry for the advancement of knowledge in the areas of agronomic requirements, growing, cultivation, harvesting, or marketing of industrial hemp, including scientific studies and efforts to prevent the level of tetrahydrocannabinol concentration from increasing above three one hundredths of one percent on a dry weight basis, which, upon conclusion, is to be made publicly available."; and

Further amend said amendment, page and section, by renumbering subdivisions accordingly; and

Further amend said amendment and page, Section 195.603, Lines 25-27, by deleting all of said lines and inserting in lieu thereof the following:

"implemented by the department for the purpose of academic research. Industrial hemp production and possession shall be permitted in this state for academic research purposes in compliance with sections 195.600 to 195.609."; and

Further amend said amendment, page and section, Line 30, by deleting the words **"and handler"**; and

Further amend said amendment, page and section, Line 31, by deleting the words **"and handlers"**; and

Further amend said amendment and section, Page 2, Line 2, by deleting the word **"and"**; and

Further amend said amendment, section and page, Line 3, by inserting after the number **"(4)"** the following:

"For a license to grow industrial hemp, a detailed research plan from the institution is required, including:

- (a) The academic subject area advanced;**
 - (b) The names of the primary researchers; and**
 - (c) The security measures in place to prevent access by unauthorized persons; and**
- (5)";** and

Further amend said amendment, page and section, Line 4, by inserting after the number **"4."** the following:

"The department shall limit the number of licenses to no more than ten active licenses at any one time for the duration of the industrial hemp agricultural pilot program. Each license shall permit no more than fifty acres of industrial hemp production. A single grower may have more than one license. If the department grants more than ten licenses that are in effect at any one time, the latest licenses granted that are in excess of ten are void. If the grower's license covers more than fifty acres in a single license, that license is automatically void and the entire crop is subject to seizure and destruction by the department.

5."; and

Further amend said amendment and section by renumbering subsections accordingly; and

Further amend said amendment, page and section, Lines 5-10, by deleting all of said lines and inserting in lieu thereof the following:

"meets the requirements of sections 195.600 to 195.609 if there are fewer than ten licenses in effect in the state."; and

Further amend said amendment, page and section, Lines 14-17, by deleting all of said lines and inserting in lieu thereof the words **"(1) Nontransferable;"**; and

Further amend said amendment, page and section, Line 20, by deleting the words **"or handler"**; and

Further amend said amendment, page and section, Lines 21-24, by deleting all of said lines and inserting in lieu thereof the following:

"and handle agricultural hemp seed for sale to licensed industrial hemp growers."; and

Further amend said amendment, page and section, Line 26, by deleting the words **"that grower for the following year"** and inserting in lieu thereof the words **"continued research"**; and

Further amend said amendment, page and section, Line 28, by inserting after the word **"transferred."** the following:

"Any grower licensed under sections 195.600 to 195.609 shall comply with all requirements under sections 266.011 to 266.111."; and

Further amend said amendment, page and section, Line 29, by deleting the words **"or handler"**; and

Further amend said amendment, page and section, Line 38, by deleting the words **"or handler's"**; and

Further amend said amendment, page and section, Line 40, by deleting the number **"9"** and inserting in lieu thereof the number **"10"**; and

Further amend said amendment, page and section, Line 44, by deleting all of said line and inserting in lieu thereof the following:

"department shall seize and destroy the crop. Any licensed institution of higher education found producing such crop that exceeds the three-one hundredths of one percent requirement shall have its license and permit permanently revoked."; and

Further amend said amendment, page and section, Line 45, by deleting the words **"or handler"**; and

Further amend said amendment and section, Page 3, Line 1, by deleting the words **"or handler"**; and

Further amend said amendment, page and section, Line 3, by inserting after all of said lines the following:

"12. Industrial hemp grown under a licensed issued as part of the industrial hemp pilot program is not protected under article 1, section 35 of the Constitution of Missouri. General revenue funds shall not be used to carry out the provisions of sections 195.600 to 195.609."; and

Further amend said amendment and section, by renumbering subsections accordingly; and

Further amend said amendment and page, Section 195.606, Line 17, by deleting the word **"Any"** and inserting in lieu thereof the word **"The"**; and

Further amend said amendment and page, Section 195.609, Line 26, by deleting the word **"hundred"** and inserting in lieu thereof the word **"thousand"**; and

Further amend said amendment, page and section, Lines 27-29, by deleting all of said lines; and

Further amend said amendment, page and section, Lines 30-32, by deleting all instances of the word **"person"** and inserting in lieu thereof the word **"grower"**; and

Further amend said amendment, page and section, Line 32, by deleting the word **"person's"** and inserting in lieu thereof the word **"grower's"** and

Further amend said amendment, page and section, by renumbering subsections accordingly; and

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

House Committee Amendment No. 1

AMEND House Bill No. 2038, Page 58, Section 195.199, Lines 1-5, by deleting all of said section and lines from the bill and inserting in lieu thereof the following:

"195.203. Notwithstanding any other provision of this chapter or chapter 579 to the contrary, it shall be legal for any person who has a valid industrial hemp license as provided under sections 195.600 to 195.609 to grow, harvest, and cultivate industrial hemp as defined in section 195.010 in accordance with the requirements of sections 195.600 to 195.609.

195.600. For the purposes of sections 195.600 to 195.609, the following terms shall mean:

- (1) "Agricultural hemp seed", Cannabis sativa L. seed that meets any labeling, quality, or other standards set by the department of agriculture and that is intended for sale, is sold to, or is purchased by licensed growers for planting;**
- (2) "Crop", any field of industrial hemp grown under a single license;**
- (3) "Department", the Missouri department of agriculture;**
- (4) "Grain", seed used to make an industrial hemp commodity or product;**
- (5) "Grower", a person, joint venture, or cooperative that produces industrial hemp;**
- (6) "Handler", a person, joint venture, or cooperative that receives industrial hemp for processing into commodities, products, or agricultural hemp seed;**
- (7) "Industrial hemp", the same as such term is defined in section 195.010;**
- (8) "Industrial hemp plant monitoring system", an electronic seed-to-sale tracking system that includes, but is not limited to, testing and data collection established and maintained by a grower or handler and available to the department for purposes of documenting and for monitoring agricultural hemp seed and industrial hemp plant development throughout the life cycle of an industrial hemp plant cultivated as an agricultural product from seed planting to final packaging.**

195.603. 1. There is hereby created an industrial hemp agricultural pilot program to be implemented by the department. Industrial hemp production, possession, and commerce in industrial hemp commodities and products shall be permitted in this state under sections 195.600 to 195.609.

2. Industrial hemp shall be an agricultural product that is subject to regulation by the department of agriculture, including compliance with an industrial hemp plant monitoring system. Any grower and handler of industrial hemp shall obtain a license from the department. Growers and handlers engaged in the production of agricultural hemp seed shall also have an agricultural hemp seed production permit.

3. An application for an industrial hemp license or agricultural hemp seed production permit shall include:

- (1) The name and address of the applicant;**
- (2) The name and address of the industrial hemp operation of the applicant;**
- (3) The global positioning system coordinates and legal description for the property used for the industrial hemp; and**
- (4) Any other information required by the department.**

4. The department shall issue a license or permit under this section to an applicant who meets the requirements of sections 195.600 to 195.609 and upon satisfactory completion of a fingerprint criminal history background check. A license or permit shall not be issued to a person who has been found guilty of a felony offense in the ten years immediately preceding the application date or a person who at any time has been found guilty of a felony offense under any state or federal law regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance.

5. Upon issuance of a license or permit, information regarding all license and permit holders shall be forwarded to the state highway patrol.

6. An industrial hemp license or agricultural hemp seed production permit is:

(1) Nontransferable; except that, such license or permit may be transferred to a spouse or child, who otherwise meets the requirements of a licensee or permittee, and the spouse or child may operate under the existing license or permit until the registration expires, at which time the renewal shall reflect the change in licensee;

(2) Valid for a three-year term unless revoked by the department; and

(3) May be renewed as determined by the department.

7. An agricultural hemp seed production permit authorizes a grower or handler to produce and handle agricultural hemp seed for sale to licensed industrial hemp growers and handlers. The department shall make information that identifies sellers of agricultural hemp seed available to growers, and any seller of agricultural hemp seed shall ensure that the seed complies with any standards established by the department.

8. A grower may retain seed from each industrial hemp crop to ensure a sufficient supply of seed for that grower for the following year. A grower shall not be required to obtain an agricultural hemp seed production permit in order to retain seed for future planting. Any seed retained by a grower for future planting shall not be sold or transferred.

9. Every grower or handler shall be subject to an industrial hemp plant monitoring system and shall keep industrial hemp crop and agricultural hemp seed records as required by the department. Upon three days' notice, the department may require an inspection or audit during any normal business hours for the purpose of ensuring compliance with:

(1) Any provision of this chapter;

(2) Department rules and regulations;

(3) Industrial hemp license or agricultural hemp seed production permit requirements, terms, or conditions;

(4) Any industrial hemp plant monitoring system; or

(5) A final department order directed to the grower's or handler's industrial hemp operations or activities.

10. In addition to any inspection conducted under subsection 9 of this section, the department may inspect any industrial hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol concentration exceeding three-tenths of one percent on a dry weight basis, the department may detain, seize, or embargo the crop.

11. The department shall charge each grower or handler reasonable fees as determined by the department for the purpose of carrying out the duties of the department under sections 195.600 to 195.609, including fees to cover the administrative costs of processing license and permit applications, the costs of the criminal history background check, and the cost of any inspection of the grower or handler ordered by the department. All fees collected under sections 195.600 to 195.606 shall be deposited in a dedicated fund for use by the department to carry out the duties of the department under sections 195.600 to 195.609.

12. The department shall promulgate rules necessary to administer the provisions of sections 195.600 to 195.609. 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. Sections 195.600 to 195.609 and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

195.606. 1. The department may revoke or refuse to issue or renew an industrial hemp license or agricultural hemp seed production permit and may impose a civil penalty of not less than two thousand five hundred dollars or more than fifty thousand dollars for violation of:

(1) A license or permit requirement, term, or condition;

(2) Department rules relating to growing or handling industrial hemp;

(3) Any industrial hemp plant monitoring system; or

(4) A final order of the department that is specifically directed to the grower's or handler's industrial hemp operations or activities.

2. In addition, the department may revoke or refuse to issue or renew an industrial hemp license or an agricultural hemp seed production permit for failing to comply with any provision of this chapter or for a violation of any rule of the department that pertains to agricultural operations or activities other than industrial hemp growing or handling.

195.609. 1. Any person growing industrial hemp who does not have a valid industrial hemp license issued under sections 195.600 to 195.609 shall be subject to an administrative fine of five hundred dollars and shall obtain a valid license to grow industrial hemp within thirty days.

2. If during the thirty-day period described in subsection 1 of this section such person applies for and receives an industrial hemp license, the amount of the fine imposed under subsection 1 of this section shall be refunded in full.

3. If during the thirty-day period described in subsection 1 of this section such person fails to obtain an industrial hemp license, the person shall be fined one thousand dollars per day until such person obtains a license to grow industrial hemp or the person's industrial hemp crop is destroyed."; and

Further amend said bill, Pages 58-59, Section 195.800, Lines 1-18, by deleting all of said section and lines from the bill;

Further amend said bill, Pages 59-61, Section 195.803, Lines 1-82, by deleting all of said section and lines from the bill;

Further amend said bill, Pages 61-62, Section 195.806, Lines 1-13, by deleting all of said section and lines from the bill;

Further amend said bill, Page 62, Section 195.809, Lines 1-11, by deleting all of said section and lines from the bill;

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

Committee on Corrections, Chairman Fitzwater (144) reporting:

Mr. Speaker: Your Committee on Corrections, to which was referred **HB 1742**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(9) be referred to the Select Committee on Judiciary.

Committee on Economic Development and Business Attraction and Retention, Chairman Rowden reporting:

Mr. Speaker: Your Committee on Economic Development and Business Attraction and Retention, to which was referred **HB 1757**, 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. 3**, and pursuant to Rule 27(4) be referred to the Select Committee on Commerce.

House Committee Amendment No. 1

AMEND House Bill No. 1757, Page 3, Section 67.1421, Line 74, by deleting the words "**the chief elected officer**" and inserting in lieu thereof the words "**an authorized representative**"; and

Further amend said bill, Page 5, Section 67.1422, Line 18, by deleting the word "**voters**" and inserting in lieu thereof the words "**voters, as defined in section 67.1401,**"; and

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

House Committee Amendment No. 3

AMEND House Bill No. 1757, Page 3, Section 67.1421, Lines 69-76, by deleting all of said lines and inserting in lieu thereof the following:

"(5) Alternatively[,]:

(a) 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; **or**

(b) The governing body of any municipality may file a petition to initiate the process to establish a district. Any petition filed under this subdivision shall be signed by authorized representative of the municipality and contain the information required in subdivision (3) of this subsection."; and

Further amend said bill and section, Page 4, Line 112, by inserting after all of said line the following:

"7. Prior to any assessment hereafter being levied against any real property within any community improvement district, and prior to any lien enforceable under either chapter 140 or 141 being imposed after August 28, 2013, against any real property within a community improvement district, the clerk of the governing body establishing the community improvement district shall cause to be recorded with the recorder of deeds for the county in which any portion of the community improvement district is located a document conforming to the provisions of sections 59.310 and 59.313, and which shall contain at least the following information:

(1) Each and all owners of record of real property located within the community improvement district at the time of recording, who shall be identified in the document as grantors and indexed by the recorder, as required under and pursuant to section 59.440;

(2) The governing body establishing the community improvement district and the title of any official or agency responsible for collecting or enforcing any assessments, who shall be identified in the document as grantees and so indexed by the recorder, as required under and pursuant to section 59.440;

(3) The legal description of the property within the community improvement district which may either be the metes and bounds description authorized in subdivision (3) of subsection 2 of this section or the legal description of each lot or parcel within the community improvement district; and

(4) The identifying number of the resolution or ordinance creating the community improvement district, or a copy of such resolution or ordinance."; and

Further amend said bill and page, Section 67.1422, Lines 4-13, and Page 5, Lines 14-16, by deleting all of said lines and inserting in lieu thereof the following:

"submit a ballot to the qualified voters of the district[;].

(1) For petitions filed under paragraph (a) the question shall be in substantially the following form:

Shall the community improvement district to be known as the "..... Community Improvement District" approved by the (insert governing body) be established for the purpose of (here summarize the proposed improvements and services) and be authorized to impose a real property tax upon (all real property) within the district at a rate of not more than ten cents per hundred dollars assessed valuation for a period of ten years from the date on which such tax is first imposed for the purpose of providing revenue for (insert general description of purpose) in the district?

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"[.];

(2) For petitions filed under paragraph (b), the question shall be in substantially the following form:

Shall the community improvement district to be known as the "..... Community Improvement District" approved by the (insert governing body) be established for the purpose of (here summarize the proposed improvements and services) and be authorized to impose a (insert type of tax) within the district at a rate of not more than (insert rate) for a period of (insert duration) from

the date on which such tax is first imposed for the purpose of providing revenue for (insert general description of purpose) in the district?

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"; and

Further amend said bill, Page 5, Section 67.1422, Line 31, by inserting after all of said line the following:

"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 services provided, revenues collected and expenditures made by the district during such fiscal year, and 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.**"; and

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

Mr. Speaker: Your Committee on Economic Development and Business Attraction and Retention, to which was referred **HB 2065**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(4) be referred to the Select Committee on Commerce.

Committee on Fiscal Review, Chairman Allen reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1979, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2217**, 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 Higher Education, Chairman Cookson reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HCR 62**, 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 Concurrent Resolution No. 62, Page 3, Line 72, by deleting the word "donate" and inserting in lieu thereof the word "lend"; and

Further amend said resolution and page, Line 73, by inserting after the word "Culture" the following:

"for as long such artifacts and documents are displayed, and such artifacts and documents shall be returned to the University of Missouri when no longer displayed"; and

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

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2097**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(5) be referred to the Select Committee on Education.

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2237**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(5) be referred to the Select Committee on Education.

Committee on Professional Registration and Licensing, Chairman Burlison reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1697**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(7) be referred to the Select Committee on General Laws.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2304**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(7) be referred to the Select Committee on General Laws.

Committee on Small Business, Chairman McCaherty reporting:

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 1615**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(4) be referred to the Select Committee on Commerce.

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 2109**, 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(4) be referred to the Select Committee on Commerce.

House Committee Amendment No. 1

AMEND House Bill No. 2109, Page 1, Section 137.016, Line 6, by deleting the word, "**ten**" and inserting in lieu thereof the word, "**six**"; and

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

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 2298**, 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(4) be referred to the Select Committee on Commerce.

House Committee Amendment No. 1

AMEND House Bill No. 2298, Page 1, Section 137.016, Line 6, by deleting the word, "**ten**" and inserting in lieu thereof the word, "**six**"; and

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

Committee on Trade and Tourism, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Trade and Tourism, to which was referred **HCR 73**, 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(4) be referred to the Select Committee on Commerce.

House Committee Amendment No. 1

AMEND House Concurrent Resolution No. 73, Page 2, Line 44, by deleting the number "2016," and inserting in lieu thereof the words "of each year"; and

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

Mr. Speaker: Your Committee on Trade and Tourism, to which was referred **HCR 99**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(4) be referred to the Select Committee on Commerce.

Committee on Transportation, Chairman Kolkmeier reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1732**, 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. 1732, Page 1, Section 304.005, Line 2, by deleting the word "**motorcycle**" on said line and inserting in lieu thereof the phrase "**motor vehicle**"; and

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

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1853**, 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 Transportation, to which was referred **HB 2346**, 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 Transportation, to which was referred **HB 2358**, 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 Transportation, to which was referred **HB 2399**, 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. 2399, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof, "of special license plates for Missouri Boys State and Missouri Girls State."; and

Further amend said bill and page, Section 301.3173, Line 2, by inserting immediately after the word, "**Program**" the phrase, "**or the American Legion's Missouri Girls State Program**"; and

Further amend said bill, page, and section, Line 3, by inserting immediately after the word, "**State**" the phrase, "**or Missouri Girls State**"; and

Further amend said bill, page and section, Line 6 by inserting immediately after the word, "**State**" the phrase, "**and the American Legion Missouri Girls State**"; and

Further amend said bill, page and section, Line 9, by inserting immediately after the word, "**State**" the phrase, "**or Missouri Girls State**"; and

Further amend said bill, page and section, Line 11, by inserting immediately after the word, "**Program**" the phrase, "**or the Missouri Girls State Program**"; and

Further amend said bill, page and section, Line 13, by deleting all of said line, and inserting in lieu thereof the following:

"contribution to Missouri Boys State or Missouri Girls State, Missouri Boys State or Missouri Girls State shall issue to the vehicle"; and

Further amend said bill and section, Page 2, Lines 19-20, by deleting all of said lines, and inserting in lieu thereof the following:

"plate which shall bear the emblem of either Missouri Boys State and the words Missouri Boys State at the bottom of the plate, or Missouri Girls State and the words Missouri Girls State at the bottom of the plate, in a manner prescribed by the director of revenue. Such"; and

Further amend said bill, page and section, Line 28, by inserting immediately after the first instance of the word, "**emblem**" the phrase, "**or Missouri Girls State's emblem**"; and

Further amend said bill, page and section, Line 30, by inserting immediately after the word, "**emblem**" the phrase, "**or the Missouri Girls State's emblem**"; and

Further amend said bill, page and section, Line 33, by inserting immediately after the word, "**State**" the phrase, "**or Missouri Girls State**"; and

Further amend said bill, page and section, Line 45, by deleting all of said line, and inserting in lieu thereof the following:

"5. The specialty personalized plates shall not be redesigned unless either organization"; and

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

Committee on Ways and Means, Chairman Koenig reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1860**, 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(6) be referred to the Select Committee on Financial Institutions and Taxation.

House Committee Amendment No. 1

AMEND House Bill No. 1860, Page 1-2, Section 339.501, Lines 1-36, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 3, Section 621.035, Lines 20-21, by deleting the phrase "**a tax preparer, enrolled agent,**" and inserting in lieu thereof the word "**an enrolled agent**"; and

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

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2307**, 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(6) be referred to the Select Committee on Financial Institutions and Taxation.

House Committee Amendment No. 1

AMEND House Bill No. 2307, Page 2, Section 135.712, Lines 27-28, by deleting all of said lines and inserting in lieu thereof the following:

"chapter 143 or an express company that pays an annual tax on its gross receipts in this"; and

Further amend said bill, page, Section 135.713, Line 4, by deleting the words, "**chapters 147 and**" and inserting in lieu thereof the word, "**chapter**"; and

Further amend said bill, page, section, Line 14, by deleting the word, "**taxable**" and inserting in lieu thereof the word, "**tax**"; and

Further amend said bill, Pages 2-3, section, Lines 17, 22, and 33 by deleting the word, "**fiscal**" and inserting in lieu thereof the word, "**calendar**" in each occurrence; and

Further amend said bill, Page 5, Section 135.719, Lines 12 and 15, by inserting after the words, "**automatically sunset**" the following words, "**on December thirty-first**"; and

Further amend said bill, Page 7, Section 166.700, Line 54, by deleting the word, "**and**" and inserting the word, "**or**"; and

Further amend said bill, Page 9, Section 166.705, Line 72, by inserting the word, "**Missouri**" after the word, "**constitute**"; and

Further amend said bill, Page 10, Section 166.715, Line 2, by deleting the number, "**135.715**" and inserting in lieu thereof the number, "**135.714**"; and

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

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2349**, 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.

Select Committee on Agriculture, Chairman Reiboldt reporting:

Mr. Speaker: Your Select Committee on Agriculture, to which was referred **HCR 79**, begs leave to report it has examined the same and recommends that it **Do Pass**.

COMMITTEE CHANGES

February 24, 2016

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

Dear Mr. Crumbliss:

I hereby add Representative Lyndall Fraker to the Committee on Banking.

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

Sincerely,

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

February 24, 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 Robert Vescovo from the Committee on Government Efficiency and appoint him to Workforce Standards and Development.

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

Sincerely,

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

COMMUNICATIONS

February 24, 2016

Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Chief Clerk,

The House Select Committee on Rules, Chair Representative Engler, has reviewed the following House Resolution requesting use of the House Chamber and approved the following: **HR 387**.

Sincerely,

/s/ Kevin Engler
State Representative
Select Committee on Rules Chairman

ADJOURNMENT

On motion of Representative Cierpiot, the House adjourned until 10:00 a.m., Thursday, February 25, 2016.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Twenty-seventh Day, Tuesday, February 23, 2016, Page 853, by inserting after Line 18 the following:

SELECT COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS
Wednesday, February 24, 2016, 5:00 PM or Upon Conclusion of Afternoon Session, House Hearing Room 4.
Executive session will be held: HB 1406, HB 2087, HB 2148

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 1, 2016, 12:30 PM or Upon the Conclusion of Morning Session (Whichever is later.) , House Hearing Room 6.

Public hearing will be held: SB 664, SB 655, SS SCS SB 657, HB 1731

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

ECONOMIC DEVELOPMENT AND BUSINESS ATTRACTION AND RETENTION

Tuesday, March 1, 2016, 2pm or Upon Afternoon Adjournment (Whichever is Later), House Hearing Room 6.

Public hearing will be held: HB 2499, HB 1865

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

Please monitor the hearing schedule as the location may change.

ELEMENTARY AND SECONDARY EDUCATION

Thursday, February 25, 2016, Immediately upon Conclusion of Morning Session, South Gallery.

Executive session will be held: HB 2379

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

FISCAL REVIEW

Thursday, February 25, 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.

HEALTH AND MENTAL HEALTH POLICY

Tuesday, March 1, 2016, 5:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2351, HB 1660

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

AMENDED

HIGHER EDUCATION

Tuesday, March 1, 2016, 8:00 AM, House Hearing Room 6.

Executive session will be held: HB 1383, HB 1640, HB 2095, HB 2098

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

PENSIONS

Tuesday, March 1, 2016, 9:00 AM, House Hearing Room 4.

Public hearing will be held: HB 2383, HB 2416

Executive session will be held: HB 1443

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

PUBLIC SAFETY AND EMERGENCY PREPAREDNESS

Monday, February 29, 2016, Upon Adjournment, House Hearing Room 6.

Public hearing will be held: HB 1455, HB 1840, HB 1749, HB 1751, HB 2541, HB 1774

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

SELECT COMMITTEE ON EDUCATION

Thursday, February 25, 2016, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 1678, HB 2234, HB 1985, HB 2238, HB 1716

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

SELECT COMMITTEE ON FINANCIAL INSTITUTIONS AND TAXATION

Thursday, February 25, 2016, 9:30 AM, House Hearing Room 7.

Executive session will be held: HJR 56, HB 1966, HB 1434, HB 1600

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

SELECT COMMITTEE ON GENERAL LAWS

Monday, February 29, 2016, Upon Adjournment, South Gallery.

Executive session will be held: HB 2441

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

SELECT COMMITTEE ON SOCIAL SERVICES

Thursday, February 25, 2016, 12:00 Noon or Upon Conclusion of Morning Session Whichever Comes Later, House Hearing Room 7.

Executive session will be held: HB 1753, HB 1822, HB 1923, HB 1965, HB 2402, HB 2029

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

AMENDED

SELECT COMMITTEE ON STATE AND LOCAL GOVERNMENTS

Thursday, February 25, 2016, 8:15 AM, House Hearing Room 1.

Executive session will be held: HB 2136, HB 1872, HB 1930, HB 1695, HB 1936, HB 1911, HB 2380, HB 2345, HB 1684, HB 1686

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

Time change to 8:15 AM.

CORRECTED

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 29, 2016, 1:00 PM, House Hearing Room 2.

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

Discussion with members and directors from the St. Louis County Children's Service Fund as well as discussion with Brian McMurtry from the RSA.

WAYS AND MEANS

Tuesday, March 1, 2016, 5 PM or Upon Adjournment, House Hearing Room 1.

Public hearing will be held: HB 1448, HB 2130, HB 1673

Executive session will be held: HB 2270, HB 2297, HB 2252

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

HOUSE CALENDAR

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 25, 2016

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 103 and HCR 104

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 99 - Burlison

HOUSE BILLS FOR SECOND READING

HB 2618 through HB 2623

HOUSE BILLS FOR PERFECTION

HB 1892 - Rehder

HB 2212 - Hinson

HCS HB 1603 - Shumake

HB 2125 - Fitzwater (49)

HCS HB 1713 - Remole

HB 1682 - Frederick

HCS HB 1583 - Allen

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 94 - Hummel

HOUSE BILLS FOR THIRD READING

HB 1565, (Fiscal Review 2/24/16) - Engler

HCS HB 1433 - Koenig

HCS HB 2155, (Fiscal Review 2/24/16) - Davis

HCS HB 1387, E.C. - Roeber

HCS HB 1612 - Swan

HCS HB 1817, E.C. - Fraker

HCS HB 1964 - Walker

HCS HBs 1780 & 1420, E.C. - Fitzwater (144)

HB 1392 - King

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

HCS HB 1480 - Entlicher

HCS HB 1850, (Fiscal Review 2/24/16) - Franklin

HCS HB 1419 - Pfautsch

HCS HB 1613 - Swan

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1421 - Walker
HB 1546 - Lauer
HB 1556 - Love
HB 1530 - Brown (57)
HB 1709 - Lair

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1979, as amended - Rowden
SS SCS HB 1983, as amended (Fiscal Review 2/24/16) - Dogan

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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