

# JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTIETH DAY, TUESDAY, APRIL 24, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

*My flesh and my heart faileth: but God is the strength of my heart and my portion forever.* (Psalm 73:26)

O Just God, who has created us with minds to think, hearts to love, and hands to work, help us to use our minds to think Your thoughts, our hearts to love in Your spirit, and our hands to do Your work according to Your divine will. Make us so conscious of Your presence that amid current and serious trials and troubles now we may put first things first, grow in outreach in our concern for others, and become stronger within ourselves.

Bless the leaders of this House of Representatives who give goodness to life and purpose to human destiny, who seek faithfully to protect our state from injustice, who make no peace with oppression but are always seeking the way to justice and peace among all people. Guide us and sustain us in all our ways this day and every day.

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: Robert Alan Butner and Lily Johnson.

The Journal of the fifty-ninth day was approved as printed by the following vote:

AYES: 140

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 104
Cookson	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews

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Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Adams	Anders	Barnes 60	Carpenter	Conway 10
Corlew	Cornejo	Curtis	Ellington	Gannon
Green	Gregory	McCann Beatty	Mitten	Peters
Pietzman	Roden	Roerber	Shumake	Smith 85
Trent				

VACANCIES: 002

## SECOND READING OF SENATE BILLS - REVISION

The following Senate Revision Bill was read the second time:

**SCS SRBs 975 & 1024**, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

## SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

**SCS SB 824**, relating to nurses.

**SB 973**, relating to the base annual compensation of certain police officers.

**SS SB 982**, relating to payments for health care services.

## THIRD READING OF HOUSE BILLS - APPROPRIATIONS

**HCS HB 2017**, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2017** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Muntzel
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Beck	Butler	Hurst	Marshall	Mosley
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Curtis	Ellington	Green
Gregory	Higdon	Mathews	McCann Beatty	McDaniel
Neely	Nichols	Peters	Roeber	Smith 85
Stephens 128	Trent			

VACANCIES: 002

Speaker Richardson declared the bill passed.

**HCS HB 2018**, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility

components, equipment or systems; for refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2018** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franks Jr	Frederick	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Beck	Hurst	Marshall	Moon	Mosley
Pogue	Rowland 29	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Curtis	Ellington	Franklin
Gannon	Green	McCann Beatty	McDaniel	Meredith 71
Nichols	Peters	Smith 85	Stephens 128	

VACANCIES: 002

Speaker Richardson declared the bill passed.

**THIRD READING OF HOUSE BILLS**

**HCS HB 1999**, relating to rate adjustments outside of general rate proceedings for certain public utilities, was taken up by Representative Bondon.

On motion of Representative Bondon, **HCS HB 1999** was read the third time and passed by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burns	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Merideth 80	Messenger	Miller	Mitten	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 029

Arthur	Bangert	Barnes 28	Brown 27	Burnett
Butler	Carpenter	DeGroot	Ellebracht	Gray
Harris	Hurst	Kendrick	Lavender	Marshall
May	McCreery	McGee	Meredith 71	Moon
Morgan	Newman	Pogue	Quade	Razer
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 010

Barnes 60	Cookson	Curtis	Ellington	McCann Beatty
McDaniel	Nichols	Peters	Smith 85	Stephens 128

VACANCIES: 002

Speaker Richardson declared the bill passed.

**THIRD READING OF HOUSE BILLS - INFORMAL**

**HCS HB 1289**, relating to ballot initiatives and referendums, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 1289** was read the third time and passed by the following vote:

AYES: 122

Anders	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Burnett	Burns
Carpenter	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Morgan	Morris 140
Morse 151	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 026

Adams	Arthur	Beck	Brattin	Brown 27
Butler	Ellington	Frederick	Gray	Green
Harris	Hurst	Kendrick	Marshall	May
Mitten	Moon	Mosley	Pogue	Razer
Revis	Rowland 29	Stacy	Stevens 46	Washington
Wessels				

PRESENT: 002

Barnes 60	Barnes 28
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ABSENT WITH LEAVE: 011

Alferman	Brown 57	Chipman	Curtis	Fraker
McCann Beatty	McDaniel	Miller	Nichols	Peters
Smith 85				

VACANCIES: 002

Speaker Richardson declared the bill passed.

### PERFECTION OF HOUSE COMMITTEE BILLS

**HCB 11**, relating to persons under protective custody, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCB 11** was agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Bill No. 11, Page 10, Section 210.112, Line 107, by deleting the words "The division" and inserting in lieu thereof the words "**By December 1, 2018**, the division"; and

Further amend said bill, page and section, Lines 113 and 114, by deleting said lines and inserting in lieu thereof the following:

"The task force shall develop a report of its findings with recommendations by December 1, ~~[2014]~~ **2019**, and provide copies of the report to the general assembly, **to the joint committee on child abuse and neglect under section 21.771**, and to the governor."; and

Further amend said bill, Page 21, Section 210.1030, Line 41, by inserting after the words "**general assembly**" the words "**and to the joint committee on child abuse and neglect under section 21.771**"; and

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

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

Speaker Pro Tem Haahr assumed the Chair.

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

#### *House Amendment No. 2*

AMEND House Committee Bill No. 11, Page 12, Section 210.145, Lines 34 to 39, by deleting said lines and inserting in lieu thereof the following:

**"5. If the division receives a report in which neither the child nor the alleged perpetrator resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the division shall document the report and communicate it to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information or records as may be contained in the division's information system."**; and

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

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

Representative Meredith (71) offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND House Committee Bill No. 11, Page 4, Section 210.003, Line 63, by inserting immediately after said section and line the following:

~~"210.102. 1. [It shall be the duty of the Missouri children's services commission to:~~

- ~~—— (1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;~~
- ~~—— (2) Develop an integrated state plan for the care provided to children in this state through state programs;~~
- ~~—— (3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:~~
  - ~~—— (a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;~~
  - ~~—— (b) Program recommendations for children's services which include child development, education, supervision, health and social services;~~
  - ~~—— (4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;~~
  - ~~—— (5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:~~
    - ~~—— (a) A general description of the activities pertaining to children of each state agency having a member on the commission;~~
    - ~~—— (b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;~~
    - ~~—— (c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;~~
    - ~~—— (d) A report from the commission regarding the state of children in Missouri.~~

~~2.] There is hereby established within the [children's services commission] **department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:~~

- ~~(1) A representative from the governor's office;~~
- ~~(2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;~~
- ~~(3) A representative of the judiciary;~~
- ~~(4) A representative of the family and community trust board (FACT);~~
- ~~(5) A representative from the head start program;~~
- ~~(6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.~~

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

~~[3-] 2.~~ The coordinating board for early childhood shall have the power to:

- (1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;
- (2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;
- (3) Identify legislative recommendations to improve services for children from birth through age five;
- (4) Promote coordination of existing services and programs across public and private entities;
- (5) Promote research-based approaches to services and ongoing program evaluation;
- (6) Identify service gaps and advise public and private entities on methods to close such gaps;
- (7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of ~~[subsections 2-~~



~~and 3]~~ **subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

- (8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;
- (9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;
- (10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;
- (11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;
- (12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;
- (13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;
- (14) Adopt and use an official seal;
- (15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;
- (16) Make all expenditures which are incident and necessary to carry out its purposes;
- (17) Sue and be sued in its official name;
- (18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

~~[4-]~~ **3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

- (1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections ~~[2 and 3]~~ **1 and 2** of this section;
- (2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;
- (3) Any moneys received as fees authorized under subsections ~~[2 and 3]~~ **1 and 2** of this section;
- (4) Any moneys received as interest on deposits or as income on approved investments of the fund;
- (5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund."; and

Further amend said bill, Page 30, Section 610.021, Line 116, by inserting immediately after said section and line the following:

~~"[210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:-~~

- ~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;-~~
- ~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;-~~
- ~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;-~~
- ~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;-~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.—~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.~~

~~3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.~~

~~4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.~~

~~5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.~~

~~6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.~~

~~7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.]~~

~~[210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.~~

~~2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.~~

~~3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.~~

~~4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.~~

~~5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.]; and~~

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

On motion of Representative Meredith (71), **House Amendment No. 3** was adopted.

On motion of Representative Neely, **HCB 11, as amended**, was ordered perfected and printed.

**HCB 16**, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCB 16** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Bill No. 16, Page 9, Section 265.494, Line 81, by inserting after all of said section and line the following:

**"266.600. 1. No political subdivision shall adopt or enforce any ordinance, rule, or regulation relating to the labeling, cultivation, or other use of seeds or fertilizers as such terms are defined or used in sections 266.021 and 266.291, respectively. The provisions of this section shall not apply to any ordinance, rule, or regulation enacted prior to August 28, 2018.**

**2. This section shall not apply to rice seed.";** and

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

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

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

*House Amendment No. 2*

AMEND House Committee Bill No. 16, Page 5, Section 144.025, Line 37, by inserting immediately after said section and line the following:

"192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a neurologist authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~

**Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.";** and

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

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

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

*House Amendment No. 3*

AMEND House Committee Bill No. 16, Page 3, Section 89.020, Line 51, by inserting immediately after said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include ~~[land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration]~~ **any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose,

including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term “utility, industrial, commercial, railroad and other real property”.

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

- (1) Immediate prior use, if any, of such property;
- (2) Location of such property;
- (3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;
- (4) Other legal restrictions on the use of such property;
- (5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;
- (6) Size of such property;
- (7) Access of such property to public thoroughfares; and
- (8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

**5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use.";** and

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

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

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

*House Amendment No. 4*

AMEND House Committee Bill No. 16, Page 5, Section 144.025, Line 37, by inserting after all of said section and line the following:

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

- (1) "Department", the department of health and senior services;
  - (2) "Hemp extract", as such term is defined in section 195.207;
  - (3) "Hemp extract registration card", a card issued by the department under this section;
  - (4) [~~"Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~
  - ~~\_\_\_\_\_~~ (5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;
  - ~~\_\_\_\_\_~~ (6) "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;
  - (5) "Physician", **any person currently licensed to practice medicine under chapter 334;**
  - [~~(7)~~] (6) "Registrant", an individual to whom the department issues a hemp extract registration card under this section;
  - (7) "Seizure disorders", **epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;**
  - (8) "Serious condition":
    - (a) **Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or**
    - (b) **Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.**
2. The department shall issue a hemp extract registration card to an individual who:
- (1) Is eighteen years of age or older;
  - (2) Is a Missouri resident;
  - (3) Provides the department with a [~~statement~~] **recommendation** signed by a [~~neurologist~~] **physician** that:
    - (a) Indicates that the individual suffers from [~~intractable epilepsy~~] **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; [~~and~~]
    - (b) Is consistent with a record from the [~~neurologist~~] **physician** concerning the individual contained in the database described in subsection 9 of this section;
    - (c) **Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**
    - (d) **States that the individual is under the physician's continuing care for the serious condition or seizure disorder;**

- (4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and
- (5) Submits an application to the department on a form created by the department that contains:
  - (a) The individual's name and address;
  - (b) A copy of the individual's valid photo identification; and
  - (c) Any other information the department considers necessary to implement the provisions of this section.
3. The department shall issue a hemp extract registration card to a parent who:
  - (1) Is eighteen years of age or older;
  - (2) Is a Missouri resident;
  - (3) Provides the department with a ~~[statement]~~ **recommendation** signed by a ~~[neurologist]~~ **physician** that:
    - (a) Indicates that a minor in the parent's care suffers from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; ~~[and]~~
    - (b) Is consistent with a record from the ~~[neurologist]~~ **physician** concerning the minor contained in the database described in subsection ~~[9]~~ **10** of this section;
    - (c) **The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**
    - (d) **The minor is under the physician's continuing care for the serious condition or seizure disorder;**
  - (4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and
  - (5) Submits an application to the department on a form created by the department that contains:
    - (a) The parent's name and address;
    - (b) The minor's name;
    - (c) A copy of the parent's valid photo identification; and
    - (d) Any other information the department considers necessary to implement the provisions of this section.
  4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.
  5. The department **may promulgate rules to authorize clinical trials involving hemp extract** and shall promulgate rules to:
    - (1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and
    - (2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state ~~[or federal]~~ regulations~~[-and~~  
~~The department may promulgate rules to authorize clinical trials involving hemp extract].~~
  6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.
  7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.
  8. **Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.**
  9. The ~~[neurologist]~~ **physician** who signs the ~~[statement]~~ **recommendation** described in subsection 2 or 3 of this section shall:
    - (1) Keep a record of the ~~[neurologist's]~~ **physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; ~~[and]~~
    - (2) Transmit the record described in subdivision (1) of this subsection to the department; **and**
    - (3) **Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.**
  - ~~[9-]~~ **10.** The department shall maintain a database of the records described in subsection ~~[8]~~ **9** of this section and treat the records as identifiable health data.
  - ~~[10-]~~ **11.** The department may share the records described in subsection ~~[9]~~ **10** of this section with a higher education institution for the purpose of studying hemp extract.

[14.] **12.** 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 July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a ~~neurologist~~ **physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~  
**Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.**

195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

- (1) Is composed of no more than ~~three tenths~~ **nine-tenths** percent tetrahydrocannabinol by weight;
- (2) Is composed of at least ~~five~~ **one and one-half** percent cannabidiol by weight; and
- (3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

- (1) Possesses or uses the hemp extract only to treat ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** as defined in section 192.945;
- (2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;
- (3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:
  - (a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;
  - (b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;
  - (c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and
  - (d) Is transmitted by the laboratory to the department of health and senior services; and
- (4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:

- (1) The individual is the minor's parent or legal guardian; and
- (2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.



4. An individual who has ~~been issued~~ a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition.

261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

(4) "Department", the department of agriculture;

(5) "**Entity**", **a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity**;

(6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of ~~intractable epilepsy~~ **a serious condition or seizure disorder as such terms are defined under section 192.945**;

~~(6)~~ (7) "Hemp":

(a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. ~~Three-tenths~~ **Nine-tenths** of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any *cannabis sativa* seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

~~(7)~~ (8) "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to ~~a nonprofit~~ **an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, ~~the entity~~ meets all requirements of this section and the department's rules, and there are fewer than ~~two~~ **ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from ~~intractable epilepsy as defined in section 192.945~~ **a serious condition or seizure disorder**, consistent with any and all state ~~or federal~~ regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than ~~two~~ **five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019.**

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

- (1) [~~Three-tenths~~] **Nine-tenths** of one percent on a dry weight basis; or
- (2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:

- (1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;
- (2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;
- (3) Rules relating to hemp monitoring systems as defined in this section;
- (4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;
- (5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and

(6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.

8. 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 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 July 14, 2014, **shall be invalid and void.**

9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

**11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section."**; and

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

Representative Knight raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

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

*House Amendment No. 5*

AMEND House Committee Bill No. 16, Page 11, Section 414.032, Line 17, by inserting after all of said section and line the following:

"644.021. 1. There is hereby created a water contaminant control agency to be known as the "Clean Water Commission of the State of Missouri", whose domicile for the purposes of sections 644.006 to 644.141 shall be deemed to be that of the department of natural resources. The commission shall consist of seven members appointed by the governor with the advice and consent of the senate. No more than four of the members shall belong to the same political party. All members shall be representative of the general interest of the public and shall have an interest in and knowledge of conservation and the effects and control of water contaminants. ~~[At least]~~ Two **such** members, **but no more than two**, shall be knowledgeable concerning the needs of agriculture, industry or mining and interested in protecting these needs in a manner consistent with the purposes of sections 644.006 to 644.141. One **such** member shall be knowledgeable concerning the needs of publicly owned wastewater treatment works. ~~[No more than]~~ Four members shall represent the public. No member shall receive, or have received during the previous two years, a significant portion of his or her income directly or indirectly from permit holders or applicants for a permit pursuant to any federal water pollution control act as amended and as applicable to this state. All members appointed on or after August 28, 2002, shall have demonstrated an interest and knowledge about water quality. All members appointed on or after August 28, 2002, shall be qualified by interest, education, training or experience to provide, assess and evaluate scientific and technical information concerning water quality, financial requirements and the effects of the promulgation of standards, rules and regulations. At the first meeting of the commission and at yearly intervals thereafter, the members shall select from among themselves a chairman and a vice chairman.

2. The members' terms of office shall be four years and until their successors are selected and qualified. Provided, however, that the first three members appointed shall serve a term of two years, the next three members appointed shall serve a term of four years, thereafter all members appointed shall serve a term of four years. There is no limitation on the number of terms any appointed member may serve. If a vacancy occurs the governor may appoint a member for the remaining portion of the unexpired term created by the vacancy. The governor may remove any appointed member for cause. The members of the commission shall be reimbursed for travel and other expenses actually and necessarily incurred in the performance of their duties.

3. The commission shall hold at least four regular meetings each year and such additional meetings as the chairman deems desirable at a place and time to be fixed by the chairman. Special meetings may be called by three members of the commission upon delivery of written notice to each member of the commission. Reasonable written notice of all meetings shall be given by the director to all members of the commission. Four members of the commission shall constitute a quorum. All powers and duties conferred specifically upon members of the commission shall be exercised personally by the members and not by alternates or representatives. All actions of the commission shall be taken at meetings open to the public. Any member absent from six consecutive regular commission meetings for any cause whatsoever shall be deemed to have resigned and the vacancy shall be filled immediately in accordance with subsection 1 of this section. "; and

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

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

Which motion was defeated.

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

*House Amendment No. 6*

AMEND House Committee Bill No. 16, Page 11, Section 414.032, Line 17, by inserting after all of said section and line the following:

**"643.700. The air conservation commission shall promulgate and amend, as necessary, rules and regulations to comply with the provisions of the United Nations Framework Convention on Climate Change Paris Agreement, as amended. 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, 2018, shall be invalid and void.";** and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Berry	Black	Bondon	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Morris 140
Morse 151	Neely	Pfautsch	Pike	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 030

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Ellebracht	Franks Jr	Green	Lavender	McCreery
Meredith 71	Merideth 80	Morgan	Mosley	Newman
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 043

Barnes 60	Basye	Bernskoetter	Brattin	Brown 27
Brown 57	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Ellington	Fitzpatrick
Gray	Haefner	Harris	Higdon	Kendrick
Kidd	Lauer	May	McCann Beatty	McDaniel
McGee	Miller	Mitten	Moon	Muntzel
Nichols	Peters	Phillips	Pierson Jr	Pietzman
Plocher	Rehder	Roden	Rone	Smith 85
Smith 163	Wessels	Wilson		

VACANCIES: 002

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

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

AYES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Kendrick
Lavender	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Newman	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	

NOES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Haahr	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Barnes 28	Bernskoetter	Brown 57	Burns
Butler	Cookson	Curtis	Ellington	Fitzpatrick
Fraker	Grier	Haefner	Harris	Higdon
Kidd	Lauer	May	McCann Beatty	McDaniel
Mitten	Nichols	Peters	Phillips	Rehder
Roden	Rone	Smith 85	Smith 163	Wessels
Wilson				

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

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AYES: 090

Alferman	Anderson	Andrews	Austin	Basye
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Pietzman	Pike	Plocher	Pogue	Reiboldt
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Ellington	Gray	Green	Harris
Kendrick	Lavender	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 037

Bahr	Barnes 60	Barnes 28	Beard	Bernskoetter
Brown 57	Burns	Butler	Cookson	Curtis
Engler	Fitzpatrick	Franks Jr	Grier	Higdon
Johnson	Kidd	Lauer	Lichtenegger	May
McCann Beatty	McDaniel	Mitten	Neely	Nichols
Peters	Phillips	Redmon	Rehder	Reisch
Rone	Runions	Smith 85	Stacy	Swan
Wessels	Wilson			

VACANCIES: 002

On motion of Representative Houghton, **HCB 16, as amended**, was ordered perfected and printed.

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

### **AFTERNOON SESSION**

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

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Basye	Bondon	Brown 27
DeGroot	Engler	Francis	Franklin	Gannon
Hurst	Justus	Kelly 141	Korman	Matthiesen
McDaniel	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pogue	Quade	Redmon	Rehder
Reiboldt	Remole	Roeber	Rowland 29	Spencer
Taylor	Walsh	White	Wiemann	

NOES: 000

PRESENT: 063

Anderson	Austin	Baringer	Beard	Black
Brown 57	Conway 104	Corlew	Cornejo	Cross
Davis	Dohrman	Eggleston	Fitzpatrick	Fitzwater
Frederick	Gray	Gregory	Haahr	Hannegan
Harris	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kendrick	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	McCreery	McGaugh	Meredith 71	Messenger
Miller	Morgan	Pike	Razer	Reisch
Revis	Rhoads	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Sommer	Stacy	Tate	Vescovo
Walker 3	Wessels	Wilson		

ABSENT WITH LEAVE: 064

Adams	Andrews	Arthur	Bahr	Bangert
Barnes 60	Barnes 28	Beck	Bernskoetter	Berry
Brattin	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Curtis
Curtman	Dinkins	Dogan	Ellebracht	Ellington
Evans	Fraker	Franks Jr	Green	Grier
Haefner	Hansen	Henderson	Kelley 127	Kidd
Lavender	Marshall	May	McCann Beatty	McGee
Merideth 80	Mitten	Moon	Morris 140	Mosley
Newman	Nichols	Peters	Pierson Jr	Pietzman
Plocher	Rone	Shull 16	Smith 85	Smith 163
Stephens 128	Stevens 46	Swan	Trent	Unsicker
Walker 74	Washington	Wood	Mr. Speaker	

VACANCIES: 002

### THIRD READING OF SENATE BILLS

**HCS SS SB 608, SB 626 and SB 708** were placed on the Informal Calendar.

**HCS SS SCS SB 775**, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS SS SCS SB 775** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Section 190.839, Line 1, by deleting the year "2020" and inserting in lieu thereof the year "2019"; and

Further amend said bill and page, Section 198.439, Line 1, by deleting the year "2020" and inserting in lieu thereof the year "2019"; and

Further amend said bill, Page 5, Section 208.437, Line 26, by deleting the year "2020" and inserting in lieu thereof the year "2019"; and

Further amend said bill, Page 6, Section 208.480, Line 2, by deleting the year "2020" and inserting in lieu thereof the year "2019"; and

Further amend said bill, Page 7, Section 338.550, Lines 9 and 15, by deleting the year "2020" and inserting in lieu thereof the year "2019"; and

Further amend said bill, Page 9, Section 633.401, Line 97, by deleting the year "2020" and inserting in lieu thereof the year "2019"; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 6, Section 208.471, Line 32, by removing the word "**forty-one**" and inserting in lieu thereof the word "**sixty**"; and

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

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

*House Amendment No. 1*

*to*

*House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Line 3, by deleting the word "**sixty**" and inserting in lieu thereof the word "**fifty**"; and

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

**HCS SS SCS SB 775, as amended, with House Amendment No. 1 to House Amendment No. 2 and House Amendment No. 2, pending**, was placed on the Informal Calendar.



### THIRD READING OF SENATE BILLS - INFORMAL

**HCS SS SB 608**, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS SS SB 608** was agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 4, Section 537.787, Line 27, by inserting immediately after all of said section and line the following:

"563.011. As used in this chapter the following terms shall mean:

(1) **"Armed nuclear security guard", a security guard who works at a nuclear power plant, who is employed as part of the security plan approved by the United States Nuclear Regulatory Commission, and who meets the requirements mandated by the United States Nuclear Regulatory Commission for carrying a firearm;**

(2) "Deadly force", physical force which the actor uses with the purpose of causing or which he or she knows to create a substantial risk of causing death or serious physical injury;

~~[(2)]~~ (3) "Dwelling", any building, inhabitable structure, or conveyance of any kind, whether the building, inhabitable structure, or conveyance is temporary or permanent, mobile or immobile, which has a roof over it, including a tent, and is designed to be occupied by people lodging therein at night;

~~[(3)]~~ (4) "Forcible felony", any felony involving the use or threat of physical force or violence against any individual, including but not limited to murder, robbery, burglary, arson, kidnapping, assault, and any forcible sexual offense;

~~[(4)]~~ (5) "Premises", includes any building, inhabitable structure and any real property;

~~[(5)]~~ (6) "Private person", any person other than a law enforcement officer;

~~[(6)]~~ (7) "Private property", any real property in this state that is privately owned or leased;

~~[(7)]~~ (8) "Remain after unlawfully entering", to remain in or upon premises after unlawfully entering as defined in this section;

~~[(8)]~~ (9) "Residence", a dwelling in which a person resides either temporarily or permanently or is visiting as an invited guest;

~~[(9)]~~ (10) **"Structure or fenced yard", any structure, fenced yard, wall, building, other similar barrier, or any combination of the foregoing that is part of a nuclear power plant and that is posted with signage indicating it is a felony to trespass;**

(11) "Unlawfully enter", a person unlawfully enters in or upon premises or private property when he or she enters such premises or private property and is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters in or upon private property or premises that are at the time open to the public does so with license unless he or she defies a lawful order not to enter, personally communicated to him or her by the owner of such premises or by another authorized person. A license to enter in a building that is only partly open to the public is not a license to enter in that part of the building that is not open to the public.

563.041. 1. A person may, subject to the limitations of subsection 2, use physical force upon another person when and to the extent that he or she reasonably believes it necessary to prevent what he or she reasonably believes to be the commission or attempted commission by such person of stealing, property damage or tampering in any degree.

2. A person may use deadly force under circumstances described in subsection 1 only when such use of deadly force is authorized under other sections of this chapter.

3. The justification afforded by this section extends to the use of physical restraint as protective force provided that the actor takes all reasonable measures to terminate the restraint as soon as it is reasonable to do so.

4. **An armed nuclear security guard may use the following levels of physical force against another person at a nuclear power plant or within a structure or fenced yard of a nuclear power plant if the armed nuclear security guard reasonably believes that such force is necessary:**

(1) **An armed nuclear security guard may use physical force, as he or she reasonably believes is immediately necessary, up to and including deadly physical force to:**

(a) **Prevent an action that would constitute murder in the first or second degree under section 565.020 or 565.021;**

(b) **Prevent an action that would constitute voluntary manslaughter under section 565.023;**

(c) **Prevent an action that would constitute assault in the first or second degree under section 565.050 or 565.052; or**

(d) **Defend himself, herself, or a third person from the use or imminent use of deadly physical force;**

(2) **An armed nuclear security guard may use physical force, as he or she reasonably believes is immediately necessary, up to but not including deadly physical force to prevent an action that would constitute:**

(a) **Assault in the third or fourth degree under section 565.054 or 565.056;**

(b) **Kidnapping in the first, second, or third degree under section 565.110, 565.120, or 565.130;**

(c) **Burglary in the first or second degree under section 569.160 or 569.170;**

(d) **Arson in the first, second, or third degree under section 569.040, 569.050, or 569.053;**

(e) **Property damage in the first degree under section 569.100;**

(f) **Robbery in the first or second degree under section 570.023 or 570.025;**

(g) **Armed criminal action under section 571.015; or**

(h) **Trespass in the first degree under section 569.140;**

(3) **An armed nuclear security guard is justified in threatening to use physical force or deadly physical force if and to the extent a reasonable armed nuclear security guard believes it necessary to protect himself, herself, or others against another person's potential use of physical force or deadly physical force.**

**5. Notwithstanding any provisions of section 563.016 to the contrary, an armed nuclear security guard, employer of an armed nuclear security guard, or owner of a nuclear power plant shall not be subject to civil liability for conduct of an armed nuclear security guard that is permitted by this section.**

**6.** The defendant shall have the burden of injecting the issue of justification under this section.

569.010. As used in this chapter the following terms mean:

(1) "Cave or cavern", any naturally occurring subterranean cavity enterable by a person including, without limitation, a pit, pothole, natural well, grotto, and tunnel, whether or not the opening has a natural entrance;

(2) "Enter unlawfully or remain unlawfully", a person enters or remains in or upon premises when he or she is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters or remains in or upon premises which are at the time open to the public does so with license and privilege unless he or she defies a lawful order not to enter or remain, personally communicated to him or her by the owner of such premises or by other authorized person. A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of the building which is not open to the public;

(3) "**Nuclear power plant**", a power generating facility that produces electricity by means of a nuclear reactor owned by a utility or a consortium utility. "**Nuclear power plant**" shall include the real property on which the plant is located;

(4) "To tamper", to interfere with something improperly, to meddle with it, displace it, make unwarranted alterations in its existing condition, or to deprive, temporarily, the owner or possessor of that thing;

~~[(4)]~~ (5) "Utility", an enterprise which provides gas, electric, steam, water, sewage disposal, or communication, video, internet, or voice over internet protocol services, and any common carrier. It may be either publicly or privately owned or operated.

569.140. 1. A person commits the offense of trespass in the first degree if he or she knowingly enters unlawfully or knowingly remains unlawfully in a building or inhabitable structure or upon real property.

2. A person does not commit the offense of trespass in the first degree by entering or remaining upon real property unless the real property is fenced or otherwise enclosed in a manner designed to exclude intruders or as to which notice against trespass is given by:

(1) Actual communication to the actor; or

(2) Posting in a manner reasonably likely to come to the attention of intruders.

3. The offense of trespass in the first degree is a class B misdemeanor, unless the victim is intentionally targeted as a law enforcement officer, as defined in section 556.061, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer, in which case it is a class A misdemeanor. **If the building or real property is part of a nuclear power plant, the offense of trespass in the first degree is a class E felony.**"; and

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

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

Which motion was defeated.

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

*House Amendment No. 2*

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"307.178. 1. As used in this section, the term "passenger car" means every motor vehicle designed for carrying ~~ten~~ **fifteen** persons or less and used for the transportation of persons; except that, the term "passenger car" shall not include motorcycles, motorized bicycles, motor tricycles, and trucks with a licensed gross weight of twelve thousand pounds or more.

2. Each driver, except persons employed by the United States Postal Service while performing duties for that federal agency which require the operator to service postal boxes from their vehicles, or which require frequent entry into and exit from their vehicles, and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this state, and persons less than eighteen years of age operating or riding in a truck, as defined in section 301.010, on a street or highway of this state shall wear a properly adjusted and fastened safety belt that meets federal National Highway, Transportation and Safety Act requirements. No person shall be stopped, inspected, or detained solely to determine compliance with this subsection. The provisions of this section and section 307.179 shall not be applicable to persons who have a medical reason for failing to have a seat belt fastened about their body, nor shall the provisions of this section be applicable to persons while operating or riding a motor vehicle being used in agricultural work-related activities. Noncompliance with this subsection shall not constitute probable cause for violation of any other provision of law. The provisions of this subsection shall not apply to the transporting of children under sixteen years of age, as provided in section 307.179.

3. Each driver of a motor vehicle transporting a child less than sixteen years of age shall secure the child in a properly adjusted and fastened restraint under section 307.179.

4. In any action to recover damages arising out of the ownership, common maintenance or operation of a motor vehicle, failure to wear a safety belt in violation of this section shall not be considered evidence of comparative negligence. Failure to wear a safety belt in violation of this section may be admitted to mitigate damages, but only under the following circumstances:

(1) Parties seeking to introduce evidence of the failure to wear a safety belt in violation of this section must first introduce expert evidence proving that a failure to wear a safety belt contributed to the injuries claimed by plaintiff;

(2) If the evidence supports such a finding, the trier of fact may find that the plaintiff's failure to wear a safety belt in violation of this section contributed to the plaintiff's claimed injuries, and may reduce the amount of the plaintiff's recovery by an amount not to exceed one percent of the damages awarded after any reductions for comparative negligence.

**5. Notwithstanding any other provision of law to the contrary, subsection 4 of this section shall not apply to any action arising out of the design, construction, manufacture, distribution, or sale of a passenger car. In such actions arising out of the design, construction, manufacture, distribution, or sale of a passenger car, a plaintiff's failure to wear a properly adjusted and fastened safety belt shall be admissible for any purpose, including as evidence of comparative negligence or fault, causation, absence of a defect or hazard, and failure to mitigate damages.**

6. Except as otherwise provided for in section 307.179, each person who violates the provisions of subsection 2 of this section is guilty of an infraction for which a fine not to exceed ten dollars may be imposed. All other provisions of law and court rules to the contrary notwithstanding, no court costs shall be imposed on any person due to a violation of this section. In no case shall points be assessed against any person, pursuant to section 302.302, for a violation of this section.

~~6-~~ 7. The state highways and transportation commission shall initiate and develop a program of public information to develop understanding of, and ensure compliance with, the provisions of this section. The

commission shall evaluate the effectiveness of this section and shall include a report of its findings in the annual evaluation report on its highway safety plan that it submits to NHTSA and FHWA pursuant to 23 U.S.C. 402.

[7-] **8.** If there are more persons than there are seat belts in the enclosed area of a motor vehicle, then the passengers who are unable to wear seat belts shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front-seated area. The passenger or passengers occupying a seat location referred to in this subsection is not in violation of this section. This subsection shall not apply to passengers who are accompanying a driver of a motor vehicle who is licensed under section 302.178."; and

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

Representative Merideth (80) raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The point of order was withdrawn.

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

Which motion was defeated.

Representative Franks Jr. offered **House Amendment No. 3.**

*House Amendment No. 3*

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Pages 1-2, Section 537.600, Lines 1-34, by deleting all of said section and lines from the bill; and

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

Representative Roden offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1*

*to*

*House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 1, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 2, Section 537.785, Line 1, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and"; and

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

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Roden:

AYES: 094

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzwater	Fraker

Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Matthiesen	McDaniel	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfausch
Phillips	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Mr. Speaker	

NOES: 046

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Butler	Conway 10	Ellebracht	Ellington
Evans	Franks Jr	Gray	Green	Harris
Hurst	Kendrick	Lavender	Marshall	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Alferman	Barnes 60	Bondon	Carpenter	Cookson
Curtis	Curtman	Fitzpatrick	Kidd	Korman
Lauer	Mathews	May	McCann Beatty	Nichols
Peters	Pietzman	Plocher	Smith 85	Walker 74
Wood				

VACANCIES: 002

Representative Franks Jr. moved that **House Amendment No. 3, as amended**, be adopted.

Which motion was defeated.

On motion of Representative Rhoads, **HCS SS SB 608, as amended**, was adopted.

On motion of Representative Rhoads, **HCS SS SB 608, as amended**, was read the third time and passed by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis

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DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Hurst	Kendrick
Lavender	Marshall	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Carpenter	Cookson	Curtis	Curtman
Gannon	Korman	May	McCann Beatty	Nichols
Peters	Pietzman	Plocher	Smith 85	Walker 74

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

### **BILLS CARRYING REQUEST MESSAGES**

**HCS SB 569, as amended**, relating to trusts, was taken up by Representative Fraker.

Representative Fraker moved that the House refuse to recede from its position on **HCS SB 569, as amended**, and grant the Senate a conference.

Which motion was adopted.

### **PERFECTION OF HOUSE COMMITTEE BILLS**

**HCB 14**, relating to the designation of state highways, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, the title of **HCB 14** was agreed to.

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

*House Amendment No. 1*

AMEND House Committee Bill No. 14, Page 2, Section 227.540, Line 4, by inserting after all of said section and line the following:

**"227.541. The portion of Interstate 70 from Rangeline Street continuing west to Business Loop 70 in Boone County shall be designated as "Highway Patrol Sgt. Benjamin Booth Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**

**227.542. The portion of Interstate Highway 70 from the eastern edge of the intersection of U.S. Highway 63 and Interstate 70 continuing west to Rangeline Street in Boone County shall be designated as "Sheriff Roger I. Wilson Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.";** and

Further amend said bill, Page 2, Section 227.546, Line 3, by inserting after all of said section and line the following:

**"Section 1. The portion of State Highway 42 within Maries County that is located within the city limits of Vienna shall be designated as "PFC Ralph A. Branson, Jr. Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.";** and

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

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

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

*House Amendment No. 2*

AMEND House Committee Bill No. 14, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

**"8.905. Beginning January 1, 2019, no state highway or roadway shall be designated in honor of an individual unless such person has been deceased for more than two years. This section shall not apply if money is donated to a state entity in exchange for the right to name a state highway or roadway.";** and

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

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

*House Amendment No. 1*

*to*

*House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Bill No. 14, Page 1, Lines 5 to 7, by deleting said lines and inserting in lieu thereof the following:

"honor of an individual unless such person has been deceased for more than two years."; and"; and

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Basye
Beard	Black	Bondon	Chipman	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Eggleston	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Conway 10	Curtis	Ellebracht	Franks Jr	Gray
Green	Kendrick	Lavender	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 030

Arthur	Bahr	Barnes 60	Bernskoetter	Berry
Brattin	Brown 57	Carpenter	Christofanelli	Dinkins
Dohrman	Ellington	Engler	Fitzpatrick	Gannon
Harris	Kelley 127	Lauer	May	McCann Beatty
Miller	Moon	Morris 140	Nichols	Peters
Phillips	Smith 85	Walker 74	Wood	Mr. Speaker

VACANCIES: 002

Representative Curtis moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.



Which motion was defeated.

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

Which motion was defeated.

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

*House Amendment No. 3*

AMEND House Committee Bill No. 14, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"227.218. 1. The highways and transportation commission may issue a request for proposals to sell or lease naming rights for a particular segment of highway or for a bridge to the best qualified bidder. All contracts for the sale or lease of naming rights shall be first approved by the highways and transportation commission and then approved by the joint committee on transportation. The highways and transportation commission and the joint committee on transportation may disapprove a contract for any reason. The proceeds of a sale or lease of naming rights shall be deposited into the state road fund.

2. The purchaser or lessee of a naming right shall pay the cost of erecting, maintaining, and removing signage as well as an annual fee as determined by the proposal.

3. The term of contract for naming rights shall not exceed ten years and may be shorter at the discretion of the highways and transportation commission. The purchaser or lessee of a naming right shall have an option of early termination.

4. No naming rights shall be sold or leased for any segment of roadway or bridge that has been designated prior to August 28, 2018, as a named memorial highway or bridge under this chapter or through the joint committee on transportation approval process established under section 227.297.

5. The department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

6. The provisions of this section shall expire on December 31, 2038."; and

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

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

Which motion was defeated.

On motion of Representative Reiboldt, **HCB 14, as amended**, was ordered perfected and printed.

Representative Chipman assumed the Chair.

**HCB 15**, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HC B 15** was agreed to.

**HC B 15** was laid over.

### **PERFECTION OF HOUSE BILLS - INFORMAL**

**HCS HB 1739**, relating to minimum terms of imprisonment, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 1739** was agreed to.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1739, Page 1, Section 558.043, Lines 1-13, by deleting said lines and inserting in lieu thereof the following:

**"558.043. Notwithstanding any other provision of law, in sentencing a person convicted of a felony or misdemeanor offense for which there is a statutory minimum sentence or a minimum prison term required by section 558.019 and such offense involved marijuana or marijuana drug paraphernalia under chapter 579, the court may depart from the applicable statutory minimum sentence or minimum prison"; and**

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

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

#### *House Amendment No. 1*

*to*

#### *House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1739, Page 1, Line 8, by inserting immediately after said line the following:

"Further amend said bill, page, and section, Line 19, by inserting immediately after all of said section and line the following:

"579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

- (1) Knowingly distributes or delivers a controlled substance;
  - (2) Attempts to distribute or deliver a controlled substance;
  - (3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or
  - (4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.
2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.
3. Except as otherwise provided under subsection 4 of this section, the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.
4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.
5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

**6. Except when the controlled substance is marijuana or synthetic cannabinoid, an offender convicted of an offense under this sentence shall be required to serve one hundred percent of his or her prison sentence.";** and"; and

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

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

Speaker Richardson resumed the Chair.

Representative Chipman resumed the Chair.

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

Which motion was defeated.

On motion of Representative Smith (163), **HCS HB 1739** was adopted.

On motion of Representative Smith (163), **HCS HB 1739** was ordered perfected and printed.

**HB 2179**, relating to prohibiting public entities from contracting with companies discriminating against Israel, was taken up by Representative Haahr.

On motion of Representative Haahr, the title of **HB 2179** was agreed to.

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

*House Amendment No. 1*

AMEND House Bill No. 2179, Page 2, Section 34.600, Line 21, by deleting the words "**sole proprietorship**"; and

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

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

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

*House Amendment No. 2*

AMEND House Bill No. 2179, Page 2, Section 34.600, Line 40, by inserting after all of said section the following:

**"6. All costs associated with any court challenge of this section shall be paid from the fund established in subsection 7 of this section and shall not be appropriated from general revenue.**

7. (1) Upon a court challenge to this section there shall be created in the state treasury the "Anti-Discrimination Against Israel Fund", which shall consist only of moneys collected from grants or donations or bequests from private citizens. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of subsection 6 of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

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

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

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	McGaugh	Messenger	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Vescovo	Walker 3	Walsh	White	Wilson
Mr. Speaker				

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Ellebracht	Franks Jr	Gray	Green
Kendrick	Lavender	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Beard	Burns	Conway 10	Conway 104
Cookson	Curtis	Ellington	Fitzpatrick	Harris
Higdon	Houghton	Korman	Matthiesen	May
McCann Beatty	McDaniel	Miller	Moon	Nichols
Peters	Phillips	Pogue	Smith 85	Taylor
Trent	Walker 74	Wiemann	Wood	

VACANCIES: 002

On motion of Representative Haahr, **HB 2179, as amended**, was ordered perfected and printed.

**PERFECTION OF HOUSE COMMITTEE BILLS**

**HCB 15**, relating to opioids, was again taken up by Representative Frederick.

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

*House Amendment No. 1*

AMEND House Committee Bill No. 15, Page 25, Section 334.036, Line 65, by inserting immediately after all of said section and line the following:

"334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

- (1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;
- (2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;
- (3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;
- (4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;
- (5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:
  - (a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;
  - (b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

- (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
  - (6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
  - (7) A list of all other written practice agreements of the collaborating physician and the assistant physician;
  - (8) The duration of the written practice agreement between the collaborating physician and the assistant physician;
  - (9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
  - (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.
3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:
- (1) Geographic areas to be covered;
  - (2) The methods of treatment that may be covered by collaborative practice arrangements;
  - (3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and
  - (4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician shall not enter into a collaborative practice arrangement with more than three full-time equivalent assistant physicians. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009 **or assistant physicians providing opioid addiction treatment.**

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036."; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Bill No. 15, Page 25, Section 334.074, Lines 1 to 3, by removing said section and lines from the bill; and

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

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

*House Amendment No. 1*

*to*

*House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Bill No. 15, Page 1, Line 1, by inserting after the words "House Committee Bill No. 15," the following:

"Page 2, Section 190.220, Line 42, by inserting immediately after said section and line the following:

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

- (1) "Department", the department of health and senior services;
  - (2) "Hemp extract", as such term is defined in section 195.207;
  - (3) "Hemp extract registration card", a card issued by the department under this section;
  - (4) [~~"Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~
  - ~~\_\_\_\_\_~~ (5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;
  - ~~\_\_\_\_\_~~ (6) "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;
  - (5) **"Physician", any person currently licensed to practice medicine under chapter 334;**
  - [~~(7)~~] (6) "Registrant", an individual to whom the department issues a hemp extract registration card under this section;
  - (7) **"Seizure disorders", epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;**
  - (8) **"Serious condition":**
    - (a) **Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or**
    - (b) **Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.**
2. The department shall issue a hemp extract registration card to an individual who:
- (1) Is eighteen years of age or older;
  - (2) Is a Missouri resident;
  - (3) Provides the department with a [~~statement~~] **recommendation** signed by a [~~neurologist~~] **physician** that:
    - (a) Indicates that the individual suffers from [~~intractable epilepsy~~] **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; [~~and~~]
    - (b) Is consistent with a record from the [~~neurologist~~] **physician** concerning the individual contained in the database described in subsection 9 of this section;
    - (c) **Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**
    - (d) **States that the individual is under the physician's continuing care for the serious condition or seizure disorder;**
  - (4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and
  - (5) Submits an application to the department on a form created by the department that contains:
    - (a) The individual's name and address;
    - (b) A copy of the individual's valid photo identification; and
    - (c) Any other information the department considers necessary to implement the provisions of this section.
3. The department shall issue a hemp extract registration card to a parent who:
- (1) Is eighteen years of age or older;
  - (2) Is a Missouri resident;
  - (3) Provides the department with a [~~statement~~] **recommendation** signed by a [~~neurologist~~] **physician** that:



(a) Indicates that a minor in the parent's care suffers from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; ~~[and]~~

(b) Is consistent with a record from the ~~[neurologist]~~ **physician** concerning the minor contained in the database described in subsection ~~[9]~~ **10** of this section;

(c) **The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**

(d) **The minor is under the physician's continuing care for the serious condition or seizure disorder;**

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department **may promulgate rules to authorize clinical trials involving hemp extract** and shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state ~~[or federal]~~ regulations~~[-and]~~ ~~The department may promulgate rules to authorize clinical trials involving hemp extract].~~

6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

8. **Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.**

9. The ~~[neurologist]~~ **physician** who signs the ~~[statement]~~ **recommendation** described in subsection 2 or 3 of this section shall:

(1) Keep a record of the ~~[neurologist's]~~ **physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; ~~[and]~~

(2) Transmit the record described in subdivision (1) of this subsection to the department; **and**

(3) **Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.**

~~[9-]~~ **10.** The department shall maintain a database of the records described in subsection ~~[8]~~ **9** of this section and treat the records as identifiable health data.

~~[10-]~~ **11.** The department may share the records described in subsection ~~[9]~~ **10** of this section with a higher education institution for the purpose of studying hemp extract.

~~[11-]~~ **12.** 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 July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of

business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a ~~neurologist~~ **physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~

**Notwithstanding the provisions of section 538.210 or any other law to the contrary, a physician licensed under chapter 334, or a hospital, who provides medical treatment to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or willful or wanton acts or omissions by such physician, or hospital, in rendering such treatment.**"; and

Further amend said bill, Page 15, Section 195.206, Line 38, by inserting after all of said section and line the following:

"195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

- (1) Is composed of no more than ~~three-tenths~~ **nine-tenths** percent tetrahydrocannabinol by weight;
- (2) Is composed of at least ~~five~~ **one and one-half** percent cannabidiol by weight; and
- (3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

- (1) Possesses or uses the hemp extract only to treat ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** as defined in section 192.945;
- (2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;
- (3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:
  - (a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;
  - (b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;
  - (c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and
  - (d) Is transmitted by the laboratory to the department of health and senior services; and
- (4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:

- (1) The individual is the minor's parent or legal guardian; and
- (2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has ~~been issued~~ a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition."; and

Further amend said bill, Page 23, Section 217.364, Line 37, by inserting after all of said section and line the following:

"261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

(4) "Department", the department of agriculture;

(5) **"Entity", a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity;**

(6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of [~~intractable epilepsy~~] **a serious condition or seizure disorder as such terms are defined under section 192.945;**

~~[(6)]~~ (7) "Hemp":

(a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. ~~Three-tenths~~ **Nine-tenths** of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any *cannabis sativa* seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

~~[(7)]~~ (8) "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to [~~a nonprofit~~] **an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, [~~the entity~~] meets all requirements of this section and the department's rules, and there are fewer than ~~two~~ **ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from [~~intractable epilepsy as defined in section 192.945~~] **a serious condition or seizure disorder**, consistent with any and all state [~~or federal~~] regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than ~~two~~ **five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019.**

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) ~~Three-tenths~~ **Nine-tenths** of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:
- (1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;
  - (2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;
  - (3) Rules relating to hemp monitoring systems as defined in this section;
  - (4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;
  - (5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and
  - (6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.
8. 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 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 July 14, 2014, **shall be invalid and void.**
9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.
10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.
- 11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.";** and

Further amend said bill,"; and

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

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

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

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

*House Amendment No. 3*

AMEND House Committee Bill No. 15, Page 2, Section 190.220, Line 42, by inserting after all of said line the following:

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

- (1) "Department", the department of health and senior services;**
- (2) "Health care provider", as such term is defined in section 376.1350.**

**2. In consultation with the board of registration for the healing arts and the board of pharmacy, the department shall develop and publish a uniform voluntary nonopioid directive form, which may be used by a**

patient to deny or refuse the administration or prescription of a controlled substance containing an opioid by a health care provider.

3. The voluntary nonopioid directive form developed by the department shall indicate to all prescribing health care providers that the named patient shall not be offered, prescribed, supplied with, or otherwise administered a controlled substance containing an opioid.

4. The voluntary nonopioid directive form shall be posted in a downloadable format on the department's publicly accessible website.

5. (1) A patient may execute and file a voluntary nonopioid directive form with a health care provider. Each health care provider shall sign and date the form in the presence of the patient as evidence of acceptance, and shall provide a signed copy of the form to the patient.

(2) The patient executing and filing a nonopioid directive form with a health care provider shall sign and date the form in the presence of the health care provider or a designee of the health care provider. In the case of a patient who is unable to execute and file a voluntary nonopioid directive form, the patient may designate a duly authorized guardian or health care proxy to execute and file the form in accordance with subdivision (1) of this subsection.

(3) A patient may revoke the voluntary nonopioid directive form for any reason and may do so by written or oral means.

6. The department shall promulgate regulations for the implementation of the voluntary nonopioid directive form, which shall include, but not be limited to:

(1) A standard form for the recording and transmission of the voluntary nonopioid directive form, which shall include verification by the patient's health care provider and which shall comply with the written consent requirements of the Public Health Service Act, 42 U.S.C. Section 290dd-2(b), and 42 CFR Part 2, relating to confidentiality of alcohol and drug abuse patient records, provided that the voluntary nonopioid directive form also shall provide the basic procedures necessary to revoke the voluntary nonopioid directive form;

(2) Procedures to record the voluntary nonopioid directive form in the patient's medical record or, if available, the patient's interoperable electronic medical record;

(3) Requirements and procedures for a patient to appoint a duly authorized guardian or health care proxy to override a previously filed voluntary nonopioid directive form and circumstances under which an attending health care provider may override a previously filed voluntary nonopioid directive form based on documented medical judgment, which shall be recorded in the patient's medical record;

(4) Procedures to ensure that any recording, sharing, or distributing of data relative to the voluntary nonopioid directive form complies with all federal and state confidentiality laws; and

(5) Appropriate exemptions for health care providers and emergency medical personnel to prescribe or administer a controlled substance containing an opioid when, in their professional medical judgment, a controlled substance containing an opioid is necessary.

The department shall develop and publish guidelines on its publicly accessible website, which shall address, at a minimum, the content of the regulations promulgated under this subsection. 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, 2018, shall be invalid and void.

7. A written prescription that is presented at an outpatient pharmacy or a prescription that is electronically transmitted to an outpatient pharmacy is presumed to be valid for the purposes of this section, and a pharmacist in an outpatient setting shall not be held in violation of this section for dispensing a controlled substance in contradiction to a voluntary nonopioid directive form, except upon evidence that the pharmacist acted knowingly against the voluntary nonopioid directive form.

8. (1) A health care provider or an employee of a health care provider acting in good faith is not subject to criminal or civil liability and shall not be considered to have engaged in unprofessional conduct for failing to offer or administer a prescription or medication order for a controlled substance containing an opioid under the voluntary nonopioid directive form.

(2) A person acting as a representative or an agent pursuant to a health care proxy is not subject to criminal or civil liability for making a decision under subdivision (3) of subsection 6 of this section in good faith.

(3) Notwithstanding any other provision of law, a professional licensing board in its discretion may limit, condition, or suspend the license of, or assess fines against, a health care provider who recklessly or negligently fails to comply with a patient's voluntary nonopioid directive form."; and

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

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

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

*House Amendment No. 4*

AMEND House Committee Bill No. 15, Page 27, Section 376.811, Line 82, by inserting after said section and line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, delivers, or sells hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

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

Speaker Richardson resumed the Chair.

On motion of Representative Rehder, **House Amendment No. 4** was adopted.

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

*House Amendment No. 5*

AMEND House Committee Bill No. 15, Page 1, Section 9.192, Line 2, by inserting after all of said section and line the following:

"21.790. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The committee shall be

composed of six members from the house of representatives, six members from the senate, and four members appointed by the governor. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. There shall be at least two members from the minority party of the senate and at least two members from the minority party of the house of representatives. The members appointed by the governor shall include one member from the health care industry, one member who is a first responder or law enforcement officer, one member who is a member of the judiciary or a prosecuting attorney, and one member representing a substance abuse prevention advocacy group.

2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. The committee shall meet at least once during each legislative session and at all other times as the chairperson may designate.

3. The committee shall:

(1) Conduct hearings on current and estimated future drug and substance use and abuse within the state;

(2) Explore solutions to substance abuse issues; and

(3) Draft or modify legislation as necessary to effectuate the goals of finding and funding education and treatment solutions to curb drug and substance use and abuse.

4. The committee shall report annually to the general assembly and the governor. The report shall include recommendations for legislation pertaining to substance abuse prevention and treatment."; and

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

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

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

AMEND House Amendment No. 5 to House Committee Bill No. 15, Page 1, Line 28, by inserting after all of said line the following:

"Further amend said bill, Page 31, Section 631.115, Line 12, by inserting at the end of said section and line the following:

**"Section 1. Any entity registered with the department of health and senior services that possesses, distributes, delivers, sells, or manufactures hypodermic needles or syringes shall not distribute or sell hypodermic needles within one thousand feet of a public school building.";** and"; and

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

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

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

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

*House Amendment No. 6*

AMEND House Committee Bill No. 15, Page 23, Section 217.364, Line 37, by inserting after all of said line the following:

"326.319. 1. All moneys payable pursuant to the provisions of this chapter shall be collected by the division of professional registration who shall transmit them to the department of revenue for deposit in the state treasury to the credit of a fund to be known as the "State Board of Accountancy Fund" which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule certificate or permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

3. In any proceeding in which a remedy provided by subsection 1 or 2 of section 326.310 is imposed, the board may also require the respondent licensee to pay the costs of the proceeding if the board is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri State Board of Accountancy Investigation Fund", which is hereby created, to be used solely for investigations as provided in this chapter. The moneys shall not be considered in calculating amounts to be transferred to general revenue as provided in subsection 2 of this section. The fund shall be used solely for board investigations.

4. The board shall set the amount of the fees which this chapter authorizes and requires by rule pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

332.061. All funds received pursuant to the provisions of this chapter shall be transmitted by the director of the division of professional registration to the department of revenue for deposit in the state treasury to the credit of the "Dental Board Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated from the dental board fund by the legislature. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium ~~[is]~~ **exceeds** two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

333.231. 1. All fees payable under this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Embalmers and Funeral Directors' Fund".

2. All compensation of board members and employees and all expenses incident to the administration of this chapter shall be paid out of the board of embalmers and funeral directors' fund. No expense of this board shall ever be paid out of any other fund of the state, either by deficiency bill or otherwise.

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall



lapse is that amount in the fund ~~[which] that~~ exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**"; and

Further amend said bill, Page 25, Section 334.036, Line 65, by inserting after all of said line the following:

"334.050. 1. There is hereby established in the office of the state treasurer a fund to be known as the "Board of Registration for the Healing Arts Fund". All fees of any kind and character authorized to be charged by the board shall be collected by the director of the division of professional registration and shall be transmitted to the department of revenue for deposit in the state treasury for credit to this fund, to be disbursed only in payment of expenses of maintaining the board and for the enforcement of the provisions of law concerning professions regulated by the board; and no other money shall be paid out of the state treasury for carrying out these provisions. Warrants shall be issued on the state treasurer for payment out of said fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which] that~~ exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

3. The board shall charge each person applying to and appearing before it for examination for certificate of licensure to practice as physician and surgeon, an examination fee. Should the examination prove unsatisfactory and the board refuse to issue a license thereon, the applicant failing to pass the examination may return to any meeting and be examined upon payment of a reexamination fee."; and

Further amend said bill and page, Section 334.074, Line 3, by inserting after all of said line the following:

"335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 10 of section 324.001 as are necessary to administer the provisions of sections 335.011 to 335.096;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to 335.096;

(3) Prescribe minimum standards for educational programs preparing persons for licensure pursuant to the provisions of sections 335.011 to 335.096;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to 335.096 and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to 335.096, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of insurance, financial institutions and professional registration;

(10) Establish an impaired nurse program.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to 335.096 shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs

and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

5. 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 chapter 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. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. 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, 1999, shall be invalid and void.

338.070. 1. The board of pharmacy shall set the amount of the fees which this chapter authorizes and requires by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter. All fees shall be paid before an applicant may be admitted to examination or his or her name placed upon the register of pharmacists, or before any license or permit, or any renewal thereof, is issued by the board.

2. All fees payable pursuant to the provisions of this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Pharmacy Fund".

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**"; and

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

On motion of Representative Lavender, **House Amendment No. 6** was adopted.

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

*House Amendment No. 7*

AMEND House Committee Bill No. 15, Page 28, Section 376.811, Line 82, by inserting after all of said section and line the following:

"579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric

isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; ~~or~~

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

**(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.**

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other

governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; **or**

**(12) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.**

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; ~~[or]~~

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

**(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.**

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; **or**

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; **or**

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; **or**

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); **or**

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); **or**

(6) Twelve grams or more of phencyclidine; **or**

(7) One hundred kilograms or more of a mixture or substance containing marijuana; **or**

(8) More than five hundred marijuana plants; **or**

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; **or**

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

**(11) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.**

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine."; and

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

On motion of Representative Schroer, **House Amendment No. 7** was adopted.

On motion of Representative Frederick, **HCB 15, as amended**, was ordered perfected and printed.

**HCB 23**, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCB 23** was agreed to.

**HCB 23** was laid over.

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

**HCS SB 569**: Representatives Fraker, Redmon, Cornejo, Mitten and McCreery

#### **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 **SCS HCS HB 1268** entitled:

An act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to the Missouri dental board.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1690**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1858** entitled:

An act to repeal sections 32.069 and 143.811, RSMo, and to enact in lieu thereof three new sections relating to the department of revenue.

In which the concurrence of the House is respectfully requested.

### **REFERRAL OF HOUSE BILLS**

The following House Bills were referred to the Committee indicated:

**SCS HCS HB 1268** - Fiscal Review

**HCS HB 1554** - Fiscal Review

**SS HB 1858** - Fiscal Review

### **REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

The following Senate Concurrent Resolutions were referred to the Committee indicated:

**SCR 36** - Special Committee on Tourism

**SCR 40** - Special Committee on Government Oversight

**SCR 42** - Veterans

**SCR 43** - Utilities

### **REFERRAL OF SENATE BILLS**

The following Senate Bills were referred to the Committee indicated:

**SB 582** - Elementary and Secondary Education

**SS#2 SB 674** - Ways and Means

**SB 722** - Economic Development

**SB 786** - Judiciary

**SB 808** - General Laws

### **COMMITTEE REPORTS**

**Committee on Budget**, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1804**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Lavender, Lichtenegger, May, Merideth (80), Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan and Walsh

Noes (0)

Absent (8): Christofanelli, Hill, Korman, McGee, Pierson Jr., Taylor, Trent and Wood

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2015**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Lavender, Lichtenegger, May, Merideth (80), Quade, Razer, Redmon, Ross, Rowland (155), Smith (163), Spencer, Swan, Walsh and Wood

Noes (0)

Absent (8): Christofanelli, Hill, Korman, McGee, Pierson Jr., Rone, Taylor and Trent

**Committee on Corrections and Public Institutions**, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was returned **HCB 20**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Conway (104), Hansen, Henderson, Morse (151), Nichols, Remole and Roden

Noes (1): Mosley

Absent (2): Franks Jr. and Higdon

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1986**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Hansen, Henderson, Morse (151), Mosley, Nichols, Remole and Roden

Noes (0)

Absent (3): Conway (104), Franks Jr. and Higdon

**Committee on Crime Prevention and Public Safety**, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 652**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Dogan, Hannegan, Hill, Lauer and Phillips

Noes (2): McDaniel and Wessels

Absent (3): Barnes (60), Franks Jr. and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 752**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Hannegan, Hill, Lauer, Phillips and Wessels

Noes (1): McDaniel

Absent (3): Barnes (60), Franks Jr. and Rhoads

**Committee on Economic Development**, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HCR 102**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Berry, Fitzwater, Grier, Knight, Lant, Miller, Pietzman, Plocher and Rehder

Noes (4): Beck, Ellebracht, Green and Washington

Absent (0)

**Committee on Judiciary**, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 793**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

**Special Committee on Government Oversight**, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2507**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brattin, Christofanelli, Merideth (80), Messenger, Moon, Taylor, Toalson Reisch and Washington

Noes (1): Hill

Absent (1): Brown (57)

**Special Committee on Tourism**, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 105**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bangert, Barnes (28), Franklin, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (5): Brown (27), Cookson, Gannon, Miller and Nichols



**Special Committee to Improve the Care and Well-being of Young People**, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **SCS SB 672**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Bangert, Dinkins, Kelley (127), Kelly (141), Lant, Meredith (71), Neely, Remole, Stevens (46), Toalson Reisch, Walsh and Washington

Noes (0)

Absent (5): Beard, Carpenter, Corlew, Phillips and Pike

**Committee on Rules - Administrative Oversight**, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2209**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (4): Austin, Barnes (60), Carpenter and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2545**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2669**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Evans, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2706**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

**Mr. Speaker:** Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 660**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

**Mr. Speaker:** Your Committee on Rules - Administrative Oversight, to which was referred **SB 683**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

**Mr. Speaker:** Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Evans, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

**Mr. Speaker:** Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 707**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (1): Berry

Absent (3): Barnes (60), Carpenter and Roeber

**Mr. Speaker:** Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 727**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 840**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 917**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (3): Barnes (60), Carpenter and Roeber

## **COMMITTEE APPOINTMENT**

April 24, 2018

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

Dear Mr. Crumbliss:

I hereby appoint Representative Dan Stacy to the Special Committee on Government Oversight.

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

Sincerely,

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

## **ADJOURNMENT**

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, April 25, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

## COMMITTEE HEARINGS

### CONSENT AND HOUSE PROCEDURE

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: SB 819

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

### CONSERVATION AND NATURAL RESOURCES

Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: SB 706

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

### CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 26, 2018, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1579

Executive session will be held: HB 1556, HB 2198

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

### FISCAL REVIEW

Thursday, April 26, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: CCR SS SCS HB 1291, SS HB 1858, HCS SS SCS SBs 894 & 921

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

### HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2367

Executive session will be held: HB 2433, HB 2463, HB 2509, HB 2611

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

### HIGHER EDUCATION

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: SCS SBs 807 & 577

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

### AMENDED

### JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

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

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

### JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, April 26, 2018, 8:15 AM, Room 117A (Legislative Research).

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

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).  
CORRECTED

**JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT**

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.  
Executive session may be held on any matter referred to the committee.  
Second quarter meeting.

**LOCAL GOVERNMENT**

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.  
Public hearing will be held: SS SB 704, SS SCS SB 568  
Executive session may be held on any matter referred to the committee.  
Added SS SCS SB 568.  
AMENDED

**PROFESSIONAL REGISTRATION AND LICENSING**

Wednesday, April 25, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.  
Public hearing will be held: SB 796, HB 2670, HB 2107, HB 2331  
Executive session may be held on any matter referred to the committee.

**RULES - ADMINISTRATIVE OVERSIGHT**

Wednesday, April 25, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.  
Executive session will be held: HCS HB 1524, HCS HB 2088, HCS HB 2293, HB 2507, HB 2568, HCS HR 4839, HCR 87, HCS SB 659, HCS SS SCS SB 782  
Executive session may be held on any matter referred to the committee.

**RULES - LEGISLATIVE OVERSIGHT**

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.  
Executive session will be held: HCR 102, HJR 80, HCS SB 581, SCS SB 787, HCS SB 800, HCS HB 1658, HCS HB 1725, HCS HB 1856, HCS HB 2302, HB 2549  
Executive session may be held on any matter referred to the committee.

**SPECIAL COMMITTEE ON HOMELAND SECURITY**

Thursday, April 26, 2018, 8:00 AM, House Hearing Room 4.  
Executive session will be held: SS SCS SB 586  
Executive session may be held on any matter referred to the committee.  
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMO, portions of the meeting may be closed.

1994 *Journal of the House*

**SPECIAL COMMITTEE ON SMALL BUSINESS**

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: SB 891

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

**SPECIAL COMMITTEE ON TOURISM**

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: SCR 36

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

**SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT**

Wednesday, April 25, 2018, 8:00 AM, House Hearing Room 4.

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

PLEASE NOTE LOCATION CHANGE. THIS IS STILL A CLOSED MEETING pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

CORRECTED

**TRANSPORTATION**

Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SS#2 SCS SB 1050

Executive session will be held: SS#2 SCS SB 1050, SB 919

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

**UTILITIES**

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2449, SCR 43

Executive session will be held: SCS SB 598, HB 2289, SCR 43

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

Adding SCR 43.

AMENDED

**HOUSE CALENDAR**

SIXTY-FIRST DAY, WEDNESDAY, APRIL 25, 2018

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

HJR 61 - Shumake

**HOUSE BILLS FOR PERFECTION - APPROPRIATIONS**

HB 2015 - Fitzpatrick

**HOUSE COMMITTEE BILLS FOR PERFECTION**

HC B 23 - Dogan

**HOUSE BILLS FOR PERFECTION - REVISION**

HR B 2 - Shaul (113)

**HOUSE BILLS FOR PERFECTION**

HB 1795 - Bernskoetter  
HCS HB 2157 - Bahr  
HB 2632 - Dinkins  
HB 2607 - Knight  
HCS HB 2259 - Lichtenegger  
HB 2644 - Rowland (29)  
HB 2538 - Pietzman  
HB 2499 - Hansen  
HCS HB 2234 - Rehder  
HCS HB 1444 - Eggleston  
HCS HB 1722 - Moon  
HB 2211 - Kidd  
HB 2421 - Pfautsch  
HB 2159 - Hurst  
HCS HB 2125 - Helms  
HB 1977 - Redmon  
HB 2232 - Ross  
HCS HB 2233 - Ross  
HB 2409 - Fraker  
HCS HB 2295 - Helms  
HB 2334 - Shaul (113)  
HCS HB 2335 - Black  
HCS HB 2180 - Kolkmeier  
HB 2184 - Bondon  
HCS HB 1929 - Corlew  
HB 1837 - Rhoads  
HCS HB 2411 - Pike  
HB 2453 - Austin  
HB 2590 - Gregory  
HB 1811 - Smith (85)  
HCS HB 2397 - Dogan  
HCS HB 1457 - Lauer  
HB 1715 - Phillips  
HB 1470 - Kelley (127)  
HCS HB 1491 - Kelley (127)

1996 *Journal of the House*

HB 1767 - Arthur  
HB 1966 - Cornejo  
HB 2139 - Morris (140)  
HB 1846 - Cornejo  
HB 1485 - Brown (57)

#### **HOUSE BILLS FOR PERFECTION - INFORMAL**

HCS HB 2247 - Roeber  
HB 2384 - Barnes (60)  
HB 1662 - Swan  
HCS HB 1857 - Shaul (113)  
HCS HB 1803 - Matthiesen  
HB 1397 - Shaul (113)  
HCS HB 2210 - Christofanelli  
HCS HB 2407 - Ruth  
HB 2438 - Remole  
HB 2460 - Vescovo  
HB 1590 - Smith (163)  
HB 2381 - Sommer  
HB 2352 - Fraker  
HB 1728 - Lant  
HB 1378 - Trent  
HCS HB 1424 - Roeber  
HB 1569 - Christofanelli  
HCS HB 1549 - Alferman  
HB 1626 - Morris (140)  
HCS HB 1363 - Kidd  
HB 1290 - Henderson  
HCS HB 1248 - Pike  
HCS HB 2364 - Bondon  
HCS HB 2356 - Haefner  
HB 1906 - Higdon  
HCS HB 2038 - Fraker  
HCS HB 1273 - Kendrick  
HCS HB 1577 - Wiemann  
HCS HB 1870 - Barnes (60)  
HB 1901 - Cross  
HB 1972 - Wiemann  
HB 1431 - Barnes (28)  
HB 1454 - May

#### **HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING**

HCR 96 - Conway (104)



**HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL**

HCR 55 - Basye

**HOUSE BILLS FOR THIRD READING**

HCS HB 1554, (Fiscal Review 4/24/18) - Neely

**HOUSE BILLS FOR THIRD READING - INFORMAL**

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

**SENATE BILLS FOR THIRD READING**

HCS SS SCS SB 826, E.C. - Ross

SCS SB 644 - Brattin

HCS SCS SB 718 - Rhoads

SB 625 - Miller

HCS SS SCS SB 547 - Curtman

HCS SS SB 870 - Alferman

HCS SB 806 - Neely

HCS SB 743 - Swan

SCS SB 862 - Mathews

SB 757 - Tate

SB 768 - Berry

HCS SS SCS SBs 894 & 921, (Fiscal Review 4/23/18) - Fitzwater

SCS SB 990 - Alferman

SCS SB 814 - Rowland (155)

**SENATE BILLS FOR THIRD READING - INFORMAL**

SB 649 - Engler

SS SCS SB 549 - Rehder

SS SCS SB 593 - Shull (16)

SB 594 - Engler

SB 626 - Kidd

SB 708 - Fitzpatrick

HCS SS SCS SB 775, as amended, with HA 1 to HA 2 & HA 2 pending - Fitzpatrick

**HOUSE BILLS WITH SENATE AMENDMENTS**

SS HB 1858, (Fiscal Review 4/24/18) - Christofanelli

SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

**BILLS IN CONFERENCE**

CCR SS SCS HB 1291, as amended (Fiscal Review 4/18/18) - Henderson  
HCS SB 569, as amended - Fraker

**HOUSE RESOLUTIONS**

HR 4878 - Shaul (113)  
HR 5237 - Fraker

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

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