

JOURNAL OF THE HOUSE

Second Regular Session, 100th GENERAL ASSEMBLY

FIFTY-EIGHTH DAY, THURSDAY, MAY 7, 2020

The House met pursuant to adjournment.

Speaker Haahr in the Chair.

Prayer by Representative Steve Lynch.

Good morning, Father.

It's going to be a great day because You are active in it and You are active in us. As demanding and stressful as these times are, let us be assured that each and every day has something good in it. Father, may we seek to recognize that good and allow it to motivate our work and our attitude. Let us not let the many negative and hurtful things, which are also in each and every day, take our focus from the fact that truth and righteousness will win in the end. That victory is all due You, Almighty God. So let us put all our work and our lives in Your faithful hands.

And the House said, "Amen."

The Pledge of Allegiance to the flag was recited.

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

AYES: 138

Allred	Anderson	Andrews	Appelbaum	Bailey
Baker	Baringer	Barnes	Basye	Beck
Billington	Black 137	Black 7	Bondon	Bromley
Brown 27	Burnett	Busick	Butz	Chappelle-Nadal
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Cupps	Deaton	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Eslinger	Evans
Falkner	Fishel	Fitzwater	Francis	Gannon
Gray	Green	Gregory	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Ingle
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Lavender	Lovasco	Love	Lynch
Mayhew	McCreery	McDaniel	McGaugh	McGirl
Merideth	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Muntzel	Murphy	Neely
O'Donnell	Patterson	Person	Pfausch	Pierson Jr.
Pike	Pogue	Pollitt 52	Pollock 123	Porter
Proudie	Quade	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rone	Ross	Ruth

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Sauls	Schnelting	Schroer	Sharp 36	Sharpe 4
Shaul 113	Shields	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Veit
Walsh	Washington	Wiemann	Wilson	Wood
Wright	Young	Mr. Speaker		

NOES: 004

Bland Manlove	Mackey	Rowland	Sain
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PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Bangert	Bosley	Brown 70	Burns
Carpenter	Carter	Kidd	Messenger	Mosley
Pietzman	Plocher	Price	Rogers	Runions
Shawan	Shull 16	Trent	Vescovo	Windham

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HB 1403, relating to political subdivisions, was taken up by Representative Hudson.

On motion of Representative Hudson, **HB 1403** was read the third time and passed by the following vote:

AYES: 114

Allred	Anderson	Andrews	Bailey	Baker
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Bondon	Bromley	Brown 27	Busick
Chipman	Christofanelli	Coleman 97	Cupps	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Eslinger	Evans	Falkner	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lovasco	Love	Lynch	Mackey	Mayhew
McGaugh	McGill	Miller	Morris 140	Morse 151
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pike	Pollitt 52	Pollock 123	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roberts 77	Roden	Rone
Ross	Ruth	Sauls	Schnelting	Schroer
Sharp 36	Sharpe 4	Shaul 113	Shields	Simmons
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Taylor	Trent	Veit
Vescovo	Walsh	Washington	Wiemann	Wilson
Wood	Wright	Young	Mr. Speaker	

NOES: 033

Appelbaum	Bangert	Baringer	Beck	Burnett
Butz	Chappelle-Nadal	Clemens	Green	Gunby
Hurst	Ingle	Lavender	McCreery	McDaniel
Merideth	Mitten	Moon	Morgan	Mosley
Person	Pierson Jr.	Pogue	Price	Proudie
Quade	Razer	Rogers	Rowland	Sain
Stevens 46	Unsicker	Windham		

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Bosley	Brown 70	Burns	Carpenter
Carter	Coleman 32	Gray	Messenger	Pietzman
Plocher	Runions	Shawan	Shull 16	Tate

VACANCIES: 001

Speaker Haahr declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 78**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Deaton, Gregory, Houx, Walsh, Wiemann and Wood

Noes (3): Baringer, Burnett and Morgan

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1655**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Baringer, Burnett, Deaton, Gregory, Houx, Morgan, Walsh, Wiemann and Wood

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 594**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Gregory, Houx, Walsh, Wiemann and Wood

Noes (4): Baringer, Burnett, Deaton and Morgan

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 676**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Baringer, Burnett, Deaton, Gregory, Houx, Morgan, Walsh, Wiemann and Wood

Noes (0)

Absent (0)

THIRD READING OF SENATE BILLS

HCS SS SB 580, HCS SCS SBs 673 & 560, HCS SB 544, HCS SS#2 SCS SB 523, HCS SB 774 and HCS SS SCS SB 594 were placed on the Informal Calendar.

HCS SB 676, relating to taxation, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS SB 676** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 676, Pages 1-2, Section 137.010, Lines 1-40, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 4, Section 137.115, Lines 68-69, by deleting the words "~~fifty~~ **two hundred**" and inserting in lieu thereof the following word "fifty"; and

Further amend said bill, Pages 8-10, Section 137.122, Lines 1-86, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 17-25, Section 143.425, Lines 1-312, by deleting all of said section and lines and inserting in lieu thereof the following:

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

(1) "Administrative adjustment request", an administrative adjustment request filed by a partnership under 26 U.S.C. Section 6227;

(2) "Audited partnership", a partnership subject to a partnership level audit resulting in a federal adjustment;

(3) "Corporate partner", a partner that is subject to tax under section 143.071;

(4) "Direct partner", a partner that holds an interest directly in a partnership or pass-through entity;

(5) "Exempt partner", a partner that is exempt from taxation under the provisions of subdivisions (1) or (4) of subsection 2 of section 143.441, except on unrelated business taxable income;

(6) "Federal adjustment", a change to an item or amount determined under the Internal Revenue Code that is used by a taxpayer to compute Missouri individual or corporate income tax owed, whether that change results from action by the IRS, including a partnership level audit, or the filing of an amended federal return, federal refund claim, or an administrative adjustment request by the taxpayer. A federal adjustment is positive to the extent that it increases Missouri taxable income as determined under section 143.431, or Missouri adjusted gross income under section 143.121 or 143.181, and is negative to the extent that it decreases such Missouri taxable income or Missouri adjusted gross income;

(7) "Federal adjustments report", methods or forms, which shall be prescribed by the department of revenue, for use by a taxpayer to report final federal adjustments, including an amended Missouri tax return, a uniform multistate report, or an information return, notwithstanding any provision of law restricting the form or applicability of information return filing;

(8) "Federal partnership representative", the person the partnership designates for the taxable year as the partnership's representative, or the person the IRS has appointed to act as the federal partnership representative, under 26 U.S.C. Section 6223(a);

(9) "Final determination date", shall be the following:

(a) Except as provided under paragraphs (b) and (c) of this subdivision, if the federal adjustment arises from an IRS audit or other action by the IRS, the final determination date shall be the first day on which no federal adjustments arising from such audit or other action remain to be finally determined, whether by IRS decision with respect to which all rights of appeal have been waived or exhausted, by agreement, or, if appealed or contested, by a final decision with respect to which all rights of appeal have been waived or exhausted. For agreements required to be signed by the IRS and the taxpayer, the final determination date shall be the date on which the last party signed the agreement;

(b) For federal adjustments arising from an IRS audit or other action by the IRS, if the taxpayer filed as a member of a Missouri consolidated return, the final determination date shall be the first day on which no related federal adjustments arising from such audit remain to be finally determined, as described in paragraph (a) of this subdivision, for the entire group;

(c) If the federal adjustment results from filing an amended federal return, a federal refund claim, or an administrative adjustment request, or if it is a federal adjustment reported on an amended federal return or other similar report filed under 26 U.S.C. Section 6225(c), the final determination date shall be the day on which the amended return, refund claim, administrative adjustment request, or other similar report was filed;

(10) "Final federal adjustment", a federal adjustment that remains in effect after the final determination date for such federal adjustment has passed;

(11) "IRS", the Internal Revenue Service of the United States Department of the Treasury;

(12) "Indirect partner", a partner in a partnership or pass-through entity, where such partnership or pass-through entity itself holds a direct or indirect interest in another partnership or pass-through entity. A partnership or pass-through entity holds an "indirect interest" in another partnership or pass-through entity where its interest is held through an indirect partner or series of indirect partners;

(13) "Non-resident partner", an individual, trust, or estate partner that is not a resident partner;

(14) "Partner", a person that holds an interest directly or indirectly in a partnership or other pass-through entity;

(15) "Partnership", the same meaning as used in 26 U.S.C. Sections 701 to 771;

(16) "Partnership level audit", an examination by the IRS at the partnership level under 26 U.S.C. Sections 6221 to 6241, as enacted by the Bipartisan Budget Act of 2015, Public Law 114-74, and any amendments thereto, which results in federal adjustments;

(17) "Pass-through entity", an entity, other than a partnership, that is not subject to tax under section 143.071, section 153.020, chapter 148, or a tax on insurance companies or insurance providers imposed by the state of Missouri;

(18) "Publicly traded partnership", the same meaning as used in 26 U.S.C. Section 7704(b), and any amendments thereto;

(19) "Reallocation adjustment", a federal adjustment resulting from a partnership level audit or an administrative adjustment request that changes the shares of one or more items of partnership income, gain, loss, expense, or credit allocated to direct partners. A positive reallocation adjustment means the portion of a reallocation adjustment that would increase federal adjusted gross income or federal taxable income for one or more direct partners, and a negative reallocation adjustment means the portion of a reallocation adjustment that would decrease federal adjusted gross income or federal taxable income for one or more direct partners;

(20) "Resident partner", an individual, trust, or estate partner that is a resident of Missouri as defined under section 143.101 for individuals, or under section 143.331 for trusts or estates, for the relevant tax period;

(21) "Reviewed year", the taxable year of a partnership that is subject to a partnership level audit which results in a federal adjustment;

(22) "Taxpayer", any individual or entity subject to a tax in Missouri or a tax-related reporting requirement in Missouri and, unless the context clearly indicates otherwise, includes a partnership subject to a partnership level audit or a partnership that has made an administrative adjustment request, as well as a tiered partner of that partnership;

(23) "Tiered partner", any partner that is a partnership or pass-through entity;

(24) "Unrelated business taxable income", the same meaning as defined in 26 U.S.C. Section 512.

2. Except in the case of final federal adjustments that are reported and, if applicable, on the basis of which Missouri income tax is paid by a partnership and its partners using the procedures provided under subsections 3 to 9 of this section, final federal adjustments required to be reported for federal purposes under 26 U.S.C. Section 6225(a)(2), and changes required to be reported under section 143.601, a taxpayer shall report and pay any Missouri tax due with respect to final federal adjustments arising from an audit or other action by the IRS or reported by the taxpayer on a timely filed amended federal income tax return, including a return or other similar report filed under 26 U.S.C. Section 6225(c)(2), or federal claim for refund, by filing a federal adjustments report with the department of revenue for the reviewed year and, if applicable, paying the additional Missouri tax owed by the taxpayer no later than one hundred eighty days after the final determination date.

3. Except for adjustments required to be reported for federal purposes under 26 U.S.C. Section 6225(a)(2), partnerships and partners shall report final federal adjustments arising from a partnership level audit or an administrative adjustment request and make payments as required under subsections 3 to 9 of this section.

4. (1) With respect to an action required or permitted to be taken by a partnership under subsections 3 to 9 of this section, a proceeding under section 143.631 for reconsideration by the director of revenue, appeal to the administrative hearing commission, or review by the judiciary with respect to such action, the state partnership representative for the reviewed year shall have the sole authority to act on behalf of the partnership, and the partnership's direct partners and indirect partners shall be bound by those actions.

(2) The state partnership representative for the reviewed year is the partnership's federal partnership representative unless the partnership designates in writing another person as its state partnership representative.

(3) The department of revenue may establish reasonable qualifications and procedures for designating a person, other than the federal partnership representative, to be the state partnership representative.

(4) The state partnership representative shall be considered an authorized representative of the partnership and its partners under section 32.057 for the purposes of compliance with this section, or participating in a proceeding described in subdivision (1) of this section.

5. Final federal adjustments subject to the requirements of subsections 3 to 9 of this section, except for those subject to a properly made election under subsection 6 of this section, shall be reported as follows:

(1) No later than ninety days after the final determination date, the partnership shall:

(a) File a completed federal adjustments report with the department of revenue, including information as required by the department of revenue;

(b) Notify each of its direct partners of their distributive share of the final federal adjustments including information as required by the department of revenue;

(c) Pay any additional amount under section 143.411 that would have been due had the final federal adjustments originally been reported properly, unless the partnership is a publicly traded partnership; and

(d) If the partnership is a publicly traded partnership, report such information as is required by the department of revenue and in the manner and format as required by department of revenue instruction, including the name, address, and taxpayer identification number of each direct partner with income in Missouri which the publicly traded partnership can reasonably determine to be:

a. Six hundred dollars or more if the partner is an individual; or

b. One hundred dollars or more if the partner is a corporation or entity other than an individual;

(2) No later than one hundred eighty days after the final determination date, each direct partner that is subject to tax under sections 143.011 to 143.996, section 153.020, chapter 148, or a Missouri tax on insurance companies or insurance providers, shall:

(a) File a federal adjustments report reporting the distributive share of the adjustments reported to them under paragraph (b) of subdivision (1) of this subsection; and

(b) Pay any additional amount of tax due as if final federal adjustments had been properly reported, plus any penalty and interest due under sections 143.011 to 143.996 or any other provision of law, and less any credit for related amounts paid or withheld and remitted on behalf of the direct partner. The rate of interest on any amount due shall be determined by section 32.068.

6. (1) Subject to the limitations provided under subdivision (2) of this subsection, an audited partnership making an election under this subsection shall:

(a) No later than ninety days after the final determination date, file a completed federal adjustments report, including information as required by department of revenue, and notify the department of revenue that it is making the election under this subsection;

(b) No later than ninety days after the final determination date, pay an amount, determined as follows, in lieu of taxes owed by its direct and indirect partners:

a. Exclude from final federal adjustments the distributive share of such adjustments reported to a direct exempt partner not subject to tax under sections 143.011 to 143.996;

b. For the total distributive shares of the remaining final federal adjustments reported to direct corporate partners subject to tax under section 143.071, and to direct exempt partners subject to tax under sections 143.011 to 143.996, apportion and allocate such adjustments as provided under section 143.455 if applicable, and multiply the resulting amount by the tax rate provided under section 143.071 for direct corporate partners and direct exempt partners that are corporations, or the top rate of tax under section 143.011 for direct exempt partners that are not corporations;

c. For the total distributive shares of the remaining final federal adjustments reported to non-resident direct partners subject to tax under sections 143.011 to 143.996, determine the amount of such adjustments which is derived from or connected with sources in Missouri as described in section 143.421, and multiply the resulting amount by the highest rate of tax under section 143.011;

d. For the total distributive shares of the remaining final federal adjustments reported to tiered partners:

(i) Determine the amount of such adjustments which is of a type such that it would be subject to sourcing to this state under section 143.421; and then determine the portion of such amount that would be sourced to the state under section 143.421;

(ii) Determine the amount of such adjustments which is of a type such that it would not be subject to sourcing to Missouri by a nonresident partner under section 143.421;

(iii) Determine the portion of the amount determined in item (ii) of this subparagraph that can be established, under regulation issued by the department of revenue, to be properly allocable to nonresident indirect partners or other partners not subject to tax on the adjustments;

(iv) Multiply the sum of the amounts determined in items (i) and (ii) of this subparagraph, reduced by the amount determined in item (iii) of this subparagraph, by the highest rate of tax under section 143.011;

e. For the total distributive shares of the remaining final federal adjustments reported to resident direct partners subject to tax under section 143.011 or 143.061, multiply such amount by the highest rate of tax under section 143.011;

f. For the total distributive shares of the remaining final federal adjustments reported to direct partners subject to tax under chapter 148, section 153.020, or a Missouri tax on insurance companies or insurance providers, apportion and allocate such adjustments in the manner provided by law for such tax, if applicable, and multiply the resulting amount by the tax rate applicable to such direct partner;

g. Add the amounts determined under subparagraphs b to f of this paragraph, in addition to any penalty and interest as provided under sections 143.011 to 143.961 or any other provision of law. The rate of interest on any amount due shall be determined by section 32.068.

(2) Final federal adjustments subject to the election provided for under this subsection shall not include:

(a) The distributive share of final audit adjustments that would, under section 143.455, be included in the apportionable income of any direct or indirect corporate partner, provided that the audited partnership can reasonably determine such amount; and

(b) Any final federal adjustments resulting from an administrative adjustment request.

(3) An audited partnership not otherwise subject to any reporting or payment obligation to Missouri that makes an election under this subsection consents to be subject to Missouri law related to reporting, assessment, payment, and collection of Missouri tax calculated under this subsection.

7. The direct and indirect partners of an audited partnership that are tiered partners, and all of the partners of such tiered partners that are subject to tax under sections 143.011 to 143.961, shall be subject to the reporting and payment requirements of subsection 5 of this section, and such tiered partners shall be entitled to make the election provided under subsection 6 of this section. The tiered partners or their partners shall make required reports and payments no later than ninety days after the time for filing and furnishing statements to tiered partners and their partners as established under 26 U.S.C. Section 6226. The department of revenue may promulgate rules to establish procedures and interim time periods for the reports and payments required by tiered partners and their partners, and for making the elections under subsection 6 of this section.

8. (1) The election made under subsection 6 of this section shall be irrevocable, unless the director of revenue, in his or her discretion or that of the directors' designee, determines otherwise.

(2) If properly reported and paid by the audited partnership or tiered partner, the amount determined under subdivision (2) of subsection 6 of this section shall be treated as paid in lieu of taxes owed by its direct and indirect partners, to the extent applicable, on the same final federal adjustments. The direct partners or indirect partners shall not take any deduction or credit on the determined amount, or claim a refund of such amount in this state. Nothing in this subsection shall preclude a direct resident partner from claiming a credit against the tax otherwise due to this state under section 143.081, or any amounts paid by the audited partnership or tiered partner on the resident partner's behalf to another state or local tax jurisdiction in accordance with the provisions of section 143.081.

9. Nothing in subsections 3 to 9 of this section shall be construed to prevent the department of revenue from assessing direct partners or indirect partners for taxes owed by such partners, using the best information available, in the event that a partnership or tiered partner fails to timely make any report or payment required under subsections 3 to 9 of this section for any reason.

10. The department of revenue shall assess additional tax, interest, additions to tax, and penalties arising from final federal adjustments arising from an audit by the IRS, including a partnership level audit, or reported by the taxpayer on an amended federal income tax return, or as part of an administrative adjustment request by no later than the latest of the following dates:

(1) If a taxpayer files with the department of revenue a federal adjustments report or an amended Missouri tax return as required within the period provided under subsections 2 to 9 of this section, the department of revenue shall assess any amounts, including taxes, interest, additions to tax, and penalties arising from such federal adjustments if the department of revenue issues a notice of the assessment to the taxpayer no later than:

(a) The expiration of the limitations period provided under section 143.711; or

(b) The expiration of the one year period following the date of filing with the department of revenue of the federal adjustments report;

(2) If the taxpayer fails to file the federal adjustments report within the period provided under subsections 2 to 9 of this section, as appropriate, or the federal adjustments report filed by the taxpayer omits final federal adjustments or understates the correct amount of tax owed, the department of revenue shall assess amounts or additional amounts including taxes, interest, additions to tax, and penalties arising from the final federal adjustments, if it mails a notice of the assessment to the taxpayer by a date which is the latest of the following:

(a) The expiration of the limitations period provided under section 143.711;

(b) The expiration of the one year period following the date the federal adjustments report was filed with the department of revenue; or

(c) Absent fraud, the expiration of the six-year period following the final determination date.

11. A taxpayer may make estimated payments to the department of revenue of the Missouri tax expected to result from a pending IRS audit, prior to the due date of the federal adjustments report, without having to file such report with the department of revenue. The estimated tax payments shall be credited against any tax liability ultimately found to be due to Missouri and shall limit the accrual of further interest on such amount. If the estimated tax payments exceed the final tax liability and interest ultimately determined to be due, the taxpayer shall be entitled to a refund or credit for the excess, provided the taxpayer files a federal adjustments report or claim for refund or credit of tax under section 143.781 or 143.821 no later than one year following the final determination date.

12. Except for final federal adjustments required to be reported for federal purposes under 26 U.S.C. Section 6225(a)(2), a taxpayer may file a claim for refund or credit of tax arising from federal adjustments made by the IRS on or before the later of:

(1) The expiration of the last day for filing a claim for refund or credit of Missouri tax under section 143.801, including any extensions; or

(2) One year from the date a federal adjustments report required under subsections 2 to 9 of this section, as applicable, was due to the department of revenue, including any extensions provided under subsection 13 of this section.

The federal adjustments report shall serve as the means for the taxpayer to report additional tax due, report a claim for refund or credit of tax, and make other adjustments resulting from adjustments to the taxpayer's federal taxable income.

13. (1) Unless otherwise agreed in writing by the taxpayer and the department of revenue, any adjustments by the department or by the taxpayer made after the expiration of the appropriate limitations period provided under section 143.711 or 143.801 shall be limited to changes to the taxpayer's tax liability arising from federal adjustments.

(2) For purposes of compliance with this section, the time periods provided for in chapter 143 may be extended:

(a) Automatically, upon written notice to the department of revenue, by ninety days for an audited partnership or tiered partner which has one hundred or more direct partners; or

(b) By written agreement between the taxpayer and the department of revenue.

(3) Any extension granted under this subsection for filing the federal adjustments report extends the last day prescribed by law for assessing any additional tax arising from the adjustments to federal taxable income and the period for filing a claim for refund or credit of taxes under section 143.781 or 143.821.

14. The department of revenue shall promulgate rules to implement the provisions 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, 2020, shall be invalid and void.

15. The provisions of this section shall apply to any adjustments to a taxpayer's federal taxable income or federal adjusted gross income with a final determination date occurring on or after January 1, 2021."; and

Further amend said bill, Pages 26-27, Section 144.805, 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.

Speaker Pro Tem Wiemann assumed the Chair.

Speaker Haahr resumed the Chair.

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

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Christofanelli	Coleman 97
Cupps	Deaton	DeGroot	Dinkins	Dohrman
Eggleston	Eslinger	Evans	Falkner	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier

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Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lovasco	Love	Lynch	Mayhew	McDaniel
McGaugh	McGill	Miller	Moon	Morris 140
Morse 151	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfausch	Pietzman	Pike	Plocher
Pogue	Pollitt 52	Pollock 123	Porter	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roden	Rone	Ross	Ruth
Schroer	Sharpe 4	Shaul 113	Shields	Simmons
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 039

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Brown 27	Brown 70	Burnett	Butz
Chappelle-Nadal	Clemens	Ellebracht	Green	Gunby
Ingle	Kendrick	Lavender	Mackey	McCreery
Merideth	Mitten	Morgan	Mosley	Person
Pierson Jr.	Price	Proudie	Quade	Razer
Roberts 77	Rogers	Rowland	Sain	Sharp 36
Unsicker	Washington	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Bosley	Burns	Carpenter	Carter
Coleman 32	Dogan	Gray	Messenger	Runions
Sauls	Schnelting	Shawan	Shull 16	Smith
Solon	Stevens 46	Tate		

VACANCIES: 001

On motion of Representative Christofanelli, **HCS SB 676, as amended**, was adopted.

On motion of Representative Christofanelli, **HCS SB 676, as amended**, was read the third time and passed by the following vote:

AYES: 147

Aldridge	Allred	Anderson	Andrews	Appelbaum
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Beck	Billington	Black 137	Black 7
Bland Manlove	Bondon	Bosley	Bromley	Brown 27
Brown 70	Burnett	Busick	Butz	Chappelle-Nadal
Chipman	Christofanelli	Clemens	Coleman 97	Cupps
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Eslinger	Evans	Falkner
Fishel	Fitzwater	Francis	Gannon	Green
Gregory	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis

Hudson	Ingle	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lavender
Lovasco	Love	Lynch	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Murphy	Neely	O'Donnell
Patterson	Person	Pfautsch	Pierson Jr.	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Proudie	Quade	Razer	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rogers	Ross	Rowland
Ruth	Sain	Sauls	Schnelting	Schroer
Sharp 36	Sharpe 4	Shaul 113	Shields	Simmons
Smith	Solon	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Taylor	Trent
Unsicker	Veit	Vescovo	Walsh	Washington
Wiemann	Wilson	Windham	Wood	Wright
Young	Mr. Speaker			

NOES: 004

Hurst	Moon	Pogue	Rone
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PRESENT: 000

ABSENT WITH LEAVE: 011

Burns	Carpenter	Carter	Coleman 32	Gray
Messenger	Price	Runions	Shawan	Shull 16
Tate				

VACANCIES: 001

Speaker Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1467 and HB 1934, as amended, relating to public employee retirement systems, was taken up by Representative Pike.

On motion of Representative Pike, **SS SCS HB 1467 and HB 1934, as amended**, was adopted by the following vote:

AYES: 148

Aldridge	Allred	Anderson	Andrews	Appelbaum
Baker	Bangert	Baringer	Barnes	Basye
Beck	Billington	Black 137	Black 7	Bland Manlove
Bondon	Bosley	Bromley	Brown 27	Brown 70
Burnett	Busick	Butz	Chappelle-Nadal	Chipman
Christofanelli	Clemens	Coleman 97	Cupps	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Eslinger	Evans	Falkner	Fishel	Fitzwater
Francis	Gannon	Green	Gregory	Grier

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Griesheimer	Griffith	Gunby	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurst
Ingle	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lavender	Lovasco
Love	Lynch	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGirl	Merideth	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Murphy	Neely	O'Donnell
Patterson	Person	Pfautsch	Pierson Jr.	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Price	Proudie	Quade	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roberts 77	Roden	Rogers	Rone
Ross	Rowland	Ruth	Sain	Schnelting
Schroer	Sharp 36	Sharpe 4	Shaul 113	Shields
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Taylor
Trent	Unsicker	Veit	Vescovo	Walsh
Washington	Wiemann	Wilson	Windham	Wood
Wright	Young	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Burns	Carpenter	Carter	Coleman 32
Deaton	Gray	Messenger	Runions	Sauls
Shawan	Shull 16	Tate		

VACANCIES: 001

On motion of Representative Pike, **SS SCS HB 1467 and HB 1934, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 145

Aldridge	Allred	Anderson	Andrews	Appelbaum
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Beck	Billington	Black 137	Black 7
Bland Manlove	Bondon	Bosley	Bromley	Brown 27
Brown 70	Burnett	Busick	Butz	Chappelle-Nadal
Chipman	Christofanelli	Clemens	Coleman 97	Cupps
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Eslinger	Evans	Falkner	Fishel
Fitzwater	Francis	Gannon	Green	Gregory
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Hannegan	Hansen	Helms	Hicks
Hill	Houx	Hovis	Hudson	Hurst
Ingle	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lavender	Lovasco
Love	Lynch	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGirl	Merideth	Miller

Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pierson Jr.	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Price
Proudie	Quade	Razer	Reedy	Rehder
Remole	Richey	Riggs	Roberts 161	Roberts 77
Roden	Rogers	Rone	Ross	Rowland
Ruth	Sain	Sauls	Schnelting	Schroer
Sharp 36	Sharpe 4	Shaul 113	Shields	Simmons
Smith	Sommer	Spencer	Stacy	Stevens 46
Swan	Taylor	Trent	Unsicker	Veit
Vescovo	Walsh	Washington	Wiemann	Wilson
Windham	Wood	Wright	Young	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Burns	Carpenter	Carter	Coleman 32	Deaton
Gray	Henderson	Messenger	Person	Toalson Reisch
Runions	Shawan	Shull 16	Solon	Stephens 128
Tate				

VACANCIES: 001

Speaker Haahr declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1768, as amended.**

Senators: Hegeman, Sater, Crawford, Rizzo and Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS#2 SCS HB 1450, HB 1296, HCS HB 1331 and HCS HB 1898, as amended.**

Senators: Luetkemeyer, Onder, Emery, Sifton and May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2002, as amended,** and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Riddle, Arthur and Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2003** and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Rowden, Arthur and Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2004, as amended**, and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Hoskins, Rizzo and Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2005** and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Cunningham, Rizzo and Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HS HCS HB 2006** and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Cunningham, Rizzo and Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2007** and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Sater, Rizzo and Walsh

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2008, as amended**, and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Brown, Rizzo and Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2009** and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Hoskins, Rizzo and Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2010, as amended**, and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Sater, Rizzo and Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2011, as amended**, and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Sater, Nasheed and Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HS HCS HB 2012** and grants the House a conference thereon.

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

Senators: Hegeman, Hough, Sater, Rizzo and Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2013** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1330** entitled:

An act to authorize the conveyance of certain state property, with an emergency clause.

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

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1330, Page 16, Section 6, Line 153, by inserting immediately after said line the following:

"Section 7. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Moberly, Randolph County, Missouri. The property to be conveyed is more particularly described as follows:

Starting at a point 420 feet south, and 30 feet west of the NE corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 53 N., Range 14 W., thence West 550 feet parallel with the North line of said Section 25, thence N. 45° W. to a point 100 feet south of the north line of said Section 25, thence west parallel with said north line of said Section 25, 260 feet, thence S. 450 W. to the easterly right-of-way of U. S. Highway Route 63, thence southeasterly around the curve of the said easterly right-of-way of U. S. Route 63, to a point 120 feet south of the south line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, 53, 14, thence northeasterly to a point 30 feet west and 865 feet south of the NE corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 25, thence N. 445 feet more or less to place of beginning: said tract containing 23.1 acres, more or less, and being situated in parts of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 53 N., Range 14 West, in Randolph County, Missouri.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance."

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Bill No. 1330, Page 6, Section 3, Line 6, by inserting immediately before said line the following:

"PROPERTY BOUNDARY DESCRIPTION - TRACT A"; and

Further amend Line 16, by striking the word "continuing".

Emergency clause adopted.

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 **SS SCS HCS#2 HB 1896** entitled:

An act to repeal sections 191.1146, 195.015, 195.017, 195.417, 579.060, 579.065, and 579.068, RSMo, and to enact in lieu thereof nine new sections relating to controlled substances, with penalty provisions and an emergency clause for a certain section.

With Senate Amendment No. 1, Senate Amendment No. 1 to Senate Amendment No. 2, and Senate Amendment No. 2, as amended.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1896, Page 51, Section 195.805, Line 2, by inserting after the word “package” the following:

“, or packages within a package,”.

*Senate Amendment No. 1
to
Senate Amendment No. 2*

AMEND Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1896, Page 2, Section 195.417, Line 26, by striking the words “twenty-eight and eight-tenths” and inserting in lieu thereof the following:

“forty-three and two-tenths”; and

Further amend said amendment, Page 6, Section 579.060, Line 1, by striking the words “twenty-eight and eight-tenths” and inserting in lieu thereof the following:

“forty-three and two-tenths”; and

Further amend Line 10, by striking the words “twenty-eight and eight-tenths” and inserting in lieu thereof the following:

“forty-three and two-tenths”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1896, Pages 48-50, Section 195.417, by striking all of said section and inserting in lieu thereof the following:

“195.417. 1. The limits specified in this section shall not apply to any quantity of such product, mixture, or preparation which must be dispensed, sold, or distributed in a pharmacy pursuant to a valid prescription.

2. Within any thirty-day period, no person shall sell, dispense, or otherwise provide to the same individual, and no person shall purchase, receive, or otherwise acquire more than the following amount: any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, either as:

- (1) The sole active ingredient; or
- (2) One of the active ingredients of a combination drug; or
- (3) A combination of any of the products specified in subdivisions (1) and (2) of this subsection;

in any total amount greater than ~~nine~~ **seven and two-tenths** grams, without regard to the number of transactions.

3. Within any twenty-four-hour period, no pharmacist, intern pharmacist, or registered pharmacy technician shall sell, dispense, or otherwise provide to the same individual, and no person shall purchase, receive, or otherwise acquire more than the following amount: any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, either as:

- (1) The sole active ingredient; or
- (2) One of the active ingredients of a combination drug; or
- (3) A combination of any of the products specified in subdivisions (1) and (2) of this subsection;

in any total amount greater than three and six-tenths grams without regard to the number of transactions.

4. Within any twelve-month period, no person shall sell, dispense, or otherwise provide to the same individual, and no person shall purchase, receive, or otherwise acquire more than the following amount: any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, either as:

- (1) The sole active ingredient; or**
- (2) One of the active ingredients of a combination drug; or**
- (3) A combination of any of the products specified in subdivisions (1) and (2) of this subsection;**

in any total amount greater than twenty-eight and eight-tenths grams, without regard to the number of transactions.

5. All packages of any compound, mixture, or preparation containing any detectable quantity of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, except those that are excluded from Schedule V in subsection 17 or 18 of section 195.017, shall be offered for sale only from behind a pharmacy counter where the public is not permitted, and only by a registered pharmacist or registered pharmacy technician under section 195.017.

~~[5-]~~ 6. Each pharmacy shall submit information regarding sales of any compound, mixture, or preparation as specified in this section in accordance with transmission methods and frequency established by the department by regulation.

7. No prescription shall be required for the dispensation, sale, or distribution of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, in an amount within the limits described in subsections 2, 3, and 4 of this section. The superintendent of the Missouri state highway patrol shall report to the revisor of statutes and the general assembly by February first when the statewide number of methamphetamine laboratory seizure incidents exceeds three hundred incidents in the previous calendar year. The provisions of this subsection shall expire on April first of the calendar year in which the revisor of statutes receives such notification.

~~[6-]~~ 8. This section shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state. This section shall not apply to the sale of any animal feed products containing ephedrine or any naturally occurring or herbal ephedra or extract of ephedra.

9. Any local ordinances or regulations enacted by any political subdivision of the state prior to August 28, 2020, requiring a prescription for the dispensation, sale, or distribution of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, in an amount within the limits described in subsections 2, 3, and 4 of this section shall be void and of no effect and no such political subdivision shall maintain or enforce such ordinance or regulation.

~~[7-]~~ 10. All logs, records, documents, and electronic information maintained for the dispensing of these products shall be open for inspection and copying by municipal, county, and state or federal law enforcement officers whose duty it is to enforce the controlled substances laws of this state or the United States.

~~[8-]~~ 11. All persons who dispense or offer for sale pseudoephedrine and ephedrine products, except those that are excluded from Schedule V in subsection 17 or 18 of section 195.017, shall ensure that all such products are located only behind a pharmacy counter where the public is not permitted.

~~[9-]~~ 12. The penalty for a knowing or reckless violation of this section is found in section 579.060.”; and

Further amend said bill, Pages 53-56, Section 579.060, by striking all of said section and inserting in lieu thereof the following:

“579.060. 1. A person commits the offense of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs if he or she knowingly:

(1) Sells, distributes, dispenses, or otherwise provides any number of packages of any drug product containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, in a total amount greater than ~~nine~~ **seven and two-tenths** grams to the same individual within a thirty-day period, unless the amount is dispensed, sold, or distributed pursuant to a valid prescription; or

(2) Purchases, receives, or otherwise acquires within a thirty-day period any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers in a total amount greater than ~~nine~~ **seven and two-tenths** grams, without regard to the number of transactions, unless the amount is purchased, received, or acquired pursuant to a valid prescription; or

(3) Purchases, receives, or otherwise acquires within a twenty-four-hour period any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers in a total amount greater than three and six-tenths grams, without regard to the number of transactions, unless the amount is purchased, received, or acquired pursuant to a valid prescription; or

(4) Sells, distributes, dispenses, or otherwise provides any number of packages of any drug product containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, in a total amount greater than twenty-eight and eight-tenths grams to the same individual within a twelve-month period, unless the amount is dispensed, sold, or distributed pursuant to a valid prescription; or

(5) Purchases, receives, or otherwise acquires within a twelve-month period any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers in a total amount greater than twenty-eight and eight-tenths grams, without regard to the number of transactions, unless the amount is purchased, received, or acquired pursuant to a valid prescription; or

(6) Dispenses or offers drug products that are not excluded from Schedule V in subsection 17 or 18 of section 195.017 and that contain detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, without ensuring that such products are located behind a pharmacy counter where the public is not permitted and that such products are dispensed by a registered pharmacist or pharmacy technician under subsection 11 of section 195.017; or

~~(5)~~ (7) Holds a retail sales license issued under chapter 144 and knowingly sells or dispenses packages that do not conform to the packaging requirements of section 195.418.

2. A pharmacist, intern pharmacist, or registered pharmacy technician commits the offense of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs if he or she knowingly:

(1) Sells, distributes, dispenses, or otherwise provides any number of packages of any drug product containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, in a total amount greater than three and six-tenth grams to the same individual within a twenty-four hour period, unless the amount is dispensed, sold, or distributed pursuant to a valid prescription; or

(2) Fails to submit information under subsection 13 of section 195.017 and subsection ~~5~~ **6** of section 195.417 about the sales of any compound, mixture, or preparation of products containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, in accordance with transmission methods and frequency established by the department of health and senior services; or

(3) Fails to implement and maintain an electronic log, as required by subsection 12 of section 195.017, of each transaction involving any detectable quantity of pseudoephedrine, its salts, isomers, or salts of optical isomers or ephedrine, its salts, optical isomers, or salts of optical isomers; or

(4) Sells, distributes, dispenses or otherwise provides to an individual under eighteen years of age without a valid prescription any number of packages of any drug product containing any detectable quantity of pseudoephedrine, its salts, isomers, or salts of optical isomers, or ephedrine, its salts or optical isomers, or salts of optical isomers.

3. Any person who violates the packaging requirements of section 195.418 and is considered the general owner or operator of the outlet where ephedrine, pseudoephedrine, or phenylpropanolamine products are available for sale shall not be penalized if he or she documents that an employee training program was in place to provide the employee who made the unlawful retail sale with information on the state and federal regulations regarding ephedrine, pseudoephedrine, or phenylpropanolamine.

4. The offense of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs is a class A misdemeanor.”.

Emergency clause adopted.

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 **SS#2 SCS HCS HB 1854** entitled:

An act to repeal sections 29.230, 36.155, 50.166, 50.327, 54.140, 59.021, 59.100, 64.805, 67.730, 67.1360, 67.1545, 94.838, 94.900, 94.902, 105.145, 115.127, 115.621, 115.646, 137.180, 138.434, 144.757, 205.202, 238.207, 238.235, 238.237, 321.015, 321.190, 321.300, 321.552, 321.603, 506.384, 610.021, 620.2005, and 620.2010, RSMo, and section 49.266 as enacted by senate bill no. 672, ninety-seventh general assembly, second regular session, and section 49.266 as enacted by house bill no. 28, ninety-seventh general assembly, first regular session, and to enact in lieu thereof fifty-one new sections relating to political subdivisions, with penalty provisions and an emergency clause for certain sections.

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

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1854, Page 76, Section 115.646, Lines 26-28, by striking said lines; and

Further amend Page 77, Section 115.646, Lines 1-27, by striking said lines.

Senate Amendment No. 3

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1854, Page 160, Section 620.2010, Line 8 of said page, by inserting immediately after said line the following:

“620.2250. 1. This section shall be known and may be cited as the “Targeted Industrial Manufacturing Enhancement Zones Act”.

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

(1) “County average wage”, the average wage in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility;

(2) “Department”, the Missouri department of economic development;

(3) “New job”, the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the completion of an agreement pursuant to subsection 6 of this section and no job that is relocated from another location within this state shall be deemed a new job. An employee that spends less than fifty percent of the employee's work time at the facility is still considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the county average wage;

(4) “Political subdivision”, a town, village, city, or county located in this state;

(5) “Related facility”, a facility operated by a company or a related company prior to the establishment of the TIME zone in question, and which is directly related to the operations of the facility within the new TIME zone;

(6) “TIME zone”, an area identified through an ordinance or resolution passed pursuant to subsection 4 of this section that is being developed or redeveloped for any purpose so long as any infrastructure or building built or improved is in the development area;

(7) “Zone board”, the governing body of a TIME zone.

3. The governing bodies of at least two contiguous or overlapping political subdivisions in this state may establish one or more TIME zones, which shall be political subdivisions of the state, for the purposes of completing infrastructure projects to promote the economic development of the region. Such zones may only include the area within the governing bodies' jurisdiction, ownership, or control, and may include any such area. The governing bodies shall determine the boundaries for each TIME zone, and more than one TIME zone may exist within the governing bodies' jurisdiction or under the governing bodies' ownership or control, and may be expanded or contracted by resolution of the zone board.

4. (1) To establish a TIME zone, the governing bodies of at least two political subdivisions shall each propose an ordinance or resolution creating such zone. Such ordinance or resolution shall set forth the names of the political subdivisions which will form the TIME zone, the general nature of the proposed improvements, the estimated cost of such improvements, the boundaries of the proposed TIME zone, and the estimated number of new jobs to be created in the TIME zone. Prior to approving such ordinance or resolution, each governing body shall hold a public hearing to consider the creation of the TIME zone and the proposed improvements therein. The governing bodies shall hear and pass upon all objections to the TIME zone and the proposed improvements, if any, and may amend the proposed improvements, and the plans and specifications therefor.

(2) After the passage or adoption of the ordinance or resolution creating the TIME Zone, governance of the TIME zone shall be by the zone board, which shall consist of seven members selected from the political subdivisions creating the TIME zone. Members of a zone board shall receive no salary or other compensation for their services as members, but shall receive their necessary traveling and other expenses incurred while actually engaged in the discharge of their official duties. The zone board may expand or contract such TIME zone through an ordinance or resolution following a public hearing conducted to consider such expansion or contraction.

5. The boundaries of the proposed TIME zone shall be described by metes and bounds, streets, or other sufficiently specific description.

6. (1) Prior to retaining any state withholding tax pursuant to subsection 9 of this section, a zone board shall enter into an agreement with the department. Such agreement shall include, but shall not be limited to:

(a) The estimated number of new jobs to be created;

(b) The estimated average wage of new jobs to be created;

(c) The estimated net fiscal impact of the new jobs;

(d) The estimated costs of the proposed improvements;

(e) The estimated amount of withholding tax to be retained pursuant to subsection 9 of this section over the period of the agreement; and

(f) A copy of the ordinance establishing the board and a list of its members.

(2) The department shall not approve an agreement with a zone board unless the zone board commits to creating the following number of new jobs:

(a) For a TIME zone with a total population of less than five thousand inhabitants as determined by the most recent decennial census, a minimum of five new jobs with an average wage that equals or exceeds ninety percent of the county average wage;

(b) For a TIME zone with a total population of at least five thousand inhabitants but less than fifty thousand inhabitants as determined by the most recent decennial census, a minimum of ten new jobs with an average wage that equals or exceeds ninety percent of the county average wage;

(c) For a TIME zone with a total population of at least fifty thousand inhabitants but less than one hundred fifty thousand inhabitants as determined by the most recent decennial census, a minimum of fifteen new jobs with an average wage that equals or exceeds ninety percent of the county average wage; and

(d) For a TIME zone with a total population of at least one hundred fifty thousand inhabitants as determined by the most recent decennial census, a minimum of twenty-five new jobs with an average wage that equals or exceeds ninety percent of the county average wage.

7. (1) The term of the agreement entered into pursuant to subsection 6 of this section shall not exceed ten years. A zone board may apply to the department for approval to renew any agreement. Such application shall be made on forms provided by the department. In determining whether to approve the renewal of an agreement, the department shall consider:

- (a) The number of new jobs created and the average wage and net fiscal impact of such jobs;
- (b) The outstanding improvements to be made within the TIME zone and the funding necessary to complete such improvements; and
- (c) Any other factor the department requires.

(2) The department may approve the renewal of an agreement for a period not to exceed ten years. If a zone board has not met the new job requirements pursuant to subdivision (2) of subsection 6 of this section by the end of the agreement, the department shall recapture from such zone board the amount of withholding tax retained by the zone board pursuant to this section and the department shall not approve the renewal of an agreement with such zone board.

(3) A zone board shall not retain any withholding tax pursuant to this section in excess of the costs of improvements completed by the zone board.

8. If a qualified company is retaining withholding tax pursuant to sections 620.2000 to 620.2020 for new jobs, as such terms are defined in section 620.2005, that also qualify for the retention of withholding tax pursuant to this section, the department shall not authorize an agreement pursuant to this section that results in more than fifty percent of the withholding tax for such new jobs being retained pursuant to this section and sections 620.2000 to 620.2020.

9. Upon the completion of an agreement pursuant to subsection 6 of this section, twenty-five percent of the state tax withholdings imposed by sections 143.191 to 143.265 on new jobs within a TIME zone after development or redevelopment has commenced shall not be remitted to the general revenue fund of the state of Missouri. Such moneys shall be deposited into the TIME zone fund established pursuant to subsection 10 of this section for the purpose of continuing to expand, develop, and redevelop TIME zones identified by the zone board, and may be used for managerial, engineering, legal, research, promotion, planning, and any other expenses.

10. There is hereby created in the state treasury the "TIME Zone Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180 to the zone boards of the TIME zones from which the funds were collected, less the pro-rata portion appropriated by the general assembly to be used solely for the administration of this section, which shall not exceed ten percent of the total amount collected within the TIME zones of a zone board. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

11. The zone board shall approve projects consistent with the provisions of this section that begin construction and disburse any money collected under this section. The zone board shall submit an annual budget for the funds to the department explaining how and when such money will be spent.

12. A zone board shall submit an annual report by December thirty-first of each year to the department and the general assembly. Such report shall include, but shall not be limited to:

- (1) The locations of the established TIME zones governed by the zone board;
- (2) The number of new jobs created within the TIME zones governed by the zone board;
- (3) The average wage of the new jobs created within the TIME zones governed by the zone board; and
- (4) The amount of withholding tax retained pursuant to subsection 9 of this section from new jobs created within the TIME zones governed by the zone board.

13. No political subdivision shall establish a TIME zone with boundaries that overlap the boundaries of an advanced industrial manufacturing zone established pursuant to section 68.075.

14. The total amount of withholding taxes retained by all TIME zones pursuant to the provisions of this section shall not exceed five million dollars per fiscal year.

15. The department may promulgate rules to implement the provisions 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, 2020, shall be invalid and void.

16. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized pursuant to this section shall sunset automatically on August 28, 2024, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized pursuant to this section shall sunset automatically twelve years after the effective date of the reauthorization; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized pursuant to this section is sunset.”; and

Further amend the title and enacting clause accordingly.

Emergency clause defeated.

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 HB 1330, as amended - Fiscal Review

SS#2 SCS HCS HB 1854, as amended - Fiscal Review

SS SCS HCS#2 HB 1896, as amended - Fiscal Review

APPOINTMENT OF CONFERENCE COMMITTEES

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

SCS HS HCS HB 2002, as amended: Representatives Smith, Wood, Black (7), Kendrick and Burnett

SCS HS HCS HB 2003: Representatives Smith, Wood, Black (7), Kendrick and Burnett

SCS HS HCS HB 2004, as amended: Representatives Smith, Wood, Walsh, Kendrick and Merideth

SCS HS HCS HB 2005: Representatives Smith, Wood, Trent, Kendrick and Lavender

SS SCS HS HCS HB 2006: Representatives Smith, Ross, Kelly (141), Kendrick and Pierson Jr.

SCS HS HCS HB 2007: Representatives Smith, Wood, Kelly (141), Kendrick and Pierson Jr.

SCS HS HCS HB 2008, as amended: Representatives Smith, Wood, Walsh, Kendrick and Lavender

SCS HS HCS HB 2009: Representatives Smith, Wood, Walsh, Kendrick and Washington

SCS HS HCS HB 2010, as amended: Representatives Smith, Wood, Patterson, Lavender and Washington

SCS HS HCS HB 2011, as amended: Representatives Smith, Wood, Patterson, Kendrick and Lavender

SCS HS HCS HB 2012: Representatives Smith, Wood, Trent, Burnett and Washington

MOTION

Representative Vescovo moved that Rule 22 be suspended.

Which motion was adopted by the following vote:

AYES: 100

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Christofanelli	Coleman 97
Cupps	Deaton	DeGroot	Dinkins	Dohrman
Eggleston	Eslinger	Evans	Falkner	Fishel
Fitzwater	Francis	Gannon	Gregory	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lynch
Mayhew	McGaugh	McGill	Miller	Morris 140
Morse 151	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schroer
Sharpe 4	Shaul 113	Shields	Simmons	Smith
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

NOES: 045

Aldridge	Appelbaum	Bangert	Baringer	Barnes
Beck	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Butz	Chappelle-Nadal	Clemens	Ellebracht
Green	Gunby	Hurst	Kendrick	Lavender
Lovasco	Mackey	McCreery	Merideth	Mitten
Moon	Morgan	Mosley	Person	Pierson Jr.
Pogue	Price	Quade	Razer	Roberts 77
Rogers	Rowland	Sain	Sauls	Sharp 36
Stevens 46	Unsicker	Washington	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 017

Burns	Carpenter	Carter	Coleman 32	Dogan
Gray	Ingle	Love	McDaniel	Messenger
Proudie	Runions	Schnelting	Shawan	Shull 16
Solon	Tate			

VACANCIES: 001

THIRD READING OF HOUSE JOINT RESOLUTIONS

HJR 78, relating to assessors, was taken up by Representative Eggleston.

Representative Taylor raised a point of order that a member was in violation of Rule 85.

The Speaker advised members to keep their comments confined to the question at hand.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Christofanelli	Cupps
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Eslinger	Falkner	Fishel	Fitzwater	Francis
Gannon	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurst	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McDaniel	McGaugh	McGill
Moon	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Pfautsch	Pike	Plocher
Pogue	Pollitt 52	Pollock 123	Porter	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roden	Ross	Ruth	Sharpe 4
Shaul 113	Shields	Solon	Sommer	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wood	Wright	Mr. Speaker		

NOES: 038

Aldridge	Appelbaum	Bangert	Baringer	Beck
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Butz	Chappelle-Nadal	Ellebracht	Gunby	Ingle
Kendrick	Lavender	McCreery	Merideth	Morgan
Mosley	Person	Pierson Jr.	Price	Proudie
Quade	Razer	Roberts 77	Rogers	Rowland
Sain	Sauls	Sharp 36	Stevens 46	Unsicker
Washington	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes	Burns	Carpenter	Carter	Clemens
Coleman 32	Coleman 97	Deaton	Evans	Gray
Green	Mackey	Messenger	Miller	Mitten
Patterson	Pietzman	Rone	Runions	Schnelting
Schroer	Shawan	Shull 16	Simmons	Smith
Tate				

VACANCIES: 001

On motion of Representative Eggleston, **HJR 78** was read the third time and passed by the following vote:

AYES: 109

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bondon
Bromley	Busick	Chipman	Christofanelli	Cupps
Deaton	DeGroot	Dinkins	Dohrman	Eggleston
Ellebracht	Eslinger	Falkner	Fishel	Fitzwater
Francis	Gannon	Gregory	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurst	Ingle	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lovasco	Love	Lynch	Mayhew	McDaniel
McGaugh	McGill	Miller	Moon	Morris 140
Morse 151	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Razer	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roden	Ross	Rowland	Ruth
Sauls	Schnelting	Sharpe 4	Shaul 113	Shields
Simmons	Smith	Solon	Sommer	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wilson
Wood	Wright	Young	Mr. Speaker	

NOES: 034

Aldridge	Appelbaum	Bangert	Baringer	Barnes
Beck	Bland Manlove	Bosley	Brown 27	Burnett
Butz	Chappelle-Nadal	Clemens	Dogan	Gunby
Kendrick	Lavender	McCreery	Merideth	Morgan
Mosley	Person	Pierson Jr.	Pogue	Price
Quade	Roberts 77	Rogers	Sain	Sharp 36
Stevens 46	Unsicker	Washington	Windham	

PRESENT: 002

Brown 70	Proudie
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ABSENT WITH LEAVE: 017

Burns	Carpenter	Carter	Coleman 32	Coleman 97
Evans	Gray	Green	Mackey	Messenger
Mitten	Rone	Runions	Schroer	Shawan
Shull 16	Tate			

VACANCIES: 001

Speaker Haahr declared the bill passed.

On motion of Representative Vescovo, the House recessed until 2:15 p.m.

AFTERNOON SESSION

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

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 580, relating to health care, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HCS SS SB 580** was agreed to.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 60, Section 334.1000, Line 1, by deleting the number "**334.1005**" and inserting in lieu thereof the number "**334.1130**"; and

Further amend said bill, page and section, Line 23, by inserting after the number "(7)" the following:

"Nuclear medicine advanced associate", a person who is licensed to perform the duties of a nuclear medicine and molecular imaging physician extender working under the supervision of a licensed physician, and who is an authorized user of radioactive materials to perform a variety of expanded activities and enhance patient care in the diagnostic imaging and radiotherapy environments;
(8); and

Further amend said bill and section, Pages 60 to 61, Lines 23 to 47, by renumbering subsequent subdivisions appropriately; and

Further amend said bill, Page 61, Section 334.1005, Line 9, by inserting after all of said section and line the following:

"334.1105. 1. Except as provided in this section, after January 1, 2021, only a person licensed under the provisions of sections 334.1100 to 334.1130 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The department shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the department.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1100 to 334.1130 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1100 to 334.1130 shall not apply to the following:

(1) A dental hygienist or dental assistant licensed by this state;

(2) A physician, chiropractor, podiatrist, or dentist;

(3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;

(4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment;

(5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers; or

(6) A nurse licensed under chapter 335, while practicing within the scope of practice of such chapter and only performing diagnostic plainfilm radiography.

6. (1) The provisions of sections 334.1100 to 334.1130 shall not apply to an advanced practice registered nurse only using fluoroscopy in the operating room, ambulatory surgery centers, pain clinics, and any other non-hospital site; however, an approved online fluoroscopy training course is required annually for persons using fluoroscopy in such settings.

(2) Notwithstanding subdivision (1) of this subsection, persons using fluoroscopy in interventional radiology and cardiology shall be licensed as provided under sections 334.1100 to 334.1130.

334.1110. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The department shall provide administrative support to the advisory committee. The advisory committee shall guide, advise, and make recommendations to the department and shall consist of a minimum of twelve members who shall be composed of no less than the following:

(1) A clinic administrator, or his or her designee, appointed by the Missouri Association of Rural Health Clinics;

(2) A physician appointed by the Missouri State Medical Association;

(3) A pain management physician appointed by the Missouri Society of Anesthesiologists;

(4) A radiologic technologist appointed by the Missouri Society of Radiologic Technologists;

(5) A nuclear medicine technologist appointed by the Missouri Valley Chapter of the Society of Nuclear Medicine and Molecular Imaging;

(6) An administrator of an ambulatory surgical center appointed by the Missouri Ambulatory Surgical Center Association;

(7) A physician appointed by the Missouri Academy of Family Physicians;

(8) A certified registered nurse anesthetist appointed by the Missouri Association of Nurse Anesthetists;

(9) A physician appointed by the Missouri Radiological Society;

(10) The director of the Missouri state board of registration for the healing arts, or his or her designee;

(11) The director of the Missouri state board of nursing, or his or her designee; and

(12) The director of the department of health and senior services, or his or her designee.

2. The department, based on recommendations, guidance, and advice from the advisory committee, shall:

(1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, nuclear medicine advanced associates, radiation therapists, radiographers, and radiologist assistants;

(2) Promulgate rules for issuance of licenses;

(3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;

(4) Establish minimum requirements for continuing education, including radiation safety;

(5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;

(6) Contract to use a competency-based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;

(7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the department as qualification for licensure;

(8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;

(9) Establish ethical, moral, and practice standards; and

(10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The department shall create alternative licensure requirements for individuals working in rural health clinics as defined in Pub. L. 95-210 and for areas of this state that the department deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1100 to 334.1130 to perform radiologic imaging or radiation therapy procedures. The alternative licensure requirements in this section shall not be more strict than the licensure provisions contained in sections 334.1100 to 334.1130. Nothing in this subsection shall limit access to healthcare in rural communities.

4. All fees payable pursuant to the provisions of sections 334.1100 to 334.1130 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the Missouri radiologic imaging and radiation therapy fund established under section 334.1112. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1100 to 334.1130.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1112. There is hereby created in the state treasury the "Missouri Radiologic Imaging and Radiation Fund", which shall consist of moneys collected under sections 334.1100 to 334.1130. 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 sections 334.1100 to 334.1130. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

334.1115. 1. To be eligible for licensure by the department, at the time of application, an applicant shall be at least eighteen years of age.

2. The department shall accept nuclear medicine technology, nuclear medicine advanced associate, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the department as a qualification for licensure.

3. The department may issue limited x-ray machine operator licenses in the following areas:

(1) Chest radiography: radiography of the thorax, heart, and lungs;
(2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;

(3) Spine radiography: radiography of the vertebral column;

(4) Skull/sinus radiography: radiography of the skull and facial structures;

(5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;

(6) Bone densitometry: performance and analysis of bone density scans; or

(7) Other areas the department deems necessary to ensure necessary services throughout the state.

4. The department may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of twelve hours education in radiologic technology with six hours being in radiation protection. All education may be provided in a virtual environment. The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination. The hours shall be documented by the licensee and verified by the licensee's supervisor either in person, through electronic communication, or telehealth practices.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the department.

6. The department shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure, provided that the licensee maintain required continuing education and is not disciplined under rules promulgated under subdivision (10) of subsection 2 of section 334.1110.

8. The department shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The department may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The department may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The department may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1120. The department, in consultation with the advisory committee, shall establish guidelines for disciplinary action for violations of sections 334.1100 to 334.1130.

334.1125. A person who has been engaged in the practice of radiologic imaging or radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the department may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

(1) Registers with the department on or before January 1, 2022;

(2) Does not change the scope of their current practice or current place of employment;

(3) Completes all continuing education requirements for their modality biennially as prescribed by the department;

(4) Practices only under the supervision of a licensed practitioner, either in person or virtually through approved telehealth practices; and

(5) Meets all licensure requirements of sections 334.1100 to 334.1130 and the rules adopted by the department and obtains a license from the department on or before October 1, 2024.

334.1130. The department may promulgate rules to implement the provisions of sections 334.1100 to 334.1130. 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, 2020, shall be invalid and void.";

and

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

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

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 066

Aldridge	Andrews	Appelbaum	Bangert	Baringer
Barnes	Beck	Bland Manlove	Bondon	Brown 27
Brown 70	Burnett	Butz	Carpenter	Chappelle-Nadal
Clemens	Ellebracht	Falkner	Francis	Gannon
Green	Griesheimer	Gunby	Henderson	Hicks
Ingle	Kelley 127	Kendrick	Kidd	Lavender
Love	Mackey	McCreery	McGaugh	Merideth
Mitten	Morgan	Morris 140	Morse 151	Mosley
Person	Pfautsch	Pierson Jr.	Pike	Price
Proudie	Quade	Razer	Reedy	Roberts 77
Roden	Rogers	Sain	Sauls	Sharp 36
Sharpe 4	Shields	Sommer	Stevens 46	Swan
Unsicker	Washington	Windham	Wood	Wright
Young				

NOES: 075

Allred	Anderson	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bromley	Busick
Chipman	Christofanelli	Coleman 97	Cupps	DeGroot
Dinkins	Dohrman	Eggleston	Eslinger	Fishel
Fitzwater	Gregory	Grier	Griffith	Haden
Haffner	Hannegan	Hansen	Helms	Hill
Houx	Hudson	Hurst	Justus	Knight
Lovasco	Lynch	Mayhew	McDaniel	McGill
Moon	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pietzman	Plocher	Pogue	Pollitt 52
Pollock 123	Porter	Rehder	Remole	Richey
Riggs	Roberts 161	Rone	Ross	Ruth
Schroer	Shaul 113	Simmons	Smith	Spencer
Stacy	Stephens 128	Taylor	Trent	Veit
Vescovo	Walsh	Wiemann	Wilson	Mr. Speaker

PRESENT: 001

Hovis

ABSENT WITH LEAVE: 020

Bosley	Burns	Carter	Coleman 32	Deaton
Dogan	Evans	Gray	Kelly 141	Kolkmeier
Messenger	Miller	Toalson Reisch	Rowland	Runions
Schnelting	Shawan	Shull 16	Solon	Tate

VACANCIES: 001

Representative Morse (151) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 2, Section 9.182, Line 5, by inserting after all of said section and line the following:

"9.275. The month of June is hereby designated as "Myasthenia Gravis Awareness Month" in Missouri. The citizens of this state are encouraged to celebrate the month with events and activities to raise awareness about this treatable, but progressive and difficult to diagnose, disease."; and

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

On motion of Representative Morse (151), **House Amendment No. 2** was adopted.

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

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 22, Section 191.116, Line 2, by deleting the word "**twenty**" and inserting in lieu thereof the word "**ten**"; and

Further amend said bill, page and section, Lines 8 to 10, by deleting all of said lines; and

Further amend said bill, page and section, Lines 17 to 24, by deleting all of said lines; and

Further amend said bill, Pages 22 to 23, Lines 27 to 30, by deleting all of said lines and inserting in lieu thereof the following:

"2. The members of the task force, other than the lieutenant governor and department directors, shall be appointed by the governor. Members shall serve on the task"; and

Further amend said bill and section by renumbering accordingly; and

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

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

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

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 73, Section 579.076, Line 12, by inserting after all of said section and line the following:

"Section 1. The department shall no longer have the power to establish limitations on the overall number of medical marijuana, cultivation, infused products manufacturing or dispensary facility licenses and 19 CSR 30-95.050(1)(A), 19 CSR 30-95.060(1)(A) and 19 CSR 30-95.080(1)(A)&(B) are hereby rescinded, the department shall issue licenses to all applicants who meet the minimum standards, those minimum standards being consistent with the factors and standards established pursuant to Article XIV of the Missouri Constitution, for a medical marijuana cultivation facility, medical marijuana-infused products manufacturing facility or a medical marijuana dispensary facility respectively, except:

a. no more than three medical marijuana cultivation facility licenses shall be issued to any entity under substantially common control, ownership, or management;

b. no more than three medical marijuana-infused products manufacturing facility shall be issued to any entity under substantially common control, ownership, or management;

c. no more than five medical marijuana dispensary facility licenses shall be issued to any entity under substantially common control, ownership, or management; and

d. any limited liability company seeking a medical marijuana facility license shall be required to disclose its members, managers and officer, and its Operating Agreement in filings along with all other corporate filings in the office of the Secretary of State."; and

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

Representative Taylor offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 1, Line 1, by inserting after the number "580," the following:

"Page 24, Section 191.255, Line 5, by inserting after said section and line the following:

"191.317. 1. All testing results and personal information obtained from any individual, or from specimens from any individual, shall be held confidential and be considered a confidential medical record~~], except for such information as the individual, parent or guardian consents to be released; but the individual must first be fully informed of the scope of the information requests to be released, of the risks, benefits and purposes for such release, and of the identity of those to whom the information will be released]~~. Statistical data compiled without reference to the identity of any individual shall not be declared confidential. Notwithstanding any other provision of law to the contrary, the department may release the results of newborn screening tests to a child's health care professional.

2. The specimen shall be ~~retained for five years after initial submission to the department. After five years, the specimen shall be~~ **destroyed immediately after the specific tests authorized at the time of collection are completed.** ~~[Unless otherwise directed under this section, a biological specimen may be released for purposes of anonymous scientific study. At the time of collection, the parent or legal guardian of the child from whom a biological specimen was obtained may direct the department to:~~

- ~~_____ (1) Return a biological specimen that remains after all screening tests have been performed;~~
- ~~_____ (2) Destroy a biological specimen in a scientifically acceptable manner after all screening tests required under section 191.331 or rule promulgated thereunder have been performed; or~~
- ~~_____ (3) Store a biological specimen but not release the biological specimen for anonymous scientific study.~~

~~3. A biological specimen released for anonymous study under this section shall not contain information that may be used to determine the identity of the donor.";~~ and

Further amend said bill, Page 68, Section 338.200, Line 41, by inserting after said section and line the following:

"375.1309. 1. Any person who, in the ordinary course of business, practice of a profession or rendering of a service, creates, stores, receives or furnishes genetic information, as such term is defined in subdivision (3) of section 375.1300, **or any biologic specimen that may be used to conduct a genetic test, as defined in 375.1300**, shall hold such information as confidential medical records and shall not disclose such genetic information except pursuant to written authorization of the person to whom such information pertains or to that person's authorized representative. The requirements of this section shall not apply to:

(1) Statistical data compiled without reference to the identity of an individual;

(2) ~~Health research conducted in accordance with the provisions of the federal common rule protecting the rights and welfare of research participants (45 CFR 46 and 21 CFR 50 and 56), or to health research using medical archives or databases in which the identity of individuals is protected from disclosure by coding or encryption, or by removing all identities]~~ **Any law enforcement agency collecting or holding evidence for the investigation or prosecution of an alleged or actual crime;**

(3) The release of such information pursuant to legal or regulatory process; or

(4) The release of such information for body identification.

2. If ~~[the director determines that]~~ a person has engaged, is engaging in, or has taken a substantial step toward engaging in an act, practice or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, or that a person has materially aided or is materially aiding an act, practice, omission, or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, the director may issue such administrative orders as authorized under section 374.046. A violation of any of these sections is a ~~[level two violation under section 374.049]~~ **class A felony.**

3. If ~~[the director believes that]~~ a person has engaged, is engaging in, or has taken a substantial step toward engaging in an act, practice or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, or that a person has materially aided or is materially aiding an act, practice, omission, or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, the director may maintain a civil action for relief authorized under section 374.048. A violation of any of these sections is a level two violation under section 374.049."; and

Further amend said bill,"; and

Further amend said amendment and page, Line 24, by inserting after all of said line the following:

"Further amend said bill and page, Section C, Line 2, by inserting after said section and line the following:

"Section D. Because immediate action is necessary to protect the rights of citizens, the enactment of section 1 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 1 of this act shall be in full force and effect upon its passage and approval."; and"; and

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

House Amendment No. 1 to House Amendment No. 4 was withdrawn.

Representative McDaniel offered **House Amendment No. 2 to House Amendment No. 4.**

House Amendment No. 2

to

House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 1, Line 24, by deleting said line and inserting in lieu thereof the phrase:

"other corporate filings in the office of the Secretary of State.

Section 2. All members of the Missouri House shall consume a substantial dose of medicinal marijuana prior to entering the chamber or voting on any legislation."; and"; and

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

Representative McDaniel moved that **House Amendment No. 2 to House Amendment No. 4** be adopted.

Which motion was defeated.

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

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

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 23, Section 191.116, Line 59, by inserting after all of said line the following:

"191.236. As used in sections 191.236 to 191.238 the following terms shall mean:

(1) "Health information exchange activities", the electronic exchange of individually identifiable information among unaffiliated organizations according to nationally recognized standards. The following activities are not considered "health information exchange activities":

(a) Electronic exchange of individually identifiable information among unaffiliated organizations solely for the purposes of an organized health care arrangement as defined under the HIPAA Laws; and

(b) Electronic exchange of individually identifiable information among unaffiliated organizations solely for research purposes;

(2) "Health information organization", any organization that oversees and governs health information exchange activities;

(3) "HIPAA laws", the Health Insurance Portability and Accountability Act of 1996, as amended, the Health Information Technology for Economic and Clinical Health Act, as amended, and implementing regulations;

(4) "Individual", the person who is the subject of the individually identifiable information;

(5) "Individually identifiable information", any information that identifies an individual or there is a reasonable basis to believe can be used to identify the individual including, but not limited to, information created or received by health care providers, health benefit plans, organizations providing social services or assessing social determinants of health, and organizations that provide services to or on behalf of any of the foregoing and health care clearinghouses, and relates to the past, present, or future physical or mental health or condition of an individual, the provision of health care to an individual, or the past, present, or future payment for the provision of health care to an individual;

(6) "Participant", an individual or entity who accesses, uses, or discloses individually identifiable information through a health information exchange operated by a health information organization including, but not limited to, health care providers, health benefit plans, organizations providing social services or assessing social determinants of health, and organizations that provide services to or on behalf of any of the foregoing.

191.238 1. (1) Notwithstanding any other provision of law to the contrary, any participant may disclose, access, or use individually identifiable information through a health information exchange operated by a health information organization pursuant to this chapter and in accordance with applicable federal laws including, but not limited to, the HIPAA laws, without obtaining individual consent or authorization.

(2) Except as otherwise provided in state or federal law, an individual has the right to opt out of having the individual's individually identifiable information accessible through a health information exchange operated by a health information organization under this chapter.

(3) A health information organization shall implement policies that meet the requirements under the HIPAA laws governing the privacy and security of individually identifiable information that is accessible through the health information exchange.

(4) All participants in a health information organization under this section shall comply with the HIPAA laws, if such participant is subject to the HIPAA laws, and all policies and procedures of the health information organization with respect to the health information exchange.

(5) To the extent any provision of state law, rule or regulation is contrary to, or is more stringent than the provisions of this section, the provisions of this section shall control with respect to a participant's disclosure, access, or use of individually identifiable information through a health information exchange operated by a health information organization under this section.

(6) This section shall not limit, change, or otherwise affect the use or disclosure of individually identifiable information outside of a health information exchange operated by a health information organization under this section.

2. (1) Participants shall maintain a written notice of privacy practices for the health information exchange that describes all of the following:

(a) The categories of individually identifiable information that are accessible through the health information exchange;

(b) The purposes for which access to individually identifiable information is provided through the health information exchange;

(c) Except as otherwise provided in state or federal law, that an individual has the right to opt out of having the individual's individually identifiable information accessible through the health information exchange; and

(d) An explanation as to how an individual may opt out of having the individual's individually identifiable information accessible through the health information exchange.

(2) The notice of privacy practices maintained by participants may reference a publicly accessible website or websites that contain some or all of the information described in subdivision (1) of this subsection, such as a current list of participants and the permitted purposes for accessing individually identifiable information through the health information exchange.

(3) Participants shall post their current notice of privacy practices on its website in a conspicuous manner.

3. (1) A health information organization shall not be considered a health care provider, as that term is defined in section 538.205, based on its health information exchange activities and shall not be subject to liability for damages or costs of any nature, in law or in equity, arising out of chapter 538 and the common law of Missouri when carrying out health information exchange activities pursuant to this section.

(2) Participants in a health information exchange operated by a health information organization pursuant to this chapter shall not be liable in any action for damages or costs of any nature, in law or equity, which result solely from that participant's use or failure to use the health information exchange or participant's disclosure of individually identifiable information through the health information exchange in accordance with the requirements of this chapter.

(3) No person shall be subject to antitrust or unfair competition liability based solely on participation in a health information exchange operated by a health information organization under this chapter and performs health information exchange activities under this section.

(4) All employees, officers, and members of the governing board of a health information organization that operates a health information exchange under this chapter, whether temporary or permanent, shall not be subject to and shall be immune from any claim, suit, liability, damages, or any other recourse, civil or criminal, arising from any act or proceeding, decision, or determination undertaken, performed, or reached in good faith and without malice by any such member or members acting individually or jointly in carrying out the responsibilities, authority, duties, powers, and privileges of the offices conferred by law upon them under this chapter, or any other state law, or policies and procedures of the health information exchange, good faith being presumed until proven otherwise, with malice required to be shown by a complainant.

(5) Individually identifiable information accessible through a health information exchange operated by a health information organization under this chapter is not subject to discovery, subpoena, or other means of legal compulsion for the release of such individually identifiable information to any person or entity. Such a health information organization shall not be compelled by a request for production, subpoena, court order, or otherwise, to disclose individually identifiable health information."; and

Further amend said bill, Page 73, Section 579.076, Line 12, by inserting after all of said line the following:

~~"[191.237. 1. No law or rule promulgated by an agency of the state of Missouri may impose a fine or penalty against a health care provider, hospital, or health care system for failing to participate in any particular health information organization.~~

~~2. A health information organization shall not restrict the exchange of state agency data or standards based clinical summaries for patients for federal Health Insurance Portability and Accountability Act (HIPAA) allowable uses. Charges for such service shall not exceed the cost of the actual technology connection or recurring maintenance thereof.~~

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

~~(1) "Fine or penalty", any civil or criminal penalty or fine, tax, salary or wage withholding, or surcharge established by law or by rule promulgated by a state agency pursuant to chapter 536;~~

~~(2) "Health care system", any public or private entity whose function or purpose is the management of, processing of, or enrollment of individuals for or payment for, in full or in part, health care services or health care data or health care information for its participants;~~

~~(3) "Health information organization", an organization that oversees and governs the exchange of health related information among organizations according to nationally recognized standards.]"~~; and

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

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

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

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 1, Line 14, by inserting after the word "**activities**" the words "**and whose data centers are located in the United States**"; and

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

On motion of Representative Hill, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Patterson, **House Amendment No. 5, as amended**, was adopted.

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

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 73, Section 579.076, Line 12, by inserting after said section and line the following:

"Section 1. The month of September every year shall be designated as "Infant and Maternal Mortality Awareness Month". Citizens of this state and health care professionals are encouraged to promote and engage in appropriate activities that educate the public about the importance of appropriate health care for women and their new babies, from conception through the vulnerable first post-partum year."; 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: 098

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 97	Cupps
Deaton	DeGroot	Dinkins	Dohrman	Eggleston
Eslinger	Evans	Falkner	Fishel	Fitzwater
Francis	Gannon	Gregory	Grier	Griesheimer
Griffith	Haffner	Hannegan	Helms	Henderson
Hicks	Hill	Hovis	Hudson	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeier
Lovasco	Love	Lynch	Mayhew	McDaniel
McGaugh	McGill	Miller	Moon	Morse 151
Muntzel	Murphy	Neely	O'Donnell	Patterson
Pfautsch	Pietzman	Pike	Plocher	Pogue
Pollitt 52	Porter	Reedy	Rehder	Toalson Reisch
Remole	Richey	Riggs	Roberts 161	Roden
Rone	Ross	Ruth	Schnelting	Schroer
Sharpe 4	Shaul 113	Shields	Solon	Sommer
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Veit	Vescovo	Walsh	Wiemann
Wilson	Wright	Mr. Speaker		

NOES: 038

Aldridge	Appelbaum	Bangert	Baringer	Beck
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Butz	Chappelle-Nadal	Clemens	Ellebracht	Green
Gunby	Ingle	Kendrick	Lavender	Mackey
McCreery	Merideth	Morgan	Mosley	Person
Pierson Jr.	Price	Proudie	Quade	Razer
Roberts 77	Rogers	Sain	Sharp 36	Stevens 46
Unsicker	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes	Black 7	Burns	Carpenter	Carter
Coleman 32	Dogan	Gray	Haden	Hansen
Houx	Knight	Messenger	Mitten	Morris 140
Pollock 123	Rowland	Runions	Sauls	Shawan
Shull 16	Simmons	Smith	Tate	Washington
Wood				

VACANCIES: 001

On motion of Representative Young, **House Amendment No. 6** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 132

Aldridge	Allred	Anderson	Andrews	Appelbaum
Bailey	Baker	Bangert	Baringer	Basye
Beck	Billington	Black 137	Bland Manlove	Bondon
Bosley	Bromley	Brown 27	Brown 70	Burnett
Busick	Butz	Chappelle-Nadal	Chipman	Christofanelli
Clemens	Coleman 97	Cupps	Deaton	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Eslinger
Evans	Falkner	Fitzwater	Francis	Green
Gregory	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Hovis	Hudson
Hurst	Ingle	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeyer	Lavender	Lovasco	Love
Lynch	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Murphy	Neely	O'Donnell	Patterson	Person
Pfautsch	Pierson Jr.	Pietzman	Pike	Plocher
Pollitt 52	Porter	Price	Quade	Razer
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roberts 77	Roden	Rone
Ross	Ruth	Sain	Sauls	Schnelting
Schroer	Sharp 36	Sharpe 4	Shaul 113	Shields
Solon	Sommer	Spencer	Stacy	Stevens 46
Swan	Taylor	Unsicker	Veit	Vescovo
Walsh	Wiemann	Wilson	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 003

Pogue	Proudie	Rogers
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ABSENT WITH LEAVE: 027

Barnes	Black 7	Burns	Carpenter	Carter
Coleman 32	Dogan	Fishel	Gannon	Gray
Houx	Kendrick	Knight	Messenger	Mitten
Pollock 123	Rowland	Runions	Shawan	Shull 16
Simmons	Smith	Stephens 128	Tate	Trent
Washington	Wood			

VACANCIES: 001

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

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 72, Section 376.1590, Line 28, by inserting after all of said section and line the following:

"537.037. 1. Any physician or surgeon, registered professional nurse or licensed practical nurse licensed to practice in this state under the provisions of chapter 334 or 335, or licensed to practice under the equivalent laws of any other state and any person licensed as a mobile emergency medical technician under the provisions of chapter 190, may:

(1) In good faith render emergency care or assistance, without compensation, at the scene of an emergency or accident, and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care;

(2) In good faith render emergency care or assistance, without compensation, to any minor involved in an accident, or in competitive sports, or other emergency at the scene of an accident, without first obtaining the consent of the parent or guardian of the minor, and shall not be liable for any civil damages other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering the emergency care.

2. Any other person who has been trained to provide first aid in a standard recognized training program may, without compensation, render emergency care or assistance to the level for which he or she has been trained, at the scene of an emergency or accident, and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

3. Any mental health professional, as defined in section 632.005, or qualified counselor, as defined in section 631.005, or any practicing medical, osteopathic, or chiropractic physician, or certified nurse practitioner, or physicians' assistant may in good faith render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

4. Any other person may, without compensation, render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

5. Any health care provider who in good faith renders care or assistance, with or without compensation, in connection with the COVID-19 pandemic, including taking measures to coordinate, arrange for, respond to, provide, or address issues related to the delivery of health care services, shall not be liable for any civil damages for any acts or omissions that occur during a period where there is in effect an executive order issued by the governor of Missouri declaring that a state of emergency exists, other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such provider in rendering the care or assistance. For purposes of this subsection, "health care provider" shall include:

(1) Any physician, hospital, health maintenance organization, ambulatory surgical center, long-term care facility including those licensed under chapter 198, dentist, registered or licensed practical nurse, optometrist, podiatrist, pharmacist, chiropractor, professional physical therapist, psychologist, physician-in-training, and any other person or entity that provides health care services under the authority of a license or certificate, and the employers or agents of any such person or entity listed herein;

(2) Any individual, health care system, or other entity that takes measures to coordinate, arrange for, respond to, provide, or address issues related to the delivery of health care services; and

(3) Any individual permitted to provide health care services in the state due to a declared public health emergency."; and

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

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 7.**

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 1, Line 1, by inserting after the number "580," the following:

"Page 50, Section 208.175, Line 70, by inserting the following after all of said line:

"208.226. 1. No restrictions to access shall be imposed that preclude availability of any individual antipsychotic medication.

2. The provisions of this section shall not prohibit the division from utilizing clinical edits to ensure clinical best practices including, but not limited to:

- (1) Drug safety and avoidance of harmful drug interactions;**
- (2) Compliance with nationally recognized and juried clinical guidelines from national medical associations using medical evidence and emphasizing best practice principles;**
- (3) Detection of patients receiving prescription drugs from multiple prescribers; and**
- (4) Detection, prevention, and treatment of substance use disorders.**

3. The division shall issue a provider update at least twice annually to enumerate treatment and utilization principles for MO HealthNet providers including, but not limited to:

- (1) Treatment with antipsychotic drugs, as with any other form of treatment, should be individualized in order to optimize the patient's recovery and stability;**
- (2) Treatment with antipsychotic drugs should be as effective, safe, and well-tolerated as supported by best medical evidence;**
- (3) Treatment with antipsychotic drugs should consider the individual patient's needs, preferences, and vulnerabilities;**
- (4) Treatment with antipsychotic drugs should support an improved quality of life for the patient; and**
- (5) Treatment choices should be informed by the best current medical evidence and should be updated consistent with evolving nationally recognized best practice guidelines.**

4. If the division implements any new policy or clinical edit for an antipsychotic drug, the division shall continue to allow MO HealthNet participants access to any antipsychotic drug that they use and on which they are stable or that they have successfully used previously. The division may recommend a resource list with no restrictions to access.

~~208.227. 1. [No restrictions to access shall be imposed that preclude availability of any individual atypical antipsychotic monotherapy for the treatment of schizophrenia, bipolar disorder, or psychosis associated with severe depression.]~~ The division shall establish a pharmaceutical case management or polypharmacy program for high risk MO HealthNet participants with numerous or multiple prescribed drugs. The division shall also establish a behavioral health pharmacy and opioid surveillance program to encourage the use of best medical evidence-supported prescription practices. The division shall communicate with providers, as such term is defined in section 208.164, whose prescribing practices deviate from or do not otherwise utilize best medical evidence-supported prescription practices. The communication may be telemetric, written, oral, or some combination thereof. These programs shall be established and administered through processes established and supported under a memorandum of understanding between the department of mental health and the department of social services, or their successor entities.

2. The provisions of this section shall not prohibit the division from utilizing clinical edits to ensure clinical best practices including, but not limited to:

- (1) Drug safety and avoidance of harmful drug interactions;
- (2) Compliance with nationally recognized and juried clinical guidelines from national medical associations using medical evidence and emphasizing best practice principles;
- (3) Detection of patients receiving prescription drugs from multiple prescribers; and
- (4) Detection, prevention, and treatment of substance use disorders.

3. ~~[The division shall issue a provider update no less than twice annually to enumerate treatment and utilization principles for MO HealthNet providers including, but not limited to:~~

- ~~———— (1) Treatment with antipsychotic drugs, as with any other form of treatment, should be individualized in order to optimize the patient's recovery and stability;~~
- ~~———— (2) Treatment with antipsychotic drugs should be as effective, safe, and well tolerated as supported by best medical evidence;~~
- ~~———— (3) Treatment with antipsychotic drugs should consider the individual patient's needs, preferences, and vulnerabilities;~~
- ~~———— (4) Treatment with antipsychotic drugs should support an improved quality of life for the patient;~~
- ~~———— (5) Treatment choices should be informed by the best current medical evidence and should be updated consistent with evolving nationally recognized best practice guidelines; and~~
- ~~———— (6) Cost considerations in the context of best practices, efficacy, and patient response to adverse drug reactions should guide antipsychotic medication policy and selection once the preceding principles have been maximally achieved.~~

~~———— 4. If the division implements any new policy or clinical edit for an antipsychotic drug, the division shall continue to allow MO HealthNet participants access to any antipsychotic drug that they utilize and on which they are stable or that they have successfully utilized previously. The division shall adhere to the following:~~

~~———— (1) If an antipsychotic drug listed as “nonpreferred” is considered clinically appropriate for an individual patient based on the patient’s previous response to the drug or other medical considerations, prior authorization procedures, as such term is defined in section 208.164, shall be simple and flexible;~~

~~———— (2) If an antipsychotic drug listed as “nonpreferred” is known or found to be safe and effective for a given individual, the division shall not restrict the patient’s access to that drug. Such nonpreferred drug shall, for that patient only and if that patient has been reasonably adherent to the prescribed therapy, be considered “preferred” in order to minimize the risk of relapse and to support continuity of care for the patient;~~

~~———— (3) A patient shall not be required to change antipsychotic drugs due to changes in medication management policy, prior authorization, or a change in the payor responsible for the benefit; and~~

~~———— (4) Patients transferring from state psychiatric hospitals to community based settings, including patients previously found to be not guilty of a criminal offense by reason of insanity or who have previously been found to be incompetent to stand trial, shall be permitted to continue the medication regimen that aided the stability and recovery so that such patient was able to successfully transition to the community based setting.~~

~~———— 5. The division’s medication policy and clinical edits shall provide MO HealthNet participants initial access to multiple Food and Drug Administration approved antipsychotic drugs that have substantially the same clinical differences and adverse effects that are predictable across individual patients and whose manufacturers have entered into a federal rebate agreement with the Department of Health and Human Services. Clinical differences may include, but not be limited to, weight gain, extrapyramidal side effects, sedation, susceptibility to metabolic syndrome, other substantial adverse effects, the availability of long acting formulations, and proven efficacy in the treatment of psychosis. The available drugs for an individual patient shall include, but not be limited to, the following categories:~~

~~———— (1) At least one relatively weight neutral atypical antipsychotic medication;~~

~~———— (2) At least one long acting injectable formulation of an atypical antipsychotic;~~

~~———— (3) Clozapine;~~

~~———— (4) At least one atypical antipsychotic medication with relatively potent sedative effects;~~

~~———— (5) At least one medium potency typical antipsychotic medication;~~

~~———— (6) At least one long acting injectable formulation of a high potency typical antipsychotic medication;~~

~~———— (7) At least one high potency typical antipsychotic medication; and~~

~~———— (8) At least one low potency typical antipsychotic medication.~~

~~———— 6. Nothing in subsection 5 of this section shall be construed to require any of the following:~~

~~———— (1) Step therapy or a trial of a typical antipsychotic drug before permitting a patient access to an atypical drug or antipsychotic medication;~~

~~———— (2) A limit of one atypical antipsychotic drug as an open access, first choice agent; or~~

~~———— (3) A trial of one of the eight categories of drugs listed in subsection 5 of this section before having access to the other seven categories.~~

~~———— 7.] The department of social services may promulgate rules and regulations to implement the provisions 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, 2017, shall be invalid and void.~~

~~[8.] 4. The department shall submit such state plan amendments and waivers to the Centers for Medicare and Medicaid Services of the federal Department of Health and Human Services as the department determines are necessary to implement the provisions of this section.~~

~~[9. As used in this section, the following terms mean:~~

~~———— (1) “Division”, the MO HealthNet division of the department of social services;~~

~~———— (2) “Reasonably adherent”, a patient’s adherence to taking medication on a prescribed schedule as measured by a medication position ratio of at least seventy five percent;~~

~~———— (3) “Successfully utilized previously”, a drug or drug regimen’s provision of clinical stability in treating a patient’s symptoms.]; and~~

Further amend said bill,"; and

Further amend said amendment, Page 2, Line 12, by inserting after the words "**physician-in-training**," the following:

"consumer directed services, personal care assistance services, home-based health care services,"; and

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

Speaker Pro Tem Wiemann resumed the Chair.

On motion of Representative Gregory, **House Amendment No. 1 to House Amendment No. 7** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 97	Cupps
Deaton	DeGroot	Dinkins	Dohrman	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gannon	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurst	Justus	Kelley 127	Kelly 141
Kolkmeier	Lovasco	Love	Lynch	Mayhew
McGaugh	McGill	Miller	Moon	Morris 140
Morse 151	Muntzel	Murphy	Neely	O'Donnell
Patterson	Pfautsch	Pietzman	Pike	Plocher
Pogue	Pollitt 52	Porter	Reedy	Rehder
Toalson Reisch	Remole	Richey	Riggs	Roberts 161
Roden	Rone	Ross	Ruth	Schnelting
Schroer	Sharpe 4	Shaul 113	Shields	Simmons
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Veit	Vescovo	Wiemann
Wilson	Wood	Wright	Mr. Speaker	

NOES: 031

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Brown 27	Brown 70	Carpenter	Chappelle-Nadal
Clemens	Green	Gunby	Mackey	McCreery
Merideth	Morgan	Mosley	Person	Pierson Jr.
Price	Proudie	Razer	Roberts 77	Rogers
Sain	Sharp 36	Unsicker	Washington	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 032

Aldridge	Black 7	Bosley	Burnett	Burns
Butz	Carter	Coleman 32	Dogan	Ellebracht
Eslinger	Gray	Ingle	Kendrick	Kidd
Knight	Lavender	McDaniel	Messenger	Mitten

Pollock 123	Quade	Rowland	Runions	Sauls
Shawan	Shull 16	Smith	Solon	Stevens 46
Tate	Walsh			

VACANCIES: 001

On motion of Representative Deaton, **House Amendment No. 7, as amended**, was adopted.

Speaker Haahr resumed the Chair.

Representative Sommer offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 53, Section 208.895, Line 89, inserting after all of said section and line the following:

"209.150. 1. Every person with a ~~[visual, aural, or other]~~ disability, ~~[including diabetes,]~~ as defined in section 213.010, shall have the same rights afforded to a person with no such disability to the full and free use of the streets, highways, sidewalks, walkways, public buildings, public facilities, and other public places.

2. Every person with a ~~[visual, aural, or other]~~ disability, ~~[including diabetes,]~~ as defined in section 213.010, is entitled to full and equal accommodations, advantages, facilities, and privileges of all common carriers, airplanes, motor vehicles, railroad trains, motor buses, taxis, streetcars, boats or any other public conveyances or modes of transportation, hotels, lodging places, places of public accommodation, amusement or resort, and other places to which the general public is invited, subject only to the conditions and limitations established by law and applicable alike to all persons.

3. Every person with a ~~[visual, aural, or other]~~ disability, ~~[including diabetes,]~~ as defined in section 213.010, shall have the right to be accompanied by a ~~[guide dog, hearing dog, or]~~ service dog **or dogs, as defined in section 209.200**, which is especially trained for the purpose, in any of the places listed in subsection 2 of this section without being required to pay an extra charge for the ~~[guide dog, hearing dog, or]~~ service dog **or dogs, as defined in section 209.200**; provided that such person shall be liable for any damage done to the premises or facilities by such dog.

4. As used in sections 209.150 to 209.190, the term "service dog" ~~[means any dog specifically trained to assist a person with a physical or mental disability by performing necessary tasks or doing work which the person cannot perform. Such tasks shall include, but not be limited to, pulling a wheelchair, retrieving items, carrying supplies, and search and rescue of an individual with a disability]~~ **shall have the same definition as in section 209.200.**

209.200. As used in sections ~~[209.200]~~ **209.150** to 209.204, not to exceed the provisions of the Americans With Disabilities Act, the following terms shall mean:

(1) "Disability", as defined in section 213.010 including diabetes;

2) "Service dog", a dog that is being or has been ~~[specially]~~ **individually** trained to do work or perform tasks ~~[which] for the benefit [a particular person]~~ **of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability.** Service dog includes but is not limited to:

(a) "Guide dog", a dog that is being or has been specially trained to assist a particular blind or visually impaired person;

(b) "Hearing dog", a dog that is being or has been specially trained to assist a particular deaf or hearing-impaired person;

(c) "Medical alert or ~~[respond]~~ **response** dog", a dog that is being or has been trained to alert a person with a disability that a particular medical event is about to occur or to respond to a medical event that has occurred;

(d) **"Mental health service dog" or "psychiatric service dog", a dog individually trained for its owner who is diagnosed with a psychiatric disability, medical condition, or developmental disability recognized in the most recently published Diagnostic and Statistical Manual of Mental Disorders (DSM) to perform tasks that mitigate or assist with difficulties directly related to the owner's psychiatric disability, medical condition, or developmental disability;**

(e) "Mobility dog", a dog that is being or has been specially trained to assist a person with a disability caused by physical impairments;

~~(f)~~ (f) "Professional therapy dog", a dog which is selected, trained, and tested to provide specific physical therapeutic functions, under the direction and control of a qualified handler who works with the dog as a team as a part of the handler's occupation or profession. Such dogs, with their handlers, perform such functions in institutional settings, community-based group settings, or when providing services to specific persons who have disabilities. Professional therapy dogs do not include dogs, certified or not, which are used by volunteers in visitation therapy;

~~(g)~~ (g) "Search and rescue dog", a dog that is being or has been trained to search for or prevent a person with a mental disability, including but not limited to verbal and nonverbal autism, from becoming lost;

(3) "Service dog team", a team consisting of a trained service dog, a disabled person or child, and a person who is an adult and who has been trained to handle the service dog.

209.204. 1. Any person who knowingly impersonates a person with a disability for the purpose of receiving the accommodations regarding service dogs under the Americans with Disabilities Act, 42 U.S.C. Section 12101, et seq., is guilty of a class C misdemeanor and shall also be civilly liable for the amount of any actual damages resulting from such impersonation. Any second or subsequent violation of this section is a class B misdemeanor. For purposes of this section, "impersonates a person with a disability" means a representation by word or action as a person with a disability ~~[or a representation of a dog by word or action as a service dog]~~.

2. No person shall knowingly misrepresent a dog as a service dog for the purpose of receiving the accommodations regarding service dogs under the Americans with Disabilities Act, 42 U.S.C. Section 12101, et seq. For purposes of this section, "misrepresent a dog as a service dog" means a representation by word or action that a dog has been trained as a service dog as defined in section 209.200. Misrepresentation of a service dog includes, but is not limited to:

- (1) Knowingly creating documents that falsely represent that a dog is a service dog;
- (2) Knowingly providing to another person documents falsely stating that a dog is a service dog;
- (3) Knowingly fitting a dog, if the dog is not a service dog, with a harness, collar, vest, or sign of the type commonly used by a person with a disability to indicate a dog is a service dog; or
- (4) Knowingly representing that a dog is a service dog if the dog has not completed training to perform disability-related tasks or do disability-related work for a person with a disability.

A person who violates this subsection is guilty of a class C misdemeanor and shall also be civilly liable for any actual damages resulting from such misrepresentation. Any second or subsequent violation of this subsection is a class B misdemeanor.

3. No person shall knowingly misrepresent any animal as an assistance animal for the purpose of receiving the accommodations regarding assistance animals under the Fair Housing Act, 42 U.S.C. Section 3601, et seq., or the Rehabilitation Act, 29 U.S.C. Section 701, et seq. For the purposes of this section an "assistance animal" is an animal that works, provides assistance, or performs tasks, or is being trained to work, provide assistance, or perform tasks, for the benefit of a person with a disability, or that provides emotional support that alleviates one or more identified effects of a person's disability. While dogs are the most common type of assistance animal, other animals can also be assistance animals. Misrepresentation of an assistance animal includes, but is not limited to:

- (1) Knowingly creating documents that falsely represent that an animal is an assistance animal;
- (2) Knowingly providing to another person documents falsely stating that an animal is an assistance animal;
- (3) Knowingly fitting an animal, if the animal is not an assistance animal, with a harness, collar, vest, or sign of the type commonly used by a person with a disability to indicate an animal is an assistance animal; or
- (4) Knowingly and intentionally misrepresenting a material fact to a health care provider for the purpose of obtaining documentation from the health care provider necessary to designate an animal as an assistance animal. All documentation for an assistance animal must be from a qualified professional as permitted under the Fair Housing Act, 42 U.S.C. Section 3601, et seq., or the Rehabilitation Act, 29 U.S.C. Section 701, et seq.

A person who violates this subsection is guilty of a class C misdemeanor and shall also be civilly liable for any actual damages resulting from such misrepresentation. Any second or subsequent violation of this subsection is a class B misdemeanor.

4. The governor's council on disability shall prepare and make available online a placard suitable for posting in a front window or door, stating that service dogs are welcome and that misrepresentation of a service dog is a violation of Missouri law, as well as a brochure detailing permissible questions as allowed by the Americans with Disabilities Act, a business owner may ask in order to determine whether a dog is a service dog, and guidelines defining unacceptable behavior.

5. The governor's council on disability shall prepare and make available online a brochure for landlords and tenants regarding laws relating to service dogs, assistance animals, and housing under federal and Missouri law."; and

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

On motion of Representative Sommer, **House Amendment No. 8** was adopted.

Representative Rehder offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 2, Section 42.145, Lines 3-4, by deleting the words "**the Missouri veterans' home nearest to the veteran's residence**" and inserting in lieu thereof the words "**a Missouri veterans' home**"; and

Further amend said bill, page and section, Line 10, by inserting after the word "**Missouri**" the following words "**and the United States Department of Veterans Affairs**"; and

Further amend said bill, page and section, Line 12, by deleting said line and inserting the following:

"2. There is hereby created in the state treasury the "**Missouri Veterans Housing Cost Voucher Fund**", which shall consist of moneys appropriated to the fund by the general assembly. The commission shall administer and disperse moneys in the fund in accordance with this section. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

3. An eligible veteran may elect to receive, and the commission shall issue, a"; and

Further amend said bill, page and section, Line 14, by inserting after the number "**198.189**" the words "**, provided that the fund created under subsection 2 has adequate moneys to fund such voucher**"; and

Further amend said bill, page and section, Line 18, by inserting after the word "**vacancy.**" the words "**Such voucher shall no longer be issued to a veteran if the veteran is no longer an eligible veteran as defined under this section.**"; and

Further amend said bill and section, Pages 1-2, by renumbering subsequent subsections accordingly; and

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

Representative Bland Manlove offered **House Amendment No. 1 to House Amendment No. 9**.

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 1, Line 29, by inserting after all of said line the following:

"Further amend said bill, Page 53, Section 208.895, Line 89, by inserting after all of said section and line the following:

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

(1) "Age", an age of forty or more years but less than seventy years, except that it shall not be an unlawful employment practice for an employer to require the compulsory retirement of any person who has attained the age of sixty-five and who, for the two-year period immediately before retirement, is employed in a bona fide executive or high policy-making position, if such person is entitled to an immediate nonforfeitable annual retirement benefit from a pension, profit sharing, savings or deferred compensation plan, or any combination of such plans, of the employer, which equals, in the aggregate, at least forty-four thousand dollars;

(2) "Because" or "because of", as it relates to the adverse decision or action, the protected criterion was the motivating factor;

(3) "Commission", the Missouri commission on human rights;

(4) "Complainant", a person who has filed a complaint with the commission alleging that another person has engaged in a prohibited discriminatory practice;

(5) "Disability", a physical or mental impairment which substantially limits one or more of a person's major life activities, being regarded as having such an impairment, or a record of having such an impairment, which with or without reasonable accommodation does not interfere with performing the job, utilizing the place of public accommodation, or occupying the dwelling in question. For purposes of this chapter, the term "disability" does not include current, illegal use of or addiction to a controlled substance as such term is defined by section 195.010; however, a person may be considered to have a disability if that person:

(a) Has successfully completed a supervised drug rehabilitation program and is no longer engaging in the illegal use of, and is not currently addicted to, a controlled substance or has otherwise been rehabilitated successfully and is no longer engaging in such use and is not currently addicted;

(b) Is participating in a supervised rehabilitation program and is no longer engaging in illegal use of controlled substances; or

(c) Is erroneously regarded as currently illegally using, or being addicted to, a controlled substance;

(6) "Discrimination", conduct proscribed herein, taken because of race, color, religion, national origin, ancestry, sex, ~~or~~ **sexual orientation, gender identity**, age as it relates to employment, disability, or familial status as it relates to housing. **Discrimination includes any unfair treatment based on a person's presumed or assumed race, color, religion, national origin, ancestry, sex, sexual orientation, gender identity, age as it relates to employment, disability, or familial status as it relates to housing, regardless of whether the presumption or assumption as to such characteristic is correct;**

(7) "Dwelling", any building, structure or portion thereof which is occupied as, or designed or intended for occupancy as, a residence by one or more families, and any vacant land which is offered for sale or lease for the construction or location thereon of any such building, structure or portion thereof;

(8) "Employer", a person engaged in an industry affecting commerce who has six or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year, and shall include the state, or any political or civil subdivision thereof, or any person employing six or more persons within the state but does not include corporations and associations owned or operated by religious or sectarian organizations. "Employer" shall not include:

(a) The United States;

(b) A corporation wholly owned by the government of the United States;

(c) An individual employed by an employer;

(d) An Indian tribe;

(e) Any department or agency of the District of Columbia subject by statute to procedures of the competitive service, as defined in 5 U.S.C. Section ~~2101~~ **2102**; or

(f) A bona fide private membership club, other than a labor organization, that is exempt from taxation under 26 U.S.C. Section 501(c);

(9) “Employment agency” includes any person or agency, public or private, regularly undertaking with or without compensation to procure employees for an employer or to procure for employees opportunities to work for an employer;

(10) “Executive director”, the executive director of the Missouri commission on human rights;

(11) “Familial status”, one or more individuals who have not attained the age of eighteen years being domiciled with:

(a) A parent or another person having legal custody of such individual; or

(b) The designee of such parent or other person having such custody, with the written permission of such parent or other person. The protections afforded against discrimination because of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen years;

(12) **“Gender identity”, the gender-related identity, appearance, mannerisms, or other gender-related characteristics of an individual, with or without regard to the individual’s assigned sex at birth;**

(13) “Human rights fund”, a fund established to receive civil penalties as required by federal regulations and as set forth by subdivision (2) of subsection 11 of section 213.075, and which will be disbursed to offset additional expenses related to compliance with the Department of Housing and Urban Development regulations;

~~[(43)]~~ (14) “Labor organization” includes any organization which exists for the purpose, in whole or in part, of collective bargaining or of dealing with employers concerning grievances, terms or conditions of employment, or for other mutual aid or protection in relation to employment;

~~[(44)]~~ (15) “Local commissions”, any commission or agency established prior to August 13, 1986, by an ordinance or order adopted by the governing body of any city, constitutional charter city, town, village, or county;

~~[(45)]~~ (16) “Person” includes one or more individuals, corporations, partnerships, associations, organizations, labor organizations, legal representatives, mutual companies, joint stock companies, trusts, trustees, trustees in bankruptcy, receivers, fiduciaries, or other organized groups of persons;

~~[(46)]~~ (17) “Places of public accommodation”, all places or businesses offering or holding out to the general public, goods, services, privileges, facilities, advantages or accommodations for the peace, comfort, health, welfare and safety of the general public or such public places providing food, shelter, recreation and amusement, including, but not limited to:

(a) Any inn, hotel, motel, or other establishment which provides lodging to transient guests, other than an establishment located within a building which contains not more than five rooms for rent or hire and which is actually occupied by the proprietor of such establishment as ~~his~~ **the proprietor’s** residence;

(b) Any restaurant, cafeteria, lunchroom, lunch counter, soda fountain, or other facility principally engaged in selling food for consumption on the premises, including, but not limited to, any such facility located on the premises of any retail establishment;

(c) Any gasoline station, including all facilities located on the premises of such gasoline station and made available to the patrons thereof;

(d) Any motion picture house, theater, concert hall, sports arena, stadium, or other place of exhibition or entertainment;

(e) Any public facility owned, operated, or managed by or on behalf of this state or any agency or subdivision thereof, or any public corporation; and any such facility supported in whole or in part by public funds;

(f) Any establishment which is physically located within the premises of any establishment otherwise covered by this section or within the premises of which is physically located any such covered establishment, and which holds itself out as serving patrons of such covered establishment;

~~[(47)]~~ (18) “Rent” includes to lease, to sublease, to let and otherwise to grant for consideration the right to occupy premises not owned by the occupant;

~~[(48)]~~ (19) “Respondent”, a person who is alleged to have engaged in a prohibited discriminatory practice in a complaint filed with the commission;

~~[(49)]~~ (20) **“Sexual orientation”, one’s actual or perceived emotional or physical attraction to, or romantic or physical relationships with, members of the same gender, members of a different gender, or members of any gender; or the lack of any emotional or physical attraction to, or romantic or physical relationships with, anyone. The term “sexual orientation” includes a history of such attraction or relationship or a history of no such attraction or relationship;**

(21) “The motivating factor”, the employee’s protected classification actually played a role in the adverse action or decision and had a determinative influence on the adverse decision or action;

~~[(20)]~~ (22) “Unlawful discriminatory practice”, any act that is unlawful under this chapter.

213.030. 1. The powers and duties of the commission shall be:

(1) To seek to eliminate and prevent discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, age as it relates to employment, disability, or familial status as it relates to housing and to take other actions against discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, age, disability, or familial status as provided by law; and the commission is hereby given general jurisdiction and power for such purposes;

(2) To implement the purposes of this chapter first by conference, conciliation and persuasion so that persons may be guaranteed their civil rights and goodwill be fostered;

(3) To formulate policies to implement the purposes of this chapter and to make recommendations to agencies and officers of the state and political subdivisions in aid of such policies and purposes;

(4) To appoint such employees as it may deem necessary, fix their compensation within the appropriations provided and in accordance with the wage structure established for other state agencies, and prescribe their duties;

(5) To obtain upon request and utilize the services of all governmental departments and agencies to be paid from appropriations to this commission;

(6) To adopt, promulgate, amend, and rescind suitable rules and regulations to carry out the provisions of this chapter and the policies and practices of the commission in connection therewith;

(7) To receive, investigate, initiate, and pass upon complaints alleging discrimination in employment, housing or in places of public accommodations because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, age as it relates to employment, disability, or familial status as it relates to housing and to require the production for examination of any books, papers, records, or other materials relating to any matter under investigation;

(8) To hold hearings, subpoena witnesses, compel their attendance, administer oaths, to take the testimony of any person under oath, and, in connection therewith, to require the production for examination of any books, papers or other materials relating to any matter under investigation or in question before the commission;

(9) To issue publications and the results of studies and research which will tend to promote goodwill and minimize or eliminate discrimination in housing, employment or in places of public accommodation because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, age as it relates to employment, disability, or familial status as it relates to housing;

(10) To provide each year to the governor and to the general assembly a full written report of all its activities and of its recommendations;

(11) To adopt an official seal;

(12) To cooperate, act jointly, enter into cooperative or work-sharing agreements with the United States Equal Employment Opportunity Commission, the United States Department of Housing and Urban Development, and other federal agencies and local commissions or agencies to achieve the purposes of this chapter;

(13) To accept grants, private gifts, bequests, and establish funds to dispose of such moneys so long as the conditions of the grant, gift, or bequest are not inconsistent with the purposes of this chapter and are used to achieve the purposes of this chapter;

(14) To establish a human rights fund as defined in section 213.010, for the purposes of administering sections 213.040, 213.045, 213.050, 213.070, 213.075, and 213.076.

2. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of ~~[section 536.024]~~ **chapter 536**.

213.040. 1. It shall be an unlawful housing practice:

(1) To refuse to sell or rent after the making of a bona fide offer, to refuse to negotiate for the sale or rental of, to deny or otherwise make unavailable, a dwelling to any person because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, disability, or familial status;

(2) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, disability, or familial status;

(3) To make, print, or publish, or cause to be made, printed, or published any notice, statement or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, disability, or familial status, or an intention to make any such preference, limitation, or discrimination;

(4) To represent to any person because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, disability, or familial status that any dwelling is not available for inspection, sale, or rental when such dwelling is in fact so available;

(5) To induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons because of a particular race, color, religion, national origin, ancestry, sex, **sexual orientation**, **gender identity**, disability, or familial status;

(6) To discriminate in the sale or rental of, or to otherwise make unavailable or deny, a dwelling to any buyer or renter because of a disability of:

- (a) That buyer or renter;
 - (b) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or
 - (c) Any person associated with that buyer or renter;
- (7) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling,

or in the provision of services or facilities in connection with such dwelling, because of a disability of:

- (a) That person;
- (b) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or
- (c) Any person associated with that person.

2. For purposes of this section and sections 213.045 and 213.050, discrimination includes:

(1) A refusal to permit, at the expense of the person with the disability, reasonable modifications of existing premises occupied or to be occupied by such person if such modifications may be necessary to afford such person full enjoyment of the premises, except that, in the case of a rental, the landlord may, where it is reasonable to do so, condition permission for a modification on the renter's agreeing to restore the interior of the premises to the condition that existed before the modification, reasonable wear and tear excepted;

(2) A refusal to make reasonable accommodations in rules, policies, practices, or services, when such accommodations may be necessary to afford such person equal opportunity to use and enjoy a dwelling; or

(3) In connection with the design and construction of covered multifamily dwellings for first occupancy after March 13, 1991, a failure to design and construct those dwellings in such a manner that:

(a) The public use and common use portions of such dwellings are readily accessible to and usable by persons with a disability;

(b) All the doors designed to allow passage into and within all premises within such dwellings are sufficiently wide to allow passage by persons with a disability in wheelchairs; and

(c) All premises within such dwellings contain the following features of adaptive design:

- a. An accessible route into and through the dwelling;
- b. Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations;
- c. Reinforcements in bathroom walls to allow later installation of grab bars; and
- d. Usable kitchens and bathrooms such that an individual in a wheelchair can maneuver about the space.

3. As used in subdivision (3) of subsection 2 of this section, the term "covered multifamily dwelling" means:

(1) Buildings consisting of four or more units if such buildings have one or more elevators; and

(2) Ground floor units in other buildings consisting of four or more units.

4. Compliance with the appropriate requirements of the American National Standard for Buildings and Facilities providing accessibility and usability for people with physical disabilities, commonly cited as "ANSI A117.1", suffices to satisfy the requirements of paragraph (a) of subdivision (3) of subsection 2 of this section.

5. Where a unit of general local government has incorporated into its laws the requirements set forth in subdivision (3) of subsection 2 of this section, compliance with such laws shall be deemed to satisfy the requirements of that subdivision. Such compliance shall be subject to the following provisions:

(1) A unit of general local government may review and approve newly constructed covered multifamily dwellings for the purpose of making determinations as to whether the design and construction requirements of subdivision (3) of subsection 2 of this section are met;

(2) The commission shall encourage, but may not require, the units of local government to include in their existing procedures for the review and approval of newly constructed covered multifamily dwellings, determinations as to whether the design and construction of such dwellings are consistent with subdivision (3) of subsection 2 of this section, and shall provide technical assistance to units of local government and other persons to implement the requirements of subdivision (3) of subsection 2 of this section;

(3) Nothing in this chapter shall be construed to require the commission to review or approve the plans, designs or construction of all covered dwellings, to determine whether the design and construction of such dwellings are consistent with the requirements of subdivision (3) of subsection 2 of this section.

6. Nothing in this chapter shall be construed to invalidate or limit any law of the state or political subdivision of the state, or other jurisdiction in which this chapter shall be effective, that requires dwellings to be designed and constructed in a manner that affords persons with disabilities greater access than is required by this chapter.

7. Nothing in this section and sections 213.045 and 213.050 requires that a dwelling be made available to an individual whose tenancy would constitute a direct threat to the health or safety of other individuals or whose tenancy would result in substantial physical damage to the property of others.

8. Nothing in this section and sections 213.045 and 213.050 limits the applicability of any reasonable local or state restriction regarding the maximum number of occupants permitted to occupy a dwelling, nor does any provision in this section and sections 213.045 and 213.050 regarding familial status apply with respect to housing for older persons.

9. As used in this section and sections 213.045 and 213.050, "housing for older persons" means housing:

(1) Provided under any state or federal program that the commission determines is specifically designed and operated to assist elderly persons, as defined in the state or federal program;

(2) Intended for, and solely occupied by, persons sixty-two years of age or older; or

(3) Intended and operated for occupancy by at least one person fifty-five years of age or older per unit. In determining whether housing qualifies as housing for older persons under this subsection, the commission shall develop regulations which require at least the following factors:

(a) The existence of significant facilities and services specifically designed to meet the physical or social needs of older persons, or if the provision of such facilities and services is not practicable, that such housing is necessary to provide important housing opportunities for older persons; and

(b) That at least eighty percent of the units are occupied by at least one person fifty-five years of age or older per unit; and

(c) The publication of, and adherence to, policies and procedures which demonstrate an intent by the owner or manager to provide housing for persons fifty-five years of age or older.

10. Housing shall not fail to meet the requirements for housing for older persons by reason of:

(1) Persons residing in such housing as of August 28, 1992, who do not meet the age requirements of subdivision (2) or (3) of subsection 9 of this section, provided that new occupants of such housing meet the age requirements of subdivision (2) or (3) of subsection 9 of this section; or

(2) Unoccupied units, provided that such units are reserved for occupancy by persons who meet the age requirements of subdivision (2) or (3) of subsection 9 of this section.

11. Nothing in this section or section 213.045 or 213.050 shall prohibit conduct against a person because such person has been convicted by any court of competent jurisdiction of the illegal manufacture or distribution of a controlled substance, as defined by section 195.010.

12. Nothing in this chapter shall prohibit a religious organization, association, or society, or any nonprofit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association, or society, from limiting the sale, rental or occupancy of dwellings which it owns or operates for other than a commercial purpose to persons of the same religion, or from giving preference to such persons, unless membership in such religion is restricted on account of race, color, or national origin. Nor shall anything in this chapter prohibit a private club not in fact open to the public, which as an incident to its primary purpose or purposes provides lodging which it owns or operates for other than a commercial purpose, from limiting the rental or occupancy of such lodging to its members or from giving preference to its members.

13. Nothing in this chapter, other than the prohibitions against discriminatory advertising in subdivision (3) of subsection 1 of this section, shall apply to:

(1) The sale or rental of any single family house by a private individual owner, provided the following conditions are met:

(a) The private individual owner does not own or have any interest in more than three single family houses at any one time; and

(b) The house is sold or rented without the use of a real estate broker, agent or salesperson or the facilities of any person in the business of selling or renting dwellings and without publication, posting or mailing of any advertisement. If the owner selling the house does not reside in it at the time of the sale or was not the most recent resident of the house prior to such sale, the exemption in this section applies to only one such sale in any twenty-four-month period; or

(2) Rooms or units in dwellings containing living quarters occupied or intended to be occupied by no more than four families living independently of each other, if the owner actually maintains and occupies one of such living quarters as his or her residence.

213.045. It shall be unlawful for any bank, building and loan association, insurance company or other corporation, association, firm or enterprise whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan or other financial assistance because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, disability or familial status to a person applying therefor for the purpose of purchasing, construction, improving, repairing, or maintaining a dwelling, or to discriminate against **[him] such person** in fixing of the amount, interest rate, duration or other terms or conditions of such loan or other financial assistance, because of the race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, disability, or familial status of such person or of any person associated with **[him] such person** in connection with such loan or other financial assistance, or of the present or prospective owners, lessees, tenants, or occupants, of the dwellings in relation to which such loan or other financial assistance is to be made or given.

213.050. It shall be unlawful to deny any person access to or membership or participation in any multiple listing service, real estate brokers' organization or other service organization, or facility relating to the business of selling or renting dwellings, because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity**, disability, or familial status.

213.055. 1. It shall be an unlawful employment practice:

(1) For an employer, because of the race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability of any individual:

(a) To fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to **[his] such individual's** compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability;

(b) To limit, segregate, or classify **[his]** employees or **[his]** employment applicants in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect **[his] such individual's** status as an employee, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability;

(2) For a labor organization to exclude or to expel from its membership any individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer because of race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability of any individual; or to limit, segregate, or classify its membership, or to classify or fail or refuse to refer for employment any individual, in any way which would deprive or tend to deprive any individual of employment opportunities, or would limit such employment opportunities or otherwise adversely affect **[his] such individual's** status as an employee or as an applicant for employment, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability; or for any employer, labor organization, or joint labor-management committee controlling apprenticeship or other training or retraining, including on-the-job training programs to discriminate against any individual because of **[his] such individual's** race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability in admission to, or employment in, any program established to provide apprenticeship or other training;

(3) For any employer or employment agency to print or circulate or cause to be printed or circulated any statement, advertisement or publication, or to use any form of application for employment or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification, or discrimination, because of race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability unless based upon a bona fide occupational qualification or for an employment agency to fail or refuse to refer for employment, or otherwise to discriminate against, any individual because of his or her race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age as it relates to employment, or disability, or to classify or refer for employment any individual because of his or her race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability.

2. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for an employer to apply different standards of compensation, or different terms, conditions or privileges of employment pursuant to a bona fide seniority or merit system, or a system which measures earnings by quantity or quality of production or to employees who work in different locations, provided that such differences or such systems are not the result of an intention or a design to discriminate, and are not used to discriminate, because of race, color, religion, sex, **sexual orientation, gender identity**, national origin, ancestry, age or disability, nor shall it be an unlawful employment practice for an employer to give and to act upon the results of any professionally developed ability test, provided that such test, its administration, or action upon the results thereof, is not designed,

intended or used to discriminate because of race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability.

3. Nothing contained in this chapter shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability of such individual or group on account of an imbalance which may exist with respect to the total number or percentage of persons of any race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability employed by any employer, referred or classified for employment by any employment agency or labor organization, admitted to membership or classified by any labor organization, or admitted to or employed in any apprenticeship or other training program, in comparison with the total number or percentage of persons of such race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age or disability in any community, state, section, or other area, or in the available workforce in any community, state, section, or other area.

4. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for the state or any political subdivision of the state to comply with the provisions of 29 U.S.C. Section 623 relating to employment as firefighters or law enforcement officers.

213.065. 1. All persons within the jurisdiction of the state of Missouri are free and equal and shall be entitled to the full and equal use and enjoyment within this state of any place of public accommodation, as hereinafter defined, without discrimination or segregation because of race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, or disability.

2. It is an unlawful discriminatory practice for any person, directly or indirectly, to refuse, withhold from or deny any other person, or to attempt to refuse, withhold from or deny any other person, any of the accommodations, advantages, facilities, services, or privileges made available in any place of public accommodation, as defined in section 213.010 and this section, or to segregate or discriminate against any such person in the use thereof because of race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, or disability.

3. The provisions of this section shall not apply to a private club, a place of accommodation owned by or operated on behalf of a religious corporation, association or society, or other establishment which is not in fact open to the public, unless the facilities of such establishments are made available to the customers or patrons of a place of public accommodation as defined in section 213.010 and this section.

213.070. 1. It shall be an unlawful discriminatory practice for an employer, employment agency, labor organization, or place of public accommodation:

(1) To aid, abet, incite, compel, or coerce the commission of acts prohibited under this chapter or to attempt to do so;

(2) To retaliate or discriminate in any manner against any other person because such person has opposed any practice prohibited by this chapter or because such person has filed a complaint, testified, assisted, or participated in any manner in any investigation, proceeding or hearing conducted pursuant to this chapter;

(3) For the state or any political subdivision of this state to discriminate on the basis of race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age, as it relates to employment, disability, or familial status as it relates to housing; or

(4) To discriminate in any manner against any other person because of such person's association with any person protected by this chapter.

2. This chapter, in addition to chapter 285 and chapter 287, shall provide the exclusive remedy for any and all claims for injury or damages arising out of an employment relationship.

213.101. 1. The provisions of this chapter shall be construed to accomplish the purposes thereof and any law inconsistent with any provision of this chapter shall not apply. Nothing contained in this chapter shall be deemed to repeal any of the provisions of any law of this state relating to discrimination because of race, color, religion, national origin, sex, **sexual orientation, gender identity**, ancestry, age, disability, or familial status.

2. The general assembly hereby expressly abrogates the case of *McBryde v. Ritenour School District*, 207 S.W.3d 162 (Mo.App. E.D. 2006), and its progeny as it relates to the necessity and appropriateness of the issuance of a business judgment instruction. In all civil actions brought under this chapter, a jury shall be given an instruction expressing the business judgment rule.

3. If an employer in a case brought under this chapter files a motion pursuant to rule 74.04 of the Missouri rules of civil procedure, the court shall consider the burden-shifting analysis of *McDonnell Douglas Corp. v. Green*, 411 U.S. 792 (1973), and its progeny to be highly persuasive for analysis in cases not involving direct evidence of discrimination.

4. The general assembly hereby expressly abrogates by this statute the cases of Daugherty v. City of Maryland Heights, 231 S.W.3d 814 (Mo. 2007) and its progeny as they relate to the contributing factor standard and abandonment of the burden-shifting framework established in McDonnell Douglas Corp. v. Green, 411 U.S. 792 (1973).

5. The general assembly hereby expressly abrogates by this statute the holding in Hurst v. Kansas City Mo. School District, 437 S.W.3d 327 (Mo.App. W.D. 2014), that Missouri Approved Instruction 19.01 may be applied to actions brought pursuant to this chapter, and the holding in Thomas v. McKeever's Enterprises, Inc., 388 S.W.3d 206 (Mo.App. W.D. 2012), that juries shall not be instructed that plaintiffs bear the burden of establishing "but for" causation in actions brought pursuant to this chapter.

6. The general assembly hereby abrogates all Missouri-approved jury instructions specifically addressing civil actions brought under this chapter which were in effect prior to August 28, [2017] 2019."; and"; and

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

Representative Taylor raised a point of order that **House Amendment No. 1 to House Amendment No. 9** is not germane to the underlying amendment.

The Chair ruled the point of order well taken.

Representative Eggleston assumed the Chair.

On motion of Representative Rehder, **House Amendment No. 9** was adopted.

Representative Ross offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 59, Section 334.150, Line 8, by inserting after the word "state" the words "**if he or she complies with the provisions of chapter 188**"; and

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

Representative Taylor offered **House Amendment No. 1 to House Amendment No. 10**.

House Amendment No. 1

to

House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Substitute for Senate Bill No. 580, Page 1, Line 1, by inserting after the number "580," the following:

"Page 24, Section 191.255, Line 5, by inserting after said section and line the following:

"191.317. 1. All testing results and personal information obtained from any individual, or from specimens from any individual, shall be held confidential and be considered a confidential medical record, except for such information as the individual, parent or guardian **affirmatively** consents to be released; but the individual must first be fully informed of the scope of the information requests to be released, of the risks, benefits and purposes for such release, and of the identity of those to whom the information will be released. ~~[Statistical data compiled without reference to the identity of any individual shall not be declared confidential.]~~ Notwithstanding any other provision of law to the contrary, the department may release the results of newborn screening tests to a child's health care professional.

2. The specimen shall be ~~retained for five years after initial submission to the department. After five years, the specimen shall be~~ destroyed **immediately after the specific tests authorized at the time of collection are completed**~~[-Unless]; except that, [otherwise directed under this section,]~~ a biological specimen may be **retained and** released for purposes of anonymous scientific study **with the affirmative consent of the individual, parent or guardian**. At the time of collection, the parent or legal guardian of the child from whom a biological specimen was obtained may direct the department to:

- (1) Return a biological specimen that remains after all screening tests have been performed;
 - (2) Destroy a biological specimen in a scientifically acceptable manner after all screening tests required under section 191.331 or rule promulgated thereunder have been performed; or
 - (3) Store a biological specimen but not release the biological specimen for anonymous scientific study.
3. A biological specimen released for anonymous study under this section shall not contain information that may be used to determine the identity of the donor."; and

Further amend said bill,"; and

Further amend said amendment Page 1, Line 3, by inserting after all of said line the following:

"Further amend said bill, Page 59, Section 334.150, Line 8, by inserting after the word "state" the words ", **if he or she complies with the provisions of chapter 188,**"; and

Further amend said bill, Page 68, Section 338.200, Line 41, by inserting after said section and line the following:

"375.1309. 1. Any person who, in the ordinary course of business, practice of a profession or rendering of a service, creates, stores, receives or furnishes genetic information, as such term is defined in subdivision (3) of section 375.1300, **or any biologic specimen that may be used to conduct a genetic test, as defined in 375.1300,** shall hold such information as confidential medical records and shall not disclose such genetic information except pursuant to written authorization of the person to whom such information pertains or to that person's authorized representative. The requirements of this section shall not apply to:

- (1) Statistical data compiled without reference to the identity of an individual;
- (2) ~~Health research conducted in accordance with the provisions of the federal common rule protecting the rights and welfare of research participants (45 CFR 46 and 21 CFR 50 and 56), or to health research using medical archives or databases in which the identity of individuals is protected from disclosure by coding or encryption, or by removing all identities]~~ **Any law enforcement agency collecting or holding evidence for the investigation or prosecution of an alleged or actual crime;**
- (3) The release of such information pursuant to legal or regulatory process; or
- (4) The release of such information for body identification.

2. If ~~the director determines that~~ a person has engaged, is engaging in, or has taken a substantial step toward engaging in an act, practice or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, or that a person has materially aided or is materially aiding an act, practice, omission, or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, the director may issue such administrative orders as authorized under section 374.046. A violation of any of these sections is a ~~level two violation under section 374.049]~~ **class A felony**.

3. If ~~the director believes that~~ a person has engaged, is engaging in, or has taken a substantial step toward engaging in an act, practice or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, or that a person has materially aided or is materially aiding an act, practice, omission, or course of business constituting a violation of this section or a rule adopted or order issued pursuant thereto, the director may maintain a civil action for relief authorized under section 374.048. A violation of any of these sections is a level two violation under section 374.049."; and

Further amend said bill, Page 73, Section C, Line 2, by inserting after said section and line the following:

"Section D. Because immediate action is necessary to protect the rights of citizens, the enactment of section 1 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 1 of this act shall be in full force and effect upon its passage and approval."; 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: 089

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Bondon	Bromley
Busick	Christofanelli	Coleman 97	Cupps	Deaton
DeGroot	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gannon	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hansen	Helms	Henderson	Hicks	Hovis
Hurst	Justus	Kelley 127	Kelly 141	Kolkmeier
Lovasco	Lynch	Mayhew	McGaugh	McGill
Miller	Moon	Morris 140	Morse 151	Muntzel
Murphy	Neely	O'Donnell	Pfautsch	Pietzman
Pike	Plocher	Pogue	Pollitt 52	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Roden	Rone	Ross
Ruth	Schnelting	Schroer	Sharpe 4	Shaul 113
Shields	Simmons	Sommer	Spencer	Stacy
Stephens 128	Swan	Taylor	Veit	Vescovo
Walsh	Wiemann	Wright	Mr. Speaker	

NOES: 034

Aldridge	Appelbaum	Bangert	Baringer	Beck
Bosley	Brown 27	Brown 70	Butz	Carpenter
Chappelle-Nadal	Clemens	Ellebracht	Green	Gunby
Ingle	Mackey	McCreery	Merideth	Morgan
Person	Pierson Jr.	Price	Proudie	Quade
Razer	Roberts 77	Rogers	Sauls	Sharp 36
Unsicker	Washington	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 039

Barnes	Black 7	Bland Manlove	Burnett	Burns
Carter	Chipman	Coleman 32	Dogan	Dohrman
Eslinger	Gray	Gregory	Hill	Houx
Hudson	Kendrick	Kidd	Knight	Lavender
Love	McDaniel	Messenger	Mitten	Mosley
Patterson	Pollock 123	Rowland	Runions	Sain
Shawan	Shull 16	Smith	Solon	Stevens 46
Tate	Trent	Wilson	Wood	

VACANCIES: 001

On motion of Representative Taylor, **House Amendment No. 1 to House Amendment No. 10** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 97	Cupps
Deaton	DeGroot	Dinkins	Dohrman	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gannon	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hansen	Helms	Henderson
Hicks	Hill	Hovis	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Lovasco
Love	Lynch	Mayhew	McGaugh	McGill
Miller	Moon	Morris 140	Morse 151	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pfausch
Pietzman	Pike	Plocher	Pogue	Pollitt 52
Porter	Reedy	Rehder	Toalson Reisch	Remole
Richey	Riggs	Roberts 161	Roden	Rone
Ross	Ruth	Schnelting	Schroer	Sharpe 4
Shaul 113	Shields	Simmons	Sommer	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Veit	Vescovo	Walsh	Wiemann	Wright
Mr. Speaker				

NOES: 039

Aldridge	Appelbaum	Bangert	Baringer	Barnes
Beck	Bland Manlove	Bosley	Brown 27	Brown 70
Butz	Carpenter	Chappelle-Nadal	Clemens	Ellebracht
Green	Gunby	Ingle	Lavender	Mackey
McCreery	Merideth	Morgan	Mosley	Person
Pierson Jr.	Price	Proudie	Quade	Razer
Roberts 77	Rogers	Sain	Sauls	Sharp 36
Unsicker	Washington	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 027

Black 7	Burnett	Burns	Carter	Coleman 32
Dogan	Eslinger	Gray	Gregory	Houx
Hudson	Kendrick	Knight	McDaniel	Messenger
Mitten	Pollock 123	Rowland	Runions	Shawan
Shull 16	Smith	Solon	Stevens 46	Tate
Wilson	Wood			

VACANCIES: 001

On motion of Representative Ross, **House Amendment No. 10, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 101

Allred	Anderson	Andrews	Bailey	Baker
Basye	Billington	Black 137	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 97	Cupps
Deaton	DeGroot	Dinkins	Dohrman	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gannon	Gregory	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hansen	Helms
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurst	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lovasco	Love
Lynch	Mayhew	McGaugh	McGill	Miller
Moon	Morris 140	Morse 151	Muntzel	Murphy
Neely	O'Donnell	Patterson	Pfautsch	Pietzman
Pike	Plocher	Pollitt 52	Porter	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Roden	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe 4	Shaul 113	Shields
Simmons	Solon	Sommer	Spencer	Stacy
Stephens 128	Swan	Taylor	Trent	Veit
Vescovo	Walsh	Wiemann	Wilson	Wright
Mr. Speaker				

NOES: 041

Aldridge	Appelbaum	Bangert	Baringer	Barnes
Beck	Bland Manlove	Bosley	Brown 27	Brown 70
Butz	Carpenter	Chappelle-Nadal	Clemens	Ellebracht
Green	Gunby	Ingle	Lavender	Mackey
McCreery	Merideth	Morgan	Mosley	Person
Pierson Jr.	Pogue	Price	Proudie	Quade
Razer	Roberts 77	Rogers	Sain	Sauls
Sharp 36	Stevens 46	Unsicker	Washington	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 020

Black 7	Burnett	Burns	Carter	Coleman 32
Dogan	Eslinger	Gray	Kendrick	McDaniel
Messenger	Mitten	Pollock 123	Rowland	Runions
Shawan	Shull 16	Smith	Tate	Wood

VACANCIES: 001

HCS SS SB 580, as amended, was laid over.

COMMITTEE REPORTS

Committee on General Laws, Chairman Plocher reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 616**, 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:

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Ayes (6): Basye, Coleman (97), Hicks, Patterson, Plocher and Shawan

Noes (5): Carpenter, McCreery, Merideth, Rogers and Taylor

Absent (2): Fitzwater and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 617**, 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 (9): Basye, Carpenter, Coleman (97), Fitzwater, Hicks, Patterson, Plocher, Shawan and Taylor

Noes (3): McCreery, Merideth and Rogers

Absent (1): Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 620**, 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): Basye, Coleman (97), McCreery, Patterson, Plocher, Shawan and Taylor

Noes (3): Carpenter, Merideth and Rogers

Absent (3): Fitzwater, Hicks and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SB 644**, 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): Basye, Carpenter, Coleman (97), Fitzwater, Hicks, Patterson, Plocher and Shawan

Noes (4): McCreery, Merideth, Rogers and Taylor

Absent (1): Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 739**, 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 (8): Basye, Coleman (97), Hicks, McCreery, Patterson, Plocher, Shawan and Taylor

Noes (3): Carpenter, Merideth and Rogers

Absent (2): Fitzwater and Schroer

Special Committee on Regulatory Oversight and Reform, Chairman Hicks reporting:

Mr. Speaker: Your Special Committee on Regulatory Oversight and Reform, to which was referred **SS#2 SCS SB 591**, 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 (5): Anderson, Bailey, Hicks, Houx and O'Donnell

Noes (2): Baringer and Washington

Absent (0)

Mr. Speaker: Your Special Committee on Regulatory Oversight and Reform, to which was referred **SS#2 SB 704**, 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 (7): Anderson, Bailey, Baringer, Hicks, Houx, O'Donnell and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Special Committee on Regulatory Oversight and Reform, to which was referred **SB 913**, 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 (7): Anderson, Bailey, Baringer, Hicks, Houx, O'Donnell and Washington

Noes (0)

Absent (0)

REPORT OF THE JOINT TASK FORCE ON RADIOLOGIC TECHNOLOGIST LICENSURE

May 7, 2020

Speaker Elijah Haahr
Speaker of the Missouri House of Representatives
Missouri State Capitol
201 East Capitol Avenue
Jefferson City, Missouri 65102

The Joint Task Force on Radiologic Technologist Licensure has completed its work. The enclosure includes recommendations for statewide licensure of radiologic imaging and therapy. It is the committee's expectation that such recommendations would become a legislative proposal to be considered by the General Assembly.

The committee has proposed the following recommendations:

- * Licensure of individuals to perform radiation therapy
- * Licensure of individuals to perform radiologic imaging
- * Creation of an Advisory Committee
- * Duties of the Department of Health and Senior Services

The members of the task force were honored to serve in this important role and appreciate the opportunity to explore the most effective ways to address the issue of radiologic imaging and therapy in our health system.

Yours truly,

/s/ Kathryn Swan
State Representative, 147th District

May 7, 2020

Speaker Elijah Haahr
Speaker of the Missouri House of Representatives
Missouri State Capitol
201 East Capitol Avenue
Jefferson City, Missouri 65102

Dear Speaker Haahr,

The Joint Task Force on Radiologic Technologist Licensure was created in 2019 to study and make recommendations regarding statewide licensure of individuals that are performing radiologic services in Missouri.

It was the intent of the committee to establish practices that ensured the safety of Missourians receiving radiologic procedures and treatments. The recommendations of the committee reflect what is believed to be the appropriate standard to ensure each practitioner has the basic training and skills to properly and safely perform their duties.

As a result of public hearings, testimony and deliberations by members of the committee we submit the following report to address issues related to radiologic licensure in Missouri. The task force, by statute, was charged with analyzing a number of items concerning licensure, necessary exemptions, training and regulatory framework. The recommendations of the committee are as follows:

1. Licensure of individuals to perform radiation therapy:

The Committee determined that individuals that are performing radiation therapy services should be licensed. The committee has determined that that the most appropriate entity to regulate licensure is the Department of Health and Senior Services.

2. Licensure of individuals to perform radiologic imaging:

The Committee has determined that the Department of Health and Senior Services shall issue licenses to perform nuclear medicine technology, radiography, radiologist assistant procedures and limited x-ray machine operators as established by the Department.

The committee also determined that a number of entities had experience and training necessary to be exempted from the requirement of licensure. Those professions are as follows: A Missouri licensed - physician, chiropractor, podiatrist, dentist, dental hygienist or dental assistant; a student enrolled and attending a school or college of medicine, chiropractic, podiatry, dentistry under the supervision of a licensed practitioner; a person employed by the United States Government and the use of such therapy is related to their work; performing radiologic imaging on nonhuman subjects or cadavers; and a nurse licensed under chapter 335 practicing under the scope of practice of said chapter who has completed a training program that has properly prepared the nurse to provide safe and effective care outside the hospital setting.

Additionally, the Committee determined that the use of fluoroscopy in an ambulatory surgery center, pain clinic, and any other non-hospital site would not require radiologic technologist licensure provided that the person performing the services is a licensed nurse under chapter 335, but a department approved online fluoroscopy training course is required annually for any exempt or limited licensure individual performing fluoroscopy. This exemption provision would not apply to individuals performing fluoroscopy in interventional radiology and cardiology.

3. Creation of an Advisory Committee

The Committee also determined it would be appropriate to have a committee that could advise and make recommendations to the Department of Health and Senior Services on issues that impact radiologic licensure. It was determined by the Committee that for the purposes of constancy that the advisory committee membership should mirror the task force. A member of the Department of Health and Senior Services was also added as they would be the regulatory authority.

4. Duties of the Department of Health and Senior Services

The Committee determined that it would be appropriate for the Department of Health and Senior Services to create a regulatory structure under guidance from the advisory committee. It was determined that the Department shall establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, nuclear medicine advanced associates, radiation therapists, radiographers and radiologist assistants. Additionally, it was determined that the Department shall develop and promulgate rules regarding: the issuance of licenses, continuing education requirements, interstate license reciprocity, development of a competency based examination for limited x-ray machine operators, establish standards of practice, reasonable licensure fees, alternative licensure requirements, penalty provisions and license discipline.

Following the public meetings of the committee we are submitting the above findings as recommendations to the Missouri General Assembly to enact through legislation.

Sincerely,

Committee Members

RECESS

On motion of Representative Vescovo, the House recessed until such time as Conference Committee Reports are distributed, then stand adjourned until 10:00 a.m., Friday, May 8, 2020.

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2002**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2002, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2002, as amended.

2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2002.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2002, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Rusty Black
/s/ Rep. Kip Kendrick
/s/ Rep. Ingrid Burnett

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. Jeanie Riddle
/s/ Sen. Lauren Arthur
/s/ Sen. Jamilah Nasheed

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2003**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2003, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2003.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2003.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2003, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Rusty Black
/s/ Rep. Kip Kendrick
/s/ Rep. Ingrid Burnett

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. Caleb Rowden
/s/ Sen. Lauren Arthur
/s/ Sen. Jamilah Nasheed

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2004**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2004, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2004, as amended.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2004.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2004, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Sara Walsh
/s/ Rep. Kip Kendrick
Rep. Peter Merideth

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. Denny Hoskins
/s/ Sen. John Rizzo
/s/ Sen. Brian Williams

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2005**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2005, begs leave to report that we, after free and

fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2005.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2005.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2005, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Curtis Trent
/s/ Rep. Kip Kendrick
/s/ Rep. Deb Lavender

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. Mike Cunningham
/s/ Sen. Lauren Arthur
/s/ Sen. John Rizzo

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2006**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2006, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2006.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2006.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2006, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. Robert Ross
/s/ Rep. Hannah Kelly
Rep. Kip Kendrick
Rep. Tommie Pierson Jr

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
Sen. Mike Cunningham
/s/ Sen. Lauren Arthur
/s/ Sen. John Rizzo

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2007**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2007, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2007.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2007.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2007, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Hannah Kelly
/s/ Rep. Kip Kendrick
/s/ Rep. Tommie Pierson Jr

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. David Sater
/s/ Sen. John Rizzo
/s/ Sen. Gina Walsh

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2008**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2008, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2008, as amended.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2008.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2008, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Sara Walsh
/s/ Rep. Kip Kendrick
Rep. Deb Lavender

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. Justin Brown
/s/ Sen. Jamilah Nasheed
/s/ Sen. John Rizzo

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2009**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2009, begs leave to report that we, after free and

fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2009.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2009.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2009, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Sara Walsh
/s/ Rep. Kip Kendrick
/s/ Rep. Barbara Washington

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. Denny Hoskins
/s/ Sen. John Rizzo
/s/ Sen. Brian Williams

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2010**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2010, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2010, as amended.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2010.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2010, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Jonathan Patterson
/s/ Rep. Deb Lavender
/s/ Rep. Barbara Washington

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. David Sater
/s/ Sen. John Rizzo
/s/ Sen. Brian Williams

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2011**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2011, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2011, as amended.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2011.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2011, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Jonathan Patterson
/s/ Rep. Kip Kendrick
/s/ Rep. Deb Lavender

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. David Sater
/s/ Sen. Jamilah Nasheed
/s/ Sen. Brian Williams

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2012**

The Conference Committee appointed on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2012, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2012.
2. That the House recede from its position on House Substitute for House Committee Substitute for House Bill No. 2012.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2012, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Cody Smith
/s/ Rep. David Wood
/s/ Rep. Curtis Trent
/s/ Rep. Ingrid Burnett
/s/ Rep. Barbara Washington

FOR THE SENATE:

/s/ Sen. Dan Hegeman
/s/ Sen. Lincoln Hough
/s/ Sen. David Sater
/s/ Sen. John Rizzo
/s/ Sen. Brian Williams

ADJOURNMENT

Pursuant to the motion of Representative Vescovo, the House adjourned until 10:00 a.m., Friday, May 8, 2019.

COMMITTEE HEARINGS

FISCAL REVIEW

Friday, May 8, 2020, 9:30 AM, House Hearing Room 7.

Executive session will be held: HCS SS SCS SB 570

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

GENERAL LAWS

Friday, May 8, 2020, 9:00 AM, House Hearing Room 3.

Executive session will be held: SB 664

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

Removed SB 616.

AMENDED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, May 11, 2020, 10:30 AM, Joint Hearing Room (117).

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

Second quarter JCPER meeting.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 8, 2020, 12:00 PM, House Hearing Room 3.

Executive session will be held: HB 1766, HCS SS SCS SB 718, SS SCS SB 569, SB 656,

SS#2 SCS SB 591, SB 913, HCS SS#2 SB 704

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

Added SB 591, SB 913, and SB 704.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Friday, May 8, 2020, 9:00 AM, House Hearing Room 7.

Executive session will be held: SS#3 SJR 38, HCS SB 552, SCS SB 631

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

Added SB 631.

CANCELLED

HOUSE CALENDAR

FIFTY-NINTH DAY, FRIDAY, MAY 8, 2020

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HJR 72 - Basye

HJR 89 - Lynch

HCS HJR 97 - Eggleston

HCS HJR 101 & 76 - Plocher

HCS HJR 102 - Simmons

HCS HJR 87 - Miller

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HB 2016 - Smith

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2273 - Deaton
HB 2564 - Taylor
HB 1733 - Christofanelli
HCS HB 1664 - Richey
HCS HB 1460 - Shaul (113)
HCS HB 2206 - Bondon
HB 1859 - Riggs
HCS HB 1891 - Schroer
HB 2220 - Dohrman
HCS HB 1709 - Eggleston
HCS HB 2261 - Patterson
HB 2317 - Christofanelli
HB 1619 - Porter
HB 1814 - McGaugh
HB 1853 - Dohrman
HCS HB 1995 - Morris (140)
HCS HB 2030 - Houx
HCS HB 2088 - Shaul (113)
HCS HB 2179 - Rehder
HB 1288 - Pike
HCS HBs 1300 & 1286 - Dinkins
HCS HB 2171 - Helms
HCS HB 1282 - Justus
HCS HB 1992 - Kidd
HB 2526 - Haffner
HB 2034 - Hannegan
HB 1572 - Barnes
HCS#2 HB 1957 - Eggleston
HB 2164 - Ross
HB 1366 - Ellebracht
HCS HB 1451 - Schroer
HCS HB 1484 - Rehder
HB 1543 - Black (137)
HB 1556 - Reedy
HCS HB 1583 - Haden
HCS HB 1620 - Shawan
HB 1632 - Porter
HCS HB 1292 - Dinkins
HB 1666 - Stevens (46)
HCS HB 1695 - Black (137)
HB 1699 - Knight
HCS HB 1701 - Reedy
HCS HB 1702 - O'Donnell

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HCS HB 1713 - Griffith
HCS HBs 1809 & 1570 - Pollitt (52)
HCS HB 1819 - Wood
HB 1899 - Henderson
HCS HB 1960 - Coleman (97)
HCS HB 1999 - Black (7)
HB 2032 - Ruth
HCS HB 2092 - Bondon
HCS HBs 2100 & 1532 - Knight
HCS HB 2125 - Dinkins
HCS HB 2151 - Swan
HCS HBs 2204 & 2257 - Bondon
HCS HB 1485 - Rehder
HB 2249 - Basye
HCS HB 2305 - Ruth
HB 2334 - Ruth
HB 2352 - Aldridge
HB 1811 - Simmons
HB 1953 - Trent
HCS HB 1961 - Schroer
HCS HB 2038 - Patterson
HB 1613, as amended - Coleman (97)
HCS HB 2374 - Vescovo
HCS HB 2216 - Coleman (97)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 59 - Chipman
HCR 61 - Love
HCR 71 - Sommer
HCR 60 - Griffith
HCR 74 - Roberts (77)
HCR 83 - Gannon
HCS HCR 68 - Justus

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 77, (Fiscal Review 5/5/20) - Eggleston

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 1306 & 2065 - Neely
HCS HB 2209 - Schnelting
HCS HB 1858 - Haffner
HCS HBs 2241 & 2244 - Gregory
HCS HB 2111 - Anderson
HCS HB 2315, E.C. - Wright

HCS HB 1335 - Kelley (127)
HB 1342 - Roberts (161)
HCS HB 1442 - Helms
HB 1483 - Rehder
HB 1736 - Plocher
HB 1596 - Trent
HB 1654 - Sommer
HCS HB 1808 - Wood

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1935 - Miller
HB 1916 - Busick
HB 1270 - Unsicker
HB 1998 - Morse (151)
HB 2095 - Shawan
HB 2098 - Kolkmeier
HCS HB 2202 - Shields
HB 2300 - Coleman (32)
HB 2415 - Kolkmeier

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 570, (Fiscal Review 5/6/20) - Hicks
HCS SB 551 - Eggleston

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SS SB 600, as amended, E.C. - Schroer
HCS SCS SB 725 - Henderson
HCS SS SB 580, as amended - Swan
HCS SCS SBs 673 & 560 - Ross
HCS SB 544 - Patterson
HCS SS#2 SCS SB 523 - Roberts (161)
HCS SB 774 - Wood
HCS SS SCS SB 594 - Black (137)

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 32 - Griffith

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HB 1693 - Rehder
SCS HCS HB 1655 - Kelly (141)
SCS HB 1330, as amended (Fiscal Review 5/7/20), E.C. - Veit
SS SCS HCS#2 HB 1896, as amended (Fiscal Review 5/7/20), E.C. - Roberts (161)
SS#2 SCS HCS HB 1854, as amended (Fiscal Review 5/7/20) - Pfautsch

BILLS CARRYING REQUEST MESSAGES

SS HCS HB 2046, as amended (request Senate recede/grant conference) - Grier

BILLS IN CONFERENCE

SS SCS HB 1768, as amended - Riggs
SS#2 SCS HB 1450, HB 1296, HCS HB 1331 and HCS HB 1898, as amended - Schroer
CCR SCS HS HCS HB 2002, as amended - Smith
CCR SCS HS HCS HB 2003 - Smith
CCR SCS HS HCS HB 2004, as amended - Smith
CCR SCS HS HCS HB 2005 - Smith
CCR SS SCS HS HCS HB 2006 - Smith
CCR SCS HS HCS HB 2007 - Smith
CCR SCS HS HCS HB 2008, as amended - Smith
CCR SCS HS HCS HB 2009 - Smith
CCR SCS HS HCS HB 2010, as amended - Smith
CCR SCS HS HCS HB 2011, as amended - Smith
CCR SCS HS HCS HB 2012 - Smith
SCS HCS HB 2013 - Smith

HOUSE RESOLUTIONS

HR 4596 - Lynch

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

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