

# Journal of the Senate

FIRST REGULAR SESSION

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**SIXTY-FIFTH DAY—THURSDAY, MAY 4, 2017**

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The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“A man who governs his passions is master of the world. We must either command them, or be enslaved by them. It is better to be a hammer than an anvil.” (St. Dominic)

Merciful Father You know we are tired and at this time of the year our patience gets thin and our frustrations increase. So help us govern our passions so what we say is kind and conveys the meaning of what we are attempting to do here. May we deal fairly and openly with one another and work the work You would have us complete. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from Fox 2 TV, St. Louis Public Radio and MissouriNet were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

**RESOLUTIONS**

Senator Onder offered Senate Resolution No. 922, regarding Trey Latrell Young, which was adopted.

Senator Onder offered Senate Resolution No. 923, regarding Jonaé Victoria Andrews, which was adopted.

Senator Schupp offered Senate Resolution No. 924, regarding David Steele, which was adopted.

Senator Schupp offered Senate Resolution No. 925, regarding Elisabeth Condon, which was adopted.

Senator Schupp offered Senate Resolution No. 926, regarding Eagle Scout Caleb Ryan Stanfield, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 927, regarding Anwaar Morales, Chicago, Illinois, which was adopted.

Senator Sifton offered Senate Resolution No. 928, regarding Yea Sung “Danny” Lee, Washington, which was adopted.

Senator Hoskins offered Senate Resolution No. 929, regarding Colton Huthsing, Joplin, which was adopted.

Senator Hoskins offered Senate Resolution No. 930, regarding Kyle Brewster, Washington, which was adopted.

Senator Kehoe offered the following resolution:

**SENATE RESOLUTION NO. 931**

WHEREAS, the Missouri Senate recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the Senate has a long tradition of rendering assistance to those organizations which sponsor projects in the interest of good citizenship; and

WHEREAS, The Supreme Court Civic Education Committee - Constitution Project is a fun, yet intensive, interactive competition for high school students to gain experience in fields of journalism, crime scene investigation and trial advocacy;

NOW, THEREFORE, BE IT RESOLVED that the Missouri Senate hereby grant the participants of the Supreme Court Civic Education Committee - Constitution Project permission to use the Senate Chamber from 9:00 a.m. to 3:00 p.m. on Wednesday, September 6, 2017, for the purpose of conducting a mock session.

Senator Kehoe requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 931** up for adoption, which request was granted.

On motion of Senator Kehoe, **SR 931** was adopted.

The Senate observed a moment of silence for the flood victims in Butler County.

President Pro Tem Richard assumed the Chair.

**REPORTS OF STANDING COMMITTEES**

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was

referred **HB 719**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HB 261**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 294**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HB 303**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following report:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for **HB 174**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HB 935**, with **SCS**; **HB 815**, with **SCS**; **HCS** for **HB 694**; **HB 469**, with **SCS**; and **HB 327**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Silvey, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 142**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 247**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 334**, begs leave to report that it has considered the same and recommends

that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 571**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS for HB 656**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **HCS for HB 330**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 209**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

President Parson assumed the Chair.

### **MESSAGES FROM THE HOUSE**

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on House Amendment No. 1, House Amendment No. 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 7, House Amendment No. 1 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 2 to House Amendment No. 9, House Amendment No. 3 to House Amendment No. 9 and House Amendment No. 9, as amended, to **SB 8** and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SB 8**, as amended. Representatives: Rhoads, Bernskoetter, Fitzwater (144), McCreery, Mitten.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for SB 302**, entitled:

An Act to repeal sections 68.057, 68.075, and 135.963, RSMo, and to enact in lieu thereof three new sections relating to local enterprise zones.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment No. 7, House Amendment No. 8, House Amendment No. 9, and House Amendment No. 10.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 302, Page 4, Section 135.963, Line 54, by inserting after all of said section and line the following:

**“393.355. 1. As used in this section, the following terms shall mean:**

**(1) “Electrical corporation”, as defined in section 386.020, but shall not include an electrical corporation as defined and set forth in subsection 2 of section 393.110;**

**(2) “Aluminum smelting facility”, a facility whose primary industry is the smelting of aluminum and primary metals, Standard Industrial Classification Code 3334, is located in a county of the third classification, and has had electrical service provided to said facility in the past, in part or whole, by a municipally-owned utility and, in part or whole, by an electric generating cooperative owned by rural electric cooperatives;**

**(3) “Steel works facility”, a facility whose primary industry is the production or fabrication of steel, North American Industrial Classification System 331110, and is located in a county of the third classification.**

**2. Notwithstanding section 393.130 or any other provision of law to the contrary, the public service commission shall have the authority to approve a special rate that is not based on the electrical corporation’s cost of service for an aluminum smelting facility or a steel works facility if the commission:**

**(1) Determines the special rate is in the interest of the state of Missouri when considering the collective interests of the customers of the electrical corporation serving the facility and the interests of the citizens of the state generally in promoting economic development, improving the tax base, providing employment opportunities in the state, and promoting such other benefits to the state as the commission may determine are created by approval of the special rate;**

**(2) In each general rate proceeding of the electrical corporation serving the facility, allocates the reduced revenues from the special rate as compared to the revenues that would have been generated at the rate the facility would have paid without the special rate to the electrical corporation’s other customers through a uniform percentage adjustment to all components of the base rates of all customer classes; and**

**(3) Approves a tracking mechanism meeting the requirements of subsection 3 of this section.**

**3. Any commission order approving a special rate authorized by this section to provide service to an aluminum smelting facility or steel works facility in the manner specified in subsection 4 of this section must establish a tracking mechanism to track changes in the net margin experienced by the electrical corporation serving the smelting facility because of changes in the smelting facility’s load**

between the electrical corporation's general rate proceedings, with the tracker to apply retroactively to the date the electrical corporation's base rates were last set in its last general rate proceeding concluded prior to the effective date of this section. The commission shall ensure that the changes in net margin experienced by the electrical corporation due to such changes in the facility's load between general rate proceedings is calculated in such a manner that the electrical corporation's net income is neither increased nor decreased because of such changes in the facility's load. The changes in net margin shall be deferred to a regulatory liability or regulatory asset, as applicable, with the balance of such regulatory asset or liability to be included in the revenue requirement of the electrical corporation in each of its general rate proceedings through an amortization of the balance over a reasonable period until fully returned to or collected from the electrical corporation's customers.

4. An electrical corporation is authorized to provide electric service to an aluminum smelting facility or steel works facility at a special rate authorized by this section in one of two ways, as follows:

(1) Under a rate schedule reflecting the special rate if the facility is located within the electrical corporation's certificated service territory; or

(2) Notwithstanding section 393.170, under a contract reflecting the special rate approved by the commission under the terms and conditions of this section.

In any case where the electric service is provided under contract referenced in subdivision (2) of this subsection, the facility shall be a commission-regulated retail electric customer of the electrical corporation and the rates, charges, and revenues under the contract shall, for ratemaking purposes, be treated by the commission as if the rates, charges, and revenues arise under the electrical corporation's tariff.

5. To receive a special rate, the facility must file a written application with the commission specifying the requested special rate, any terms or conditions proposed by the facility respecting the requested special rate, and provide information regarding how the requested special rate meets the criteria specified in subdivision (1) of subsection 2 of this section. A special rate provided for by this section shall not continue beyond December 31, 2027. The commission may impose such conditions on the special rate as it deems appropriate so long as it otherwise complies with the provisions of this section.

393.356. Electrical corporations may file proposed rate or regulatory mechanisms or plans with the commission for the commission's approval. If such a mechanism or plan is approved by the commission as filed or is approved by the commission with modifications acceptable to the electrical corporation, or if the commission approves a special rate under section 393.355, the commission shall lack the authority to modify or eliminate any such mechanism, plan, or special rate during the specified term."; and

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

#### HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 302, Page 4, Section 135.963, Line 54, by inserting after all of said section and line the following:

**"393.1410. 1. It shall be the policy of the state of Missouri for the commission to support expenditures by electrical corporations that maintain or improve the reliability, safety, security, or**

automation of electric infrastructure, including through the use of the latest technologies to meet the needs and expectations of customers. It shall also be the policy of the state of Missouri for the commission to approve rates designed to allow electrical corporations to recover their full cost of service and provide a reasonable opportunity to earn a fair return.

2. The commission may utilize rate adjustment mechanisms not otherwise specifically authorized by statute including, but not limited to, mechanisms to promote modernization and replacement of an electrical corporation's infrastructure. The commission may also use partially forecasted test years, true-ups of retail revenue requirement components, tracking mechanisms, grid modernization incentive mechanisms, interim rates, performance-based ratemaking, revenue decoupling with regular adjustments, or decisional pre-approval with post construction review of construction projects. To the extent the commission's approval of a rate adjustment mechanism or other mechanism provided for by this section specifies a term over which the approval is to continue, the commission shall lack the authority to modify or eliminate the electrical corporation's use of the mechanism or tool during the specified term."; and

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

#### HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 302, Page 3, Section 68.075, Line 53, by inserting immediately after all of said section and line the following:

**“99.585. 1. In addition to the powers granted under section 99.580, the state of Missouri, acting through the department of economic development and the office of administration, and any other public body, may, upon such terms and with reasonable consideration as it may determine, appropriate funds for the purpose of aiding and cooperating in the planning, undertaking, or carrying out of a land clearance project or projects within the area in which the public body is authorized to act to develop, construct, reconstruct, rehabilitate, repair, or improve any tourism infrastructure facilities within such land clearance project area or areas. Any annual appropriation by a public body for such land clearance projects related to tourism infrastructure facilities shall be limited to a portion of tax revenues derived directly or indirectly from any such land clearance project or projects supported by such annual appropriations within such designated land clearance project area or areas, as stated in an agreement entered into between the authority and the public body under subdivision (10) of section 99.580; provided, however, that the annual amount of the state appropriation contemplated by this section shall not exceed six million dollars per year for any one such agreement and shall be determined to produce a positive net fiscal impact for the state over the term of such agreement, with such public or private assurances as the director of the department of economic development may reasonably require.**

2. As used in this section, “tourism infrastructure facilities” means structures, fixtures, systems, and facilities including, but not limited to, convention centers, multipurpose sports and entertainment venues, exhibition and trade facilities, transportation facilities, cultural facilities, field houses, indoor and outdoor convention and recreational facilities and centers, playing fields, or parking facilities owned by any public body and which the authority determines are a contributing factor in the attraction of convention, sports, recreational, transportation, cultural, or meeting activities, either professional or amateur, commercial or private. Such structures, fixtures, systems, and facilities may include, but are not limited to, foundations, roofs, interior and exterior walls or windows, floors, steps,

**stairs, concourses, hallways, restrooms, event or meeting spaces or other hospitality-related areas, concession or food preparation areas, and services systems such as mechanical, gas utility, electrical, lighting, communication, sound, sanitary, HVAC, elevator, escalator, plumbing, sprinkler, cabling and wiring, life-safety, or other building systems.”; and**

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

#### HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 302, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“67.402. 1. The governing body of the following counties may enact nuisance abatement ordinances as provided in this section:

(1) Any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(2) Any county of the first classification with more than seventy-one thousand three hundred but fewer than seventy-one thousand four hundred inhabitants;

(3) Any county of the first classification without a charter form of government and with more than one hundred ninety-eight thousand but fewer than one hundred ninety-nine thousand two hundred inhabitants;

(4) Any county of the first classification with more than eighty-five thousand nine hundred but fewer than eighty-six thousand inhabitants;

(5) Any county of the third classification without a township form of government and with more than sixteen thousand four hundred but fewer than sixteen thousand five hundred inhabitants;

(6) Any county of the third classification with a township form of government and with more than fourteen thousand five hundred but fewer than fourteen thousand six hundred inhabitants;

(7) Any county of the first classification with more than eighty-two thousand but fewer than eighty-two thousand one hundred inhabitants;

(8) Any county of the first classification with more than one hundred four thousand six hundred but fewer than one hundred four thousand seven hundred inhabitants;

(9) Any county of the third classification with a township form of government and with more than seven thousand nine hundred but fewer than eight thousand inhabitants; [and]

(10) Any county of the second classification with more than fifty-two thousand six hundred but fewer than fifty-two thousand seven hundred inhabitants;

**(11) Any county of the first classification with more than sixty-five thousand but fewer than seventy-five thousand inhabitants and with a county seat with more than fifteen thousand but fewer than seventeen thousand inhabitants; and**

**(12) Any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants and with a county seat with more than two thousand one hundred but fewer than two thousand four hundred inhabitants.**

2. The governing body of any county described in subsection 1 of this section may enact ordinances to

provide for the abatement of a condition of any lot or land that has the presence of rubbish and trash, lumber, bricks, tin, steel, parts of derelict motorcycles, derelict cars, derelict trucks, derelict construction equipment, derelict appliances, broken furniture, or overgrown or noxious weeds in residential subdivisions or districts which may endanger public safety or which is unhealthy or unsafe and declared to be a public nuisance.

3. Any ordinance enacted pursuant to this section shall:

(1) Set forth those conditions which constitute a nuisance and which are detrimental to the health, safety, or welfare of the residents of the county;

(2) Provide for duties of inspectors with regard to those conditions which may be declared a nuisance, and shall provide for duties of the building commissioner or designated officer or officers to supervise all inspectors and to hold hearings regarding such property;

(3) Provide for service of adequate notice of the declaration of nuisance, which notice shall specify that the nuisance is to be abated, listing a reasonable time for commencement, and may provide that such notice be served either by personal service or by certified mail, return receipt requested, but if service cannot be had by either of these modes of service, then service may be had by publication. The ordinances shall further provide that the owner, occupant, lessee, mortgagee, agent, and all other persons having an interest in the property as shown by the land records of the recorder of deeds of the county wherein the property is located shall be made parties;

(4) Provide that upon failure to commence work of abating the nuisance within the time specified or upon failure to proceed continuously with the work without unnecessary delay, the building commissioner or designated officer or officers shall call and have a full and adequate hearing upon the matter before the county commission, giving the affected parties at least ten days' written notice of the hearing. Any party may be represented by counsel, and all parties shall have an opportunity to be heard. After the hearings, if evidence supports a finding that the property is a nuisance or detrimental to the health, safety, or welfare of the residents of the county, the county commission shall issue an order making specific findings of fact, based upon competent and substantial evidence, which shows the property to be a nuisance and detrimental to the health, safety, or welfare of the residents of the county and ordering the nuisance abated. If the evidence does not support a finding that the property is a nuisance or detrimental to the health, safety, or welfare of the residents of the county, no order shall be issued.

4. Any ordinance authorized by this section may provide that if the owner fails to begin abating the nuisance within a specific time which shall not be longer than seven days of receiving notice that the nuisance has been ordered removed, the building commissioner or designated officer shall cause the condition which constitutes the nuisance to be removed. If the building commissioner or designated officer causes such condition to be removed or abated, the cost of such removal shall be certified to the county clerk or officer in charge of finance who shall cause the certified cost to be included in a special tax bill or added to the annual real estate tax bill, at the county collector's option, for the property and the certified cost shall be collected by the county collector in the same manner and procedure for collecting real estate taxes. If the certified cost is not paid, the tax bill shall be considered delinquent, and the collection of the delinquent bill shall be governed by the laws governing delinquent and back taxes. The tax bill from the date of its issuance shall be deemed a personal debt against the owner and shall also be a lien on the property until paid.

5. Nothing in this section authorizes any county to enact nuisance abatement ordinances that provide

for the abatement of any condition relating to agricultural structures or agricultural operations, including but not limited to the raising of livestock or row crops.

6. No county of the first, second, third, or fourth classification shall have the power to adopt any ordinance, resolution, or regulation under this section governing any railroad company regulated by the Federal Railroad Administration.”; and

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

#### HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 302, Page 3, Section 68.075, Line 53, by inserting after all of said section and line the following:

“108.170. 1. Notwithstanding any other provisions of any law or charter to the contrary, any issue of bonds, notes, or other evidences of indebtedness, including bonds, notes, or other evidences of indebtedness payable solely from revenues derived from any revenue-producing facility, hereafter issued under any law of this state by any county, city, town, village, school district, educational institution, drainage district, levee district, nursing home district, hospital district, library district, road district, fire protection district, water supply district, sewer district, housing authority, land clearance for redevelopment authority, special authority created under section 64.920, authority created pursuant to the provisions of chapter 238, or other municipality, political subdivision or district of this state shall be negotiable, may be issued in bearer form or registered form with or without coupons to evidence interest payable thereon, may be issued in any denomination, and may bear interest at a rate not exceeding ten percent per annum, and may be sold, at any sale, at the best price obtainable, not less than ninety-five percent of the par value thereof, anything in any proceedings heretofore had authorizing such bonds, notes, or other evidence of indebtedness, or in any law of this state or charter provision to the contrary notwithstanding. Such issue of bonds, notes, or other evidence of indebtedness may bear interest at a rate not exceeding fourteen percent per annum if sold at public sale after giving reasonable notice of such sale, at the best price obtainable, not less than ninety-five percent of the par value thereof; provided, that such bonds, notes, or other evidence of indebtedness may be sold to any agency or corporate or other instrumentality of the state of Missouri or of the federal government at private sale at a rate not exceeding fourteen percent per annum. **Any political subdivision that maintains a credit rating by a nationally recognized bond rating agency of A, AA, or AAA issuing more than ten million dollars debt in a calendar year shall issue such debt through a competitive process unless the political subdivision employs the services of a municipal advisor, at which point the political subdivision may use a negotiated or competitive process. A municipal advisor shall not be allowed to profit financially or otherwise, either directly or indirectly, from the underwriter of a negotiated bond issuance.**

2. Notwithstanding the provisions of subsection 1 of this section to the contrary, the sale of bonds, notes, or other evidence of indebtedness issued by the state board of public buildings created under section 8.010, the state board of fund commissioners created under section 33.300, any port authority created under section 68.010, the bi-state metropolitan development district authorized under section 70.370, any special business district created under section 71.790, any county, as defined in section 108.465, exercising the powers granted by sections 108.450 to 108.470, the industrial development board created under section 100.265, any planned industrial expansion authority created under section 100.320, the higher education loan authority created under section 173.360, the Missouri housing development commission created under

section 215.020, the state environmental improvement and energy resources authority created under section 260.010, the agricultural and small business development authority created under section 348.020, any industrial development corporation created under section 349.035, or the health and educational facilities authority created under section 360.020 shall, with respect to the sales price, manner of sale and interest rate, be governed by the specific sections applicable to each of these entities.

**3. Any person who is engaged as a municipal advisor by a political corporation or subdivision with respect to a particular issue of securities shall be independent of the underwriter of that issue of securities. For the purposes of this section, “municipal advisor” shall mean a person registered as a municipal advisor under the rules of the United States Securities and Exchange Commission, and “independent” shall have the same meaning as defined by the rules of the United States Securities and Exchange Commission. In determining the individuals or entities that may serve as a municipal advisor, nothing in this section shall be construed to be more restrictive than the definition of a municipal advisor as established by the United States Securities and Exchange Commission.**

4. Notwithstanding other provisions of this section or other law, the sale of bonds, notes or other evidence of indebtedness issued by any housing authority created under section 99.040 may be sold at any sale, at the best price obtainable, not less than ninety-five percent of the par value thereof, and may bear interest at a rate not exceeding fourteen percent per annum. The sale shall be a public sale unless the issuing jurisdiction adopts a resolution setting forth clear justification why the sale should be a private sale except that private activity bonds may be sold either at public or private sale.

[4.] 5. Notwithstanding other provisions of this section or law, industrial development revenue bonds may be sold at private sale and bear interest at a rate not exceeding fourteen percent per annum at the best price obtainable, not less than ninety-five percent of the par value thereof.

[5.] 6. Notwithstanding other provisions in subsection 1 of this section to the contrary, revenue bonds issued for airport purposes by any constitutional charter city in this state which now has or may hereafter acquire a population of more than three hundred thousand but less than six hundred thousand inhabitants, according to the last federal decennial census, may bear interest at a rate not exceeding fourteen percent per annum if sold at public sale after giving reasonable notice, at the best price obtainable, not less than ninety-five percent of the par value thereof.

[6.] 7. For purposes of the interest rate limitations set forth in this section, the interest rate on bonds, notes or other evidence of indebtedness described in this section means the rate at which the present value of the debt service payments on an issue of bonds, notes or other evidence of indebtedness, discounted to the date of issuance, equals the original price at which such bonds, notes or other evidence of indebtedness are sold by the issuer. Interest on bonds, notes or other evidence of indebtedness may be paid periodically at such times as shall be determined by the governing body of the issuer and may be compounded in accordance with section 408.080.

[7.] 8. Notwithstanding any provision of law or charter to the contrary:

(1) Any entity referenced in subsection 1 or 2 of this section and any other political corporation of the state which entity or political corporation has an annual operating budget for the current year exceeding twenty-five million dollars may, in connection with managing the cost to such entity or political corporation of purchasing fuel, electricity, natural gas, and other commodities used in the ordinary course of its lawful operations, enter into agreements providing for fixing the cost of such commodity, including without

limitation agreements commonly referred to as hedges, futures, and options; provided that as of the date of such agreement, such entity or political corporation shall have complied with subdivision (3) of this subsection; and further provided that no eligible school, as defined in section 393.310, shall be authorized by this subsection to enter into such agreements in connection with the purchase of natural gas while the tariffs required under section 393.310 are in effect;

(2) Any entity referenced in subsection 1 or 2 of this section and any other political corporation of the state may, in connection with its bonds, notes, or other obligations then outstanding or to be issued and bearing interest at a fixed or variable rate, enter into agreements providing for payments based on levels of or changes in interest rates, including without limitation certain derivative agreements commonly referred to as interest rate swaps, hedges, caps, floors, and collars, provided that:

(a) As of the date of issuance of the bonds, notes, or other obligations to which such agreement relates, such entity or political corporation will have bonds, notes, or other obligations outstanding in an aggregate principal amount of at least fifty million dollars; and

(b) As of the date of such agreement, such entity's or political corporation's bonds, notes, or other obligations then outstanding or to be issued have received a stand-alone credit rating in one of the two highest categories, without regard to any gradation within such categories, from at least one nationally recognized credit rating agency, or such entity or political corporation has an issuer or general credit rating, in one of the two highest categories, without regard to any gradation within such categories, from at least one nationally recognized credit rating agency; and

(c) As of the date of such agreement, such entity or political corporation shall have complied with subdivision (3) of this subsection;

(3) Prior to entering into any agreements pursuant to subdivision (1) or (2) of this subsection, the governing body of the entity or political corporations entering into such agreements shall have adopted a written policy governing such agreements. Such policy shall be prepared by integrating the recommended practices published by the Government Finance Officers Association or comparable nationally recognized professional organization and shall provide guidance with respect to the permitted purposes, authorization process, mitigation of risk factors, ongoing oversight responsibilities, market disclosure, financial strategy, and any other factors in connection with such agreements determined to be relevant by the governing body of such entity or political corporation. Such entity or political corporation may enter into such agreements at such times and such agreements may contain such payment, security, default, remedy, and other terms and conditions as shall be consistent with the written policy adopted under this subdivision and as may be approved by the governing body of such entity or other obligated party, including any rating by any nationally recognized rating agency and any other criteria as may be appropriate;

(4) Nothing in this subsection shall be applied or interpreted to authorize any such entity or political corporation to enter into any such agreement for investment purposes or to diminish or alter the special or general power any such entity or political corporation may otherwise have under any other provisions of law including the special or general power of any interstate transportation authority.

**9. The state treasurer shall make available to municipalities, political subdivisions, or districts listed under subsection 1 of this section relevant information regarding debt issuance and bidding processes, including best practices resources published by a national association of government finance officers on debt issuance, to aid such entities with the process of issuing debt and awarding**

**bonds to the best bidder.”; and**

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

HOUSE AMENDMENT NO. 1 TO  
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Bill No. 302, Page 2, Line 39, by deleting the word “**specific**” on said line and inserting in lieu thereof the word “**special**”; and

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

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Bill No. 302, Page 4, Section 135.963, Line 54, by inserting after all of said section and line the following:

**“173.1600. 1. As used in this section, the following words mean:**

**(1) “Educational institution” or “school”, a private or public institution that offers participants, students, or trainees an organized course of study or training that is academic, technical, trade-oriented, or preparatory for gainful employment in a recognized occupation;**

**(2) “Personal social media account”, an account with an electronic medium or service where users may create, share, and view user-generated content including, but not limited to, videos or still photographs, blogs, video blogs, podcasts, messages, emails, or internet website profiles or locations. The term “personal social media account” does not include:**

**(a) An account opened at an employer’s behest, or provided by an employer, and intended to be used solely on behalf of the employer; or**

**(b) An account opened at a school’s behest, or provided by a school, and intended to be used solely on behalf of the school;**

**(3) “Prospective student”, an applicant for admission to an educational institution;**

**(4) “Student”, any student, participant, or trainee, whether full-time or part-time, in an organized course of study at an educational institution.**

**2. An educational institution shall not:**

**(1) Require, request, or coerce a student or prospective student to disclose the username and password, password, or any other means of authentication, or provide access through the username or password, to a personal social media account;**

**(2) Except as provided under subsection 4 of this section, require, request, or coerce a student or prospective student to access a personal social media account in the presence of a school employee or school volunteer including, but not limited to, a coach, teacher, or school administrator, in a manner that enables the school employee or school volunteer to observe the contents of such account; or**

**(3) Compel a student or prospective student to add anyone, including a coach, teacher, school administrator, or other school employee or school volunteer, to his or her list of contacts associated with a personal social media account or require, request, or otherwise coerce a student or prospective student to change the settings that affect a third party’s ability to view the contents of a personal**

**social media account.**

**3. An educational institution shall not:**

**(1) Take any action or threaten to take any action to discharge, discipline, prohibit from participating in curricular or extracurricular activities, or otherwise penalize a student for a student's refusal to disclose any information specified in subdivision (1) of subsection 2 of this section, for refusal to take any action specified in subdivision (2) of subsection 2 of this section, or for refusal to add a coach, teacher, school administrator, or other school employee or school volunteer to his or her list of contacts associated with a personal social media account or to change the settings that affect a third party's ability to view the contents of a personal social media account, as specified in subdivision (3) of subsection 2 of this section; or**

**(2) Fail or refuse to admit any prospective student as a result of the prospective student's refusal to disclose any information specified in subdivision (1) of subsection 2 of this section, refusal to take any action specified in subdivision (2) of subsection 2 of this section, or refusal to add a coach, teacher, school administrator, or other school employee or school volunteer to his or her list of contacts associated with a personal social media account or to change the settings that affect a third party's ability to view the contents of a personal social media account, as specified in subdivision (3) of subsection 2 of this section.**

**4. Nothing in this section prevents an educational institution from:**

**(1) Accessing information about a student or prospective student that is publicly available;**

**(2) Complying with state and federal laws, rules, and regulations and the rules of self-regulatory organizations, where applicable;**

**(3) Requesting or requiring a student or prospective student to share specific content that has been reported to the school, without requesting or requiring a student or prospective student to provide a username and password, password, or other means of authentication that provides access to a personal social media account, as part of:**

**(a) An investigation for the purpose of ensuring compliance with applicable laws or regulatory requirements; or**

**(b) An investigation of actual disruption to school functions based on receipt of specific information about the unlawful harassment or bullying of a student by the student or prospective student from whom the content is requested or required;**

**(4) Prohibiting a student or prospective student from using a personal social media account for school purposes; or**

**(5) Prohibiting a student or prospective student from accessing or operating a personal social media account during school hours or while on school property.**

**5. If a school inadvertently receives the username and password, password, or other means of authentication that provides access to a personal social media account of a student or prospective student through the use of an otherwise lawful virus scan or firewall that monitors the school's network or school-provided devices, the school is not liable for having the information but shall not use the information to access the personal social media account of the student or prospective student**

or share the information with anyone. The school shall delete the information immediately, if reasonably practicable.

6. It shall be an unlawful employment practice for an educational institution to violate the provisions of this section. A student or prospective student may bring a cause of action for general or specific damages based on any violation of this section.

285.045. 1. This section shall be known and may be cited as “The Password Privacy Protection Act”.

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

(1) “Applicant”, any person applying for employment;

(2) “Electronic communications device”, any device that uses electronic signals to create, transmit, and receive information. The term “electronic communications device” shall include, but not be limited to, computers, telephones, personal digital assistants, and other similar devices;

(3) “Employee”, any person performing work or service of any kind or character for hire within the state of Missouri, including independent contractors;

(4) “Employer”, any person or entity employing any person for hire within the state of Missouri, including a public employer;

(5) “Employment”, the act of employing or state of being employed, engaged, or hired to perform work or services of any kind or character within the state of Missouri;

(6) “Personal online account”, an online account that is used by an employee or applicant exclusively for personal communications unrelated to any business purposes of the employer. Such account shall not include any account created, maintained, used, or accessed by an employee or applicant for business-related communications or for a business purpose of the employer;

(7) “Personal online service”, an online service that is used by an employee or applicant exclusively for personal communication or use unrelated to any business purposes of the employer. Such service shall not include any service maintained, used, or accessed by an employee or applicant for business-related communications or uses or for a business purpose of the employer;

(8) “Political subdivision”, any agency of the state, county, city, town, township, village, special district, subdistrict, or any unit of the state authorized to levy taxes;

(9) “Public employer”, every department, agency, or instrumentality of the state or political subdivision of the state;

(10) “Work”, any job, task, labor, services, or any other activity for which compensation is provided, expected, or due.

3. Subject to the exceptions provided in subsection 4 of this section, an employer shall not request or require an employee or applicant to disclose any username, password, or other authentication means for accessing any personal online account or personal online service or compel an employee or applicant for employment to add the employer or an employment agency to the employee’s or applicant’s list of contacts associated with a personal online account.

**4. An employer may request or require an employee to disclose any username, password, or other authentication means for accessing:**

**(1) Any electronic communications device supplied by or paid for, in whole or in part, by the employer;**

**(2) Any accounts or services provided by the employer;**

**(3) Any accounts or services the employee uses for business purposes; or**

**(4) Any accounts or services used as a result of the employee's employment relationship with the employer.**

**5. An employer shall not:**

**(1) Discharge, discipline, or otherwise penalize or threaten to discharge, discipline, or otherwise penalize an employee solely for an employee's refusal to disclose any information specified in subsection 3 of this section;**

**(2) Fail or refuse to hire any applicant as a result of the applicant's refusal to disclose any information specified in subsection 3 of this section; or**

**(3) Be held liable for failure to request or require that an applicant or employee disclose any information specified in subsection 3 of this section.**

**6. An employee shall not transfer an employer's proprietary or confidential information or financial data to an employee's personal online account or personal online service without the employer's authorization.**

**7. This section shall not be construed to prevent an employer from engaging in any of the following activities:**

**(1) Conducting an investigation for the purposes of ensuring compliance with applicable laws or regulations against work-related employee misconduct based on the receipt of specific information about activity on a personal online account or personal online service by an employee or other source;**

**(2) Conducting an investigation of an employee's actions based on the receipt of specific information about the unauthorized transfer of an employer's proprietary information, confidential information, or financial data to a personal online account or personal online service by an employee or other source;**

**(3) Conducting an investigation as specified in subdivision (1) or (2) of this subsection that requires the employee's cooperation to share the content that has been reported in order to make a factual determination;**

**(4) Disciplining or discharging an employee for transferring the employer's proprietary or confidential information or financial data to an employee's personal online account or personal online service without the employer's authorization;**

**(5) Restricting or prohibiting an employee's access to certain websites while using an electronic communications device that is paid for, in whole or in part, by the employer or while using an employer's network or resources, in compliance with state and federal law; or**

**(6) Monitoring, reviewing, accessing, or blocking electronic data stored on an electronic communications device that is paid for, in whole or in part, by the employer, or such data that is traveling through or stored on an employer’s network, in compliance with state and federal law.**

**8. This section shall not prohibit or restrict any employer from viewing, accessing, or utilizing information about any employee or applicant that can be obtained without the information specified in subsection 3 of this section or that is available to the public.**

**9. This section shall not be construed to prevent an employer from complying with state or federal laws or regulations or the rules of self-regulatory organizations, as that term is defined in 15 U.S.C. Section 78c(a)(26).**

**10. This section shall not be construed to prohibit an employer from requesting an employee to provide an email address in order to conduct business-related communications with the employee. However, such address shall not be disclosed to any third party.”; and**

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

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Bill No. 302, Page 3, Section 68.075, Line 53, by inserting immediately after all of said section and line the following:

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

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

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the “Special Allocation Fund” of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district’s levy rate for ad valorem tax on real property, any

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

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

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

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for

the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

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

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

5. The treasurer or other designated financial officer of the municipality with approved plans or projects

shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

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

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

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

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

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

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

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

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

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

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

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

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

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

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

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

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

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

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

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

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

- (h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;
- (i) The street address of the development site;
- (j) The three-digit North American Industry Classification System number or numbers characterizing the development project;
- (k) The estimated development project costs;
- (l) The anticipated sources of funds to pay such development project costs;
- (m) Evidence of the commitments to finance such development project costs;
- (n) The anticipated type and term of the sources of funds to pay such development project costs;
- (o) The anticipated type and terms of the obligations to be issued;
- (p) The most recent equalized assessed valuation of the property within the development project area;
- (q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;
- (r) The general land uses to apply in the development area;
- (s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;
- (t) The total number of full-time equivalent positions in the development area;
- (u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;
- (v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;
- (w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;
- (x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;
- (y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;
- (z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;
- (aa) A list of other community and economic benefits to result from the project;
- (bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from

which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

(a) A former automobile manufacturing plant; or

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan

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

**(4) At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans or projects approved on or after August 28, 2017, and before August 28, 2027, be increased by or exceed ten million dollars. Redevelopment plans or projects approved prior to August 28, 2017, which are expanded with buildings of new construction shall not be increased by more than ten million dollars in excess of the original previously approved maximum projected amount. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans or projects approved on or after August 28, 2027, exceed twenty million dollars; provided however, that such ceilings shall not apply to redevelopment plans or projects exempted from such ceilings under subdivision (3) of this subsection;**

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

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

12. There is hereby established within the state treasury a special fund to be known as the “Missouri Supplemental Tax Increment Financing Fund”, to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

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

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental

increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971.”; and

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

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Bill No. 302, Page 4, Section 135.963, Line 54, by inserting after said section and line the following:

**“393.1130. 1. This section shall be known and may be cited as “The Nuclear Energy Standard”.**

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

**(1) “Commission”, the public service commission;**

**(2) “Small modular nuclear reactor”, a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state which produces less than three hundred megawatts of clean electrical energy; and**

**(3) “Utility”, any electrical corporation as defined under section 386.020, but this term shall not include any electrical corporation as defined and set forth under subsection 2 of section 393.110.**

**3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility’s total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer 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 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.**

**4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations, and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission**

**shall notify the revisor of statutes when a facility has been built and becomes operational.**

**5. Notwithstanding subsection 3 to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility.**

393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

- (1) “Commission”, the public service commission;
- (2) “Department”, the department of natural resources;
- (3) “Electric utility”, any electrical corporation as defined by section 386.020;
- (4) “Renewable energy credit” or “REC”, a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; and

(5) “Renewable energy resources”, electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel as defined in section 393.1600**, methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility’s sales:

- (1) No less than two percent for calendar years 2011 through 2013;
- (2) No less than five percent for calendar years 2014 through 2017;
- (3) No less than ten percent for calendar years 2018 through 2020; and
- (4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel, as defined in section 393.1600, shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may

exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

(1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational

between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, 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, 2013, shall be invalid and void.”

**620.3080. 1. As used in this section, the following terms shall mean:**

(1) “**Job creation, worker training, and infrastructure development programs**”, the Missouri works program established under sections 620.2000 to 620.2020, Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) “**SMR production facility**”, a facility which produces nuclear reactors based on fission that is approved under federal and state law and regulations to be constructed which produce less than three hundred megawatts of clean electrical energy.

**2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for a SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred and fifty million dollars annually under all such programs.”; and**

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

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Bill No. 302, Page 4, Section 135.963, Line 54, by inserting immediately after said section and line the following:

“304.120. 1. Municipalities, by ordinance, may establish reasonable speed regulations for motor vehicles within the limits of such municipalities. No person who is not a resident of such municipality and who has not been within the limits thereof for a continuous period of more than forty-eight hours shall be convicted of a violation of such ordinances, unless it is shown by competent evidence that there was posted at the place where the boundary of such municipality joins or crosses any highway a sign displaying in black letters not less than four inches high and one inch wide on a white background the speed fixed by such municipality so that such sign may be clearly seen by operators and drivers from their vehicles upon entering such municipality.

2. Municipalities, by ordinance, may:

- (1) Make additional rules of the road or traffic regulations to meet their needs and traffic conditions;
- (2) Establish one-way streets and provide for the regulation of vehicles thereon;
- (3) Require vehicles to stop before crossing certain designated streets and boulevards;

(4) Limit the use of certain designated streets and boulevards to passenger vehicles, except that each municipality shall allow at least one route, with lawful traffic movement and access from both directions, to be available for use by commercial motor vehicles to access any roads in the state highway system. Under no circumstances shall the provisions of this subdivision be construed to authorize a municipality to limit the use of all routes in the municipality. **The use by commercial motor vehicles of a municipality-designated route for such vehicles in compliance with any ordinances of the designating municipality**

**shall not be deemed a nuisance or evidence of a nuisance. Nothing contained in this subdivision is intended to modify or limit recovery for any claim that is independent of a nuisance claim;**

(5) Prohibit the use of certain designated streets to vehicles with metal tires, or solid rubber tires;

(6) Regulate the parking of vehicles on streets by the installation of parking meters for limiting the time of parking and exacting a fee therefor or by the adoption of any other regulatory method that is reasonable and practical, and prohibit or control left-hand turns of vehicles;

(7) Require the use of signaling devices on all motor vehicles; and

(8) Prohibit sound-producing warning devices, except horns directed forward.

3. No ordinance shall be valid which contains provisions contrary to or in conflict with this chapter, except as herein provided.

4. No ordinance shall impose liability on the owner-lessor of a motor vehicle when the vehicle is being permissively used by a lessee and is illegally parked or operated if the registered owner-lessor of such vehicle furnishes the name, address and operator's license number of the person renting or leasing the vehicle at the time the violation occurred to the proper municipal authority within three working days from the time of receipt of written request for such information. Any registered owner-lessor who fails or refuses to provide such information within the period required by this subsection shall be liable for the imposition of any fine established by municipal ordinance for the violation. Provided, however, if a leased motor vehicle is illegally parked due to a defect in such vehicle, which renders it inoperable, not caused by the fault or neglect of the lessee, then the lessor shall be liable on any violation for illegal parking of such vehicle.

5. No ordinance shall deny the use of commercial motor vehicles on all routes within the municipality. For purposes of this section, the term "route" shall mean any state road, county road, or public street, avenue, boulevard, or parkway.

6. No ordinance shall prohibit the operator of a motor vehicle from being in an intersection while a red signal is being displayed if the operator of the motor vehicle entered the intersection during a yellow signal interval. The provisions of this subsection shall supercede any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or other political subdivision that are to the contrary."; and

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

#### HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Bill No. 302, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

**"67.2050. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:**

**(1) "Facility", a location composed of real estate, buildings, fixtures, machinery, and equipment;**

**(2) "Municipality", any county, city, incorporated town, or village of the state;**

**(3) "NAICS", the 2007 edition of the North American Industry Classification System developed under the direction and guidance of the federal Office of Management and Budget. Any NAICS**

sector, subsector, industry group, or industry identified in this section shall include its corresponding classification in previous and subsequent federal industry classification systems;

(4) “Technology business facility”, a facility purchased, constructed, extended, or improved under this section, provided that such business facility is engaged in:

(a) Wired telecommunications carriers (NAICS 517110);

(b) Data processing, hosting, and related services (NAICS 518210); or

(c) Internet publishing and broadcasting and web search portals (NAICS 519130) at the business facility;

(5) “Technology business facility project” or “project”, the purchase, construction, extension, or improvement of technology business facilities, whether of the facility as a whole or of any one or more of the facility’s components of real estate, buildings, fixtures, machinery, and equipment.

2. The governing body of any municipality may:

(1) Carry out technology business facility projects for economic development under this section;

(2) Accept grants from the federal and state governments for technology business facility project purposes and may enter into such agreements as are not contrary to the laws of this state which may be required as a condition of grants by the federal government or its agencies; and

(3) Receive gifts and donations from private sources to be used for technology business facility project purposes.

3. The governing body of the municipality may enter into loan agreements, and may sell, lease, or mortgage to private persons, partnerships, or corporations any one or more of the components of a facility received, purchased, constructed, or extended by the municipality for development of a technology business facility project. The loan agreement, installment sale agreement, lease, or other such document shall contain such other terms as are agreed upon between the municipality and the obligor, provided that such terms shall be consistent with this section. If, in the judgment of the governing body of the municipality, the technology business facility project will result in economic benefits to the municipality, the governing body may lawfully enter into an agreement that includes nominal monetary consideration to the municipality in exchange for the use of one or more components of the facility.

4. Transactions involving the lease or rental of any components of a project under this section shall be specifically exempted from the provisions of the local sales tax law as defined under sections 32.085, 144.010 to 144.525, 144.600 to 144.761, and 238.235 and exempted from the computation of the tax levied, assessed, or payable under the local sales tax law as defined under sections 32.085, 144.010 to 144.525, 144.600 to 144.745, and 238.235.

5. Leasehold interests granted and held under this section shall not be subject to property taxes.

6. Any payments in lieu of taxes expected to be made by any lessee of the project shall be applied in accordance with this section. The lessee may reimburse the municipality for its actual costs of administering the plan. All amounts paid in excess of such actual costs shall, immediately upon receipt thereof, be disbursed by the municipality’s treasurer or other financial officer to each affected taxing

**entity in proportion to the current ad valorem tax levy of each affected taxing entity.**

**7. The county assessor shall include the current assessed value of all property within the affected taxing entities in the aggregate valuation of assessed property entered upon the assessor’s book and verified under section 137.245, and such value shall be used for the purpose of the debt limitation on local government under article VI, section 26(b) of the Constitution of Missouri.**

**8. The governing body of any municipality may sell or otherwise dispose of the property, buildings, or plants acquired under this section to private persons or corporations for technology business facility project purposes upon approval by the governing body. The terms and method of the sale or other disposal shall be established by the governing body so as to reasonably protect the economic well-being of the municipality and to promote the development of technology business facility projects. A private person or corporation that initially transfers property to the municipality for the purposes of a technology business facility project and that does not charge a purchase price to the municipality shall retain the right, upon request to the municipality, to have the municipality retransfer the donated property to the person or corporation at no cost.**

**9. The provisions of this section shall not be construed to allow political subdivisions to provide telecommunications services or telecommunications facilities to the extent that they are prohibited from doing so under section 392.410.”; and**

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

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for SS for SB 34**, entitled:

An Act to repeal sections 160.261, 167.117, 479.170, 488.029, 488.5050, 557.035, 565.076, 565.091, 566.010, 575.280, 577.001, 577.010, 577.060, and 595.045, RSMo, and to enact in lieu thereof sixteen new sections relating to criminal offenses, with penalty provisions and an emergency clause for certain sections.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 5, House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 6 Part 1, Part 2, House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 6, House Amendment No. 3 to House Substitute Amendment No. 1 for House Amendment No. 6, House Substitute Amendment No. 1 for House Amendment No. 6, as amended, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 2 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment No. 1 to House Amendment No. 8, House Amendment No. 2 to House Amendment No. 8, House Amendment No. 8 as amended, House Amendment No. 9, House Amendment No. 1 to House Amendment No. 10, House Amendment No. 2 to House Amendment No. 10, and House Amendment No. 10, as amended.

#### HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 11, Section 557.035, Line 13, by inserting immediately after said section and line the following:

“565.002. As used in this chapter, unless a different meaning is otherwise plainly required the following

terms mean:

(1) “Adequate cause”, cause that would reasonably produce a degree of passion in a person of ordinary temperament sufficient to substantially impair an ordinary person’s capacity for self-control;

(2) “Child”, a person under seventeen years of age;

(3) “Conduct”, includes any act or omission;

(4) “Course of conduct”, a pattern of conduct composed of two or more acts, which may include communication by any means, over a period of time, however short, evidencing a continuity of purpose. Constitutionally protected activity is not included within the meaning of course of conduct. Such constitutionally protected activity includes picketing or other organized protests;

(5) “Deliberation” means cool reflection for any length of time no matter how brief;

(6) “Domestic victim”, a household or family member as the term “family” or “household member” is defined in section 455.010, including any child who is a member of the household or family;

(7) “Emotional distress”, something markedly greater than the level of uneasiness, nervousness, unhappiness, or the like which are commonly experienced in day-to-day living;

(8) “Full or partial nudity”, the showing of all or any part of the human genitals, pubic area, buttock, or any part of the nipple of the breast of any female person, with less than a fully opaque covering;

(9) “Legal custody”, the right to the care, custody and control of a child;

(10) “Parent”, either a biological parent or a parent by adoption;

(11) “Person having a right of custody”, a parent or legal guardian of the child;

(12) “Photographs” or “films”, the making of any photograph, motion picture film, videotape, or any other recording or transmission of the image of a person;

(13) “Place where a person would have a reasonable expectation of privacy”, any place where a reasonable person would believe that a person could disrobe in privacy, without being concerned that the person’s undressing was being viewed, photographed or filmed by another;

(14) “Special victim”, any of the following:

(a) A law enforcement officer assaulted in the performance of his or her official duties or as a direct result of such official duties;

(b) Emergency personnel, any paid or volunteer firefighter, emergency room, **hospital**, or trauma center personnel, or emergency medical technician, assaulted in the performance of his or her official duties or as a direct result of such official duties;

(c) A probation and parole officer assaulted in the performance of his or her official duties or as a direct result of such official duties;

(d) An elderly person;

(e) A person with a disability;

(f) A vulnerable person;

(g) Any jailer or corrections officer of the state or one of its political subdivisions assaulted in the performance of his or her official duties or as a direct result of such official duties;

(h) A highway worker in a construction or work zone as the terms “highway worker”, “construction zone”, and “work zone” are defined under section 304.580;

(i) Any utility worker, meaning any employee of a utility that provides gas, heat, electricity, water, steam, telecommunications services, or sewer services, whether privately, municipally, or cooperatively owned, while in the performance of his or her job duties, including any person employed under a contract;

(j) Any cable worker, meaning any employee of a cable operator, as such term is defined in section 67.2677, including any person employed under contract, while in the performance of his or her job duties; and

(k) Any employee of a mass transit system, including any employee of public bus or light rail companies, while in the performance of his or her job duties;

(15) “Sudden passion”, passion directly caused by and arising out of provocation by the victim or another acting with the victim which passion arises at the time of the offense and is not solely the result of former provocation;

(16) “Trier”, the judge or jurors to whom issues of fact, guilt or innocence, or the assessment and declaration of punishment are submitted for decision;

(17) “Views”, the looking upon of another person, with the unaided eye or with any device designed or intended to improve visual acuity, for the purpose of arousing or gratifying the sexual desire of any person.”; and

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

#### HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 21, Section 577.685, Line 4, by deleting the word “**Enters**” and inserting in lieu thereof the words “**Illegally enters**”; and

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

#### HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Section A, Line 5, by inserting after all of said line the following:

“105.669. 1. Any participant of a plan who is [found guilty] **convicted** of a felony offense listed in subsection 3 of this section, which is committed in direct connection with or directly related to the participant’s duties as an employee on or after August 28, 2014, shall not be eligible to receive any retirement benefits from the respective plan based on service rendered on or after August 28, 2014, except a participant may still request from the respective retirement system a refund of the participant’s plan contributions, including interest credited to the participant’s account.

2. [Upon a finding of guilt, the court shall forward a notice of the court’s finding to] **The employer of any participant who is charged or convicted of a felony offense listed in subsection 3 of this section,**

**which is committed in direct connection with or directly related to the participant's duties as an employee on or after August 28, 2014, shall notify** the appropriate retirement system in which the offender was a participant]. The court shall also make a determination on the value of the money, property, or services involved in committing the offense] **and provide information in connection with such charge or conviction.** The plans shall take all actions necessary to implement the provisions of this section.

3. [The finding of guilt for] **A felony conviction based on** any of the following offenses or a substantially similar offense provided under federal law shall result in the ineligibility of retirement benefits as provided in subsection 1 of this section:

(1) The offense of felony stealing under section 570.030 when such offense involved money, property, or services valued at five thousand dollars or more [as determined by the court];

(2) The offense of felony receiving stolen property under section 570.080, **as it existed before January 1, 2017**, when such offense involved money, property, or services valued at five thousand dollars or more [as determined by the court];

(3) The offense of forgery under section 570.090;

(4) The offense of felony counterfeiting under section 570.103;

(5) The offense of bribery of a public servant under section 576.010; or

(6) The offense of acceding to corruption under section 576.020.”; and

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

#### HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 21, Section 577.685, Line 15, by inserting immediately after said section and line the following:

“595.030. 1. No compensation shall be paid unless the claimant has incurred an out-of-pocket loss of at least fifty dollars or has lost two continuous weeks of earnings or support from gainful employment. “Out-of-pocket loss” shall mean unreimbursed or unreimbursable expenses or indebtedness reasonably incurred:

(1) For medical care or other services, including psychiatric, psychological or counseling expenses, necessary as a result of the crime upon which the claim is based, except that the amount paid for psychiatric, psychological or counseling expenses per eligible claim shall not exceed two thousand five hundred dollars; or

(2) As a result of personal property being seized in an investigation by law enforcement.

Compensation paid for an out-of-pocket loss under this subdivision shall be in an amount equal to the loss sustained, but shall not exceed two hundred fifty dollars.

2. No compensation shall be paid unless the department of public safety finds that a crime was committed, that such crime directly resulted in personal physical injury to, or the death of, the victim, and that police records show that such crime was promptly reported to the proper authorities. In no case may compensation be paid if the police records show that such report was made more than forty-eight hours after the occurrence of such crime, unless the department of public safety finds that the report to the police was

delayed for good cause. If the victim is under eighteen years of age such report may be made by the victim's parent, guardian or custodian; by a physician, a nurse, or hospital emergency room personnel; by the children's division personnel; or by any other member of the victim's family. In the case of a sexual offense, filing a report of the offense to the proper authorities may include, but not be limited to, the filing of the report of the forensic examination by the appropriate medical provider, as defined in section 595.220, with the prosecuting attorney of the county in which the alleged incident occurred.

3. No compensation shall be paid for medical care if the service provider is not a medical provider as that term is defined in section 595.027, and the individual providing the medical care is not licensed by the state of Missouri or the state in which the medical care is provided.

4. No compensation shall be paid for psychiatric treatment or other counseling services, including psychotherapy, unless the service provider is a:

(1) Physician licensed pursuant to chapter 334 or licensed to practice medicine in the state in which the service is provided;

(2) Psychologist licensed pursuant to chapter 337 or licensed to practice psychology in the state in which the service is provided;

(3) Clinical social worker licensed pursuant to chapter 337;

(4) Professional counselor licensed pursuant to chapter 337; or

(5) Board-certified psychiatric-mental health clinical nurse specialist or board certified psychiatric-mental health nurse practitioner licensed under chapter 335 or licensed in the state in which the service is provided.

5. Any compensation paid pursuant to sections 595.010 to 595.075 for death or personal injury shall be in an amount not exceeding out-of-pocket loss, together with loss of earnings or support from gainful employment, not to exceed four hundred dollars per week, resulting from such injury or death. In the event of death of the victim, **a claim for** an award may be made for reasonable and necessary expenses actually incurred for preparation and burial not to exceed five thousand dollars **by the funeral home or a relative of the victim.**

6. Any compensation for loss of earnings or support from gainful employment shall be in an amount equal to the actual loss sustained not to exceed four hundred dollars per week; provided, however, that no award pursuant to sections 595.010 to 595.075 shall exceed twenty-five thousand dollars. If two or more persons are entitled to compensation as a result of the death of a person which is the direct result of a crime or in the case of a sexual assault, the compensation shall be apportioned by the department of public safety among the claimants in proportion to their loss.

7. The method and timing of the payment of any compensation pursuant to sections 595.010 to 595.075 shall be determined by the department.

8. The department shall have the authority to negotiate the costs of medical care or other services directly with the providers of the care or services on behalf of any victim receiving compensation pursuant to sections 595.010 to 595.075.”; and

Further amend said bill and page, Section 595.045, Lines 14 and 15, by deleting said lines in inserting in lieu thereof the following:

“3. The director of revenue shall deposit annually the amount of **at least** two hundred fifty thousand **dollars but no more than one million** dollars to the state forensic laboratory account administered by the department of public”; and

Further amend said bill and section, Page 23, Lines 59 and 60, by deleting said lines in inserting in lieu thereof the following:

“A or B felony; **fifty-five dollars upon a plea of guilty or a finding of guilt for a class C felony;** forty-six dollars upon a plea of guilty or finding of guilt for a class [C or] D or “; and

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

HOUSE AMENDMENT NO. 1 TO  
HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR  
HOUSE AMENDMENT NO. 6  
PART I

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Lines 8 and 15, Page 2, Lines 25 and 41, and Page 3, Lines 14, 27, and 40, by deleting in all instances the phrase “**or as a first responder, as defined in 67.145,**”; and

HOUSE AMENDMENT NO. 1 TO  
HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR  
HOUSE AMENDMENT NO. 6  
PART II

Further amend said amendment, Page 3, Line 42, by inserting immediately after said line the following:

“Further amend said bill, Page 24, Section 595.045, Line 118, by inserting immediately after all of said section and line the following:

**“650.520. 1. There is hereby created a statewide program called the “Blue Alert System” referred to in this section as the “system” to aid in the identification, location, and apprehension of any individual or individuals suspected of killing or seriously wounding any local, state, or federal law enforcement officer.**

**2. For the purposes of this section, “law enforcement officer” means any public servant having both the power and duty to make arrests for violations of the laws of this state, and federal law enforcement officers authorized to carry firearms and to make arrests for violations of the laws of the United States.**

**3. The department of public safety shall develop regions to provide the system. The department of public safety shall coordinate local law enforcement agencies and public commercial television and radio broadcasters to provide an effective system. In the event that a local law enforcement agency opts not to set up a system and a killing or serious wounding of a law enforcement officer occurs within the jurisdiction, it shall notify the department of public safety who will notify local media in the region.**

**4. The blue alert system shall include all state agencies capable of providing urgent and timely information to the public together with broadcasters and other private entities that volunteer to participate in the dissemination of urgent public information. At a minimum, the blue alert system**

shall include the department of public safety, highway patrol, department of transportation, and Missouri lottery.

5. The department of public safety shall have the authority to develop, implement, and manage the blue alert system.

6. Participation in a blue alert system is entirely at the option of local law enforcement agencies, federally licensed radio and television broadcasters, and other private entities that volunteer to participate in the dissemination of urgent public information.

7. Any person who knowingly makes a false report that triggers an alert under this section is guilty of a class A misdemeanor; except that, if the false report results in serious physical injury or death, such person is guilty of a class E felony.

8. The department of public safety may promulgate rules for the implementation of the blue alert system. 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.”; and”; and

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

HOUSE AMENDMENT NO. 2 TO  
HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR  
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 3, Line 43, by inserting immediately after said line the following:

“Further amend said bill, Page 24, Section 594.045, Line 118, by inserting immediately after said section and line the following:

“**Section 1. If a blue alert is triggered under section 650.520, such alert shall include an advisory to the public that it should contact the local law enforcement agency to report information and should not attempt to follow the suspect or apprehend the suspect.**”; and”; and

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

HOUSE AMENDMENT NO. 3 TO  
HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR  
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Lines 7 and 14, Page 2, Lines 24 and 40, and Page 3, Lines 13, 26, and 39, by deleting in all instances the phrase “**due to his or her employment**”; and

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

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR  
HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 11, Section 557.035, Line 13, by inserting immediately after said section and line the following:

“565.024. 1. A person commits the offense of involuntary manslaughter in the first degree if he or she recklessly causes the death of another person.

2. The offense of involuntary manslaughter in the first degree is a class C felony, **unless the victim is intentionally targeted due to his or her employment as a law enforcement officer, as defined in 556.061, or as a first responder, as defined in 67.145, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer or first responder, in which case it is a class B felony.**

565.027. 1. A person commits the offense of involuntary manslaughter in the second degree if he or she acts with criminal negligence to cause the death of any person.

2. The offense of involuntary manslaughter in the second degree is a class E felony, **unless the victim is intentionally targeted due to his or her employment as a law enforcement officer, as defined in 556.061, or as a first responder, as defined in 67.145, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer or first responder, in which case it is a class D felony.”; and**

Further amend said bill, Page 12, Section 565.091, Line 12, by inserting immediately after all of said section and line the following:

“565.225. 1. As used in this section and section 565.227, the term “disturbs” shall mean to engage in a course of conduct directed at a specific person that serves no legitimate purpose and that would cause a reasonable person under the circumstances to be frightened, intimidated, or emotionally distressed.

2. A person commits the offense of stalking in the first degree if he or she purposely, through his or her course of conduct, disturbs or follows with the intent of disturbing another person and:

(1) Makes a threat communicated with the intent to cause the person who is the target of the threat to reasonably fear for his or her safety, the safety of his or her family or household member, or the safety of domestic animals or livestock as defined in section 276.606 kept at such person’s residence or on such person’s property. The threat shall be against the life of, or a threat to cause physical injury to, or the kidnapping of the person, the person’s family or household members, or the person’s domestic animals or livestock as defined in section 276.606 kept at such person’s residence or on such person’s property; or

(2) At least one of the acts constituting the course of conduct is in violation of an order of protection and the person has received actual notice of such order; or

(3) At least one of the actions constituting the course of conduct is in violation of a condition of probation, parole, pretrial release, or release on bond pending appeal; or

(4) At any time during the course of conduct, the other person is seventeen years of age or younger and the person disturbing the other person is twenty-one years of age or older; or

(5) He or she has previously been found guilty of domestic assault, violation of an order of protection,

or any other crime where the other person was the victim; or

(6) At any time during the course of conduct, the other person is a participant of the address confidentiality program under sections 589.660 to 589.681, and the person disturbing the other person knowingly accesses or attempts to access the address of the other person.

3. Any law enforcement officer may arrest, without a warrant, any person he or she has probable cause to believe has violated the provisions of this section.

4. This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of any violation of federal, state, county, or municipal law.

5. The offense of stalking in the first degree is a class E felony, unless the defendant has previously been found guilty of a violation of this section or section 565.227, or any offense committed in another jurisdiction which, if committed in this state, would be chargeable or indictable as a violation of any offense listed in this section or section 565.227, **or unless the victim is intentionally targeted due to his or her employment as a law enforcement officer, as defined in 556.061, or as a first responder, as defined in 67.145, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer or first responder**, in which case stalking in the first degree is a class D felony.

565.227. 1. A person commits the offense of stalking in the second degree if he or she purposely, through his or her course of conduct, disturbs, or follows with the intent to disturb another person.

2. This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of any violation of federal, state, county, or municipal law.

3. Any law enforcement officer may arrest, without a warrant, any person he or she has probable cause to believe has violated the provisions of this section.

4. The offense of stalking in the second degree is a class A misdemeanor, unless the defendant has previously been found guilty of a violation of this section or section 565.225, or of any offense committed in another jurisdiction which, if committed in this state, would be chargeable or indictable as a violation of any offense listed in this section or section 565.225, **or unless the victim is intentionally targeted due to his or her employment as a law enforcement officer, as defined in 556.061, or as a first responder, as defined in 67.145, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer or first responder**, in which case stalking in the second degree is a class E felony.”; and

Further amend said bill, Page 13, Section 566.010, Line 40, by inserting immediately after said section and line the following:

“569.100. 1. A person commits the offense of property damage in the first degree if such person:

(1) Knowingly damages property of another to an extent exceeding seven hundred fifty dollars; or

(2) Damages property to an extent exceeding seven hundred fifty dollars for the purpose of defrauding an insurer; or

(3) Knowingly damages a motor vehicle of another and the damage occurs while such person is making entry into the motor vehicle for the purpose of committing the crime of stealing therein or the damage

occurs while such person is committing the crime of stealing within the motor vehicle.

2. The offense of property damage in the first degree committed under subdivision (1) or (2) of subsection 1 of this section is a class E felony, **unless the offense of property damage in the first degree was committed under subdivision (1) of subsection 1 of this section and the victim was intentionally targeted due to his or her employment as a law enforcement officer, as defined in 556.061, or as a first responder, as defined in 67.145, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer or first responder, in which case it is a class D felony.** The offense of property damage in the first degree committed under subdivision (3) of subsection 1 of this section is a class D felony unless committed as a second or subsequent violation of subdivision (3) of subsection 1 of this section in which case it is a class B felony.

569.120. 1. A person commits the offense of property damage in the second degree if he or she:

- (1) Knowingly damages property of another; or
- (2) Damages property for the purpose of defrauding an insurer.

2. The offense of property damage in the second degree is a class B misdemeanor, **unless the offense of property damage in the second degree was committed under subdivision (1) of subsection 1 of this section and the victim was intentionally targeted due to his or her employment as a law enforcement officer, as defined in 556.061, or as a first responder, as defined in 67.145, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer or first responder, in which it is a class A misdemeanor.**

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

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

- (1) Actual communication to the actor; or
- (2) Posting in a manner reasonably likely to come to the attention of intruders.

3. The offense of trespass in the first degree is a class B misdemeanor, **unless the victim is intentionally targeted due to his or her employment as a law enforcement officer, as defined in 556.061, or as a first responder, as defined in 67.145, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer or first responder, in which case it is a class A misdemeanor.**”; and

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

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. 34, Page 1, Line 17, by inserting after said line the following:

“Further amend said bill, Page 21, Section 577.685, Line 15, by inserting immediately after all of said section and line the following:

**“589.664. 1. If an individual is a participant in the Address Confidentiality Program pursuant to section 589.663, no person or entity shall be compelled to disclose the participant’s actual address during the discovery phase of or during a proceeding before a court or other tribunal unless the court or tribunal first finds, on the record, that:**

**(1) There is a reasonable belief that the address is needed to obtain information or evidence without which the investigation, prosecution, or litigation cannot proceed; and**

**(2) There is no other practicable way of obtaining the information or evidence.**

**2. The court must first provide the program participant and the secretary of state notice that address disclosure is sought.**

**3. The program participant shall have an opportunity to present evidence regarding the potential harm to the safety of the program participant if the address is disclosed. In determining whether to compel disclosure, the court must consider whether the potential harm to the safety of the participant is outweighed by the interest in disclosure. In a criminal proceeding, the court must order disclosure of a program participant’s address if protecting the address would violate a defendant’s constitutional right to confront a witness.**

**4. Notwithstanding any other provision in law, no court shall order an individual who has had their application accepted by the secretary to disclose their actual address or location of their residence without giving the secretary proper notice. The secretary shall have the right to intervene in any civil proceeding in which a court is considering a participant to disclose their actual address.**

**5. Disclosure of a participant’s actual address under this section shall be limited under the terms of the order to ensure that the disclosure and dissemination of the actual address will be no wider than necessary for the purposes of the investigation, prosecution, or litigation.**

**6. Nothing in this section prevents the court or other tribunal from issuing a protective order to prevent disclosure of information other than the participant’s actual address that could reasonably lead to the discovery of the program participant’s location.**

589.675. If the secretary deems it appropriate, the secretary [shall] **may** make a program participant’s address and mailing address available for inspection or copying [under the following circumstances:

(1) ] to a person identified in a court order, upon the secretary’s receipt of such court order that **complies with section 559.664** [specifically orders the disclosure of a particular program participant’s address and mailing address and the reasons stated for the disclosure; or

(2) If the certification has been cancelled because the applicant or program participant violated subdivision (2) of section 589.663].”; and

Further amend said bill, Page 24, Section B, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

“Section B. Because immediate action is necessary to protect the citizens of Missouri from criminal offenses, the repeal and reenactment of sections”; and

Further amend said bill, page, and section, Lines 3 and 8, by inserting immediately after the number “577.010,” the number “589.675,”; and

Further amend said bill, page, and section, Lines 4 and 8, by deleting the phrase “section 252.069” in both instances and inserting in lieu thereof the phrase “sections 252.069 and 589.664”; and”; and

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

HOUSE AMENDMENT NO. 2 TO  
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Line 14, by inserting after the word “pool,” the phrase “**swimming beach,**”; and

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

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 13, Section 566.010, Line 40, by inserting immediately after said section and line the following:

“566.150. 1. Any person who has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; section 573.200, use of a child in a sexual performance; section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography; or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not knowingly be present in or loiter within five hundred feet of any real property comprising any public park with playground equipment [or], a public swimming pool, **or any museum with the primary purpose of entertaining or educating children under eighteen years of age.**

2. The first violation of the provisions of this section is a class E felony.

3. A second or subsequent violation of this section is a class D felony.”; and

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

HOUSE AMENDMENT NO. 1 TO  
HOUSE AMENDMENT NO. 8

Amend House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 2, Line 7, by inserting after all of said line the following:

“Further amend said bill, Page 9, Section 252.069, Line 3, by inserting immediately after all of said section and line the following:

“479.020. 1. Any city, town or village, including those operating under a constitutional or special charter, may, and cities with a population of four hundred thousand or more shall, provide by ordinance or charter for the selection, tenure and compensation of a municipal judge or judges consistent with the provisions of this chapter who shall have original jurisdiction to hear and determine all violations against the ordinances of the municipality. The method of selection of municipal judges shall be provided by charter

or ordinance. Each municipal judge shall be selected for a term of not less than two years as provided by charter or ordinance.

2. Except where prohibited by charter or ordinance, the municipal judge may be a part-time judge and may serve as municipal judge in more than one municipality.

3. No person shall serve as a municipal judge of any municipality with a population of seven thousand five hundred or more or of any municipality in a county of the first class with a charter form of government unless the person is licensed to practice law in this state unless, prior to January 2, 1979, such person has served as municipal judge of that same municipality for at least two years.

4. Notwithstanding any other statute, a municipal judge need not be a resident of the municipality or of the circuit in which the municipal judge serves except where ordinance or charter provides otherwise. Municipal judges shall be residents of Missouri.

5. Judges selected under the provisions of this section shall be municipal judges of the circuit court and shall be divisions of the circuit court of the circuit in which the municipality, or major geographical portion thereof, is located. The judges of these municipal divisions shall be subject to the rules of the circuit court which are not inconsistent with the rules of the supreme court. The presiding judge of the circuit shall have general administrative authority over the judges and court personnel of the municipal divisions within the circuit.

6. No municipal judge shall hold any other office in the municipality which the municipal judge serves as judge. The compensation of any municipal judge and other court personnel shall not be dependent in any way upon the number of cases tried, the number of guilty verdicts reached or the amount of fines imposed or collected.

7. Municipal judges shall be at least twenty-one years of age. No person shall serve as municipal judge after that person has reached that person's seventy-fifth birthday.

8. Within six months after selection for the position, each municipal judge who is not licensed to practice law in this state shall satisfactorily complete the course of instruction for municipal judges prescribed by the supreme court. The state courts administrator shall certify to the supreme court the names of those judges who satisfactorily complete the prescribed course. If a municipal judge fails to complete satisfactorily the prescribed course within six months after the municipal judge's selection as municipal judge, the municipal judge's office shall be deemed vacant and such person shall not thereafter be permitted to serve as a municipal judge, nor shall any compensation thereafter be paid to such person for serving as municipal judge.

9. No municipal judge shall serve as a municipal judge in more than five municipalities at one time. **A court that serves more than one municipality shall be treated as a single municipality for the purposes of this subsection.**"; and

Further amend said bill and page, Section 479.170, Line 10, by inserting immediately after all of said section and line the following:

"479.353. 1. Notwithstanding any provisions to the contrary, the following conditions shall apply to minor traffic violations and municipal ordinance violations:

(1) The court shall not assess a fine, if combined with the amount of court costs, totaling in excess of:

(a) Two hundred twenty-five dollars for minor traffic violations; and

(b) For municipal ordinance violations committed within a twelve-month period beginning with the first violation: two hundred dollars for the first municipal ordinance violation, two hundred seventy-five dollars for the second municipal ordinance violation, three hundred fifty dollars for the third municipal ordinance violation, and four hundred fifty dollars for the fourth and any subsequent municipal ordinance violations;

(2) The court shall not sentence a person to confinement, except the court may sentence a person to confinement for any violation involving alcohol or controlled substances, violations endangering the health or welfare of others, or eluding or giving false information to a law enforcement officer;

(3) A person shall not be placed in confinement for failure to pay a fine unless such nonpayment violates terms of probation or unless the due process procedures mandated by Missouri supreme court rule 37.65 or its successor rule are strictly followed by the court;

(4) Court costs that apply shall be assessed against the defendant unless the court finds that the defendant is indigent based on standards set forth in determining such by the presiding judge of the circuit. Such standards shall reflect model rules and requirements to be developed by the supreme court; and

(5) No court costs shall be assessed if the defendant is found to be indigent under subdivision (4) of this section or if the case is dismissed.

**2. When an individual has been held in custody on a notice to show cause warrant for an underlying minor traffic violation, the court, on its own motion or on the motion of any interested party, may review the original fine and sentence and waive or reduce such fine or sentence when the court finds it reasonable given the circumstances of the case.**

**479.354. For any notice to appear in court, citation, or summons on a minor traffic violation, the date and time the defendant is to appear in court shall be given when such notice to appear in court, citation, or summons is first provided to the defendant. Failure to provide such date and time shall render such notice to appear in court, citation, or summons void.”; and”; and**

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

HOUSE AMENDMENT NO. 2 TO  
HOUSE AMENDMENT NO. 8

Amend House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Lines 1 through 2, by deleting all of said lines and inserting in lieu thereof the following:

“Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 9, Section 252.069, Line 3, by inserting after said section and line the following:

**“302.335. 1. Except as otherwise provided in subsection 2 of this section, any motorist charged with a traffic violation in this state or any county or municipality of this state shall receive notification, in person, within twenty-four hours of the violation from a law enforcement officer employed by the law enforcement agency issuing the violation.**

**2. The in-person notification requirement of subsection 1 of this section shall not apply to:**

**(1) Parking tickets;**

- (2) Violations under section 577.060;**
- (3) Incidents requiring further investigation; or**
- (4) Any other situation in which in-person notification is not possible.**

**304.288. 1. As used in this section “automated traffic enforcement system” means a camera or optical device designed to record images that depict the motor vehicle, the motor vehicle operator, the license plate of the motor vehicle, or other images to establish evidence that the motor vehicle or its operator is not in compliance with state law, ordinance, order, or other provision.**

**2. Beginning on the effective date of this section, no county, city, town, village, municipality, state agency, or other political subdivision of this state may enact, adopt, or enforce any law, ordinance, regulation, order, or other provision that authorizes the use of an automated traffic enforcement system or systems to establish evidence that a motor vehicle or its operator is not in compliance with traffic signals, traffic speeds, or other traffic laws, ordinances, rules, or regulations on any public street, road, or highway within this state or to impose or collect any civil or criminal fine, fee, or penalty for any such noncompliance, except as permitted under subsection 3 of this section.**

**3. Any county, city, town, village, municipality, state agency, or other political subdivision of this state that has an automated traffic enforcement system installation or maintenance contract with a company or entity on the effective date of this section shall arrange to complete or terminate the contract within one year after the effective date of this section. The provisions of subsection 2 of this section shall apply to the county, city, town, village, municipality, state agency, or other political subdivision after the termination or completion of such installation or maintenance contracts.**

**4. Notwithstanding any other provision of law to the contrary, no county, city, town, village, municipality, state agency, or political subdivision shall be exempted from the provisions of this section except by explicit reference to, or modification of, this section**

**5. This section shall not apply to any data or information recorded at weigh stations managed by the department of transportation or the highway patrol.”; and**

Further amend said bill, Page 11, Section 557.035, Line 13, by inserting immediately after said section and line the following:”; and

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

#### HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Section A, Line 5, by inserting after said section and line the following:

“67.307. 1. As used in this section, the following terms mean:

(1) “Law enforcement officer”, a sheriff or peace officer of a municipality with the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of municipalities;

(2) “Municipality”, any county, city, town, or village;

(3) “Municipality official”, any elected or appointed official or any law enforcement officer serving the municipality;

(4) “Sanctuary policy”, any municipality’s order [or], ordinance, **or law enforcement policy, regardless of whether formally enacted or [followed] informally adopted,** that:

(a) Limits or prohibits any municipality official or person employed by the municipality from communicating or cooperating with federal agencies or officials to verify or report the immigration status of any alien within such municipality; [or]

(b) Grants to illegal aliens the right to lawful presence or status within the municipality in violation of federal law[.];

**(c) Violates 8 U.S.C. Section 1373 in any way;**

**(d) Restricts in any way, or imposes any conditions upon, the municipality’s cooperation or compliance with detainers or other requests from United States Immigration and Customs Enforcement to maintain custody of any alien or to transfer any alien to the custody of United States Immigration and Customs Enforcement;**

**(e) Requires United States Immigration and Customs Enforcement to obtain a warrant or demonstrate probable cause before complying with detainers or other requests from United States Immigration and Customs Enforcement to maintain custody of any alien or to transfer any alien to the custody of United States Immigration and Customs Enforcement; or**

**(f) Prevents the municipality’s law enforcement officers from asking any individual his or her citizenship or immigration status.**

2. No municipality shall enact or adopt any sanctuary policy. Any municipality that enacts or adopts a sanctuary policy shall be ineligible for any moneys provided through grants administered by any state agency or department until the sanctuary policy is repealed or is no longer in effect. Upon the complaint of any state resident regarding a specific government entity, agency, or political subdivision of this state or prior to the provision of funds or awarding of any grants to a government entity, agency, or political subdivision of this state, any member of the general assembly may request that the attorney general of the state of Missouri issue an opinion stating whether the government entity, agency, or political subdivision has current policies in contravention of this section.

3. The governing body, sheriff, or chief of police of each municipality shall provide each law enforcement officer with written notice of their duty to cooperate with state and federal agencies and officials on matters pertaining to enforcement of state and federal laws governing immigration.

4. This section shall become effective on January 1, 2009.”; and

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

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Section A, Line 5, by inserting after all of said line the following:

**“105.713. 1. By no later than the final business day of the month of September 2017, and the last business day of each calendar month thereafter, the attorney general and the commissioner of administration shall submit a report to the general assembly and to the director of the Missouri department of corrections, the speaker of the house of representatives, the president pro tempore of**

**the senate, the chair of the house budget committee or its successor committee, the chair of the house committee on corrections and public institutions or its successor committee, and the chair of the subcommittee on appropriations - public safety, corrections, transportation, and revenue or its successor committee detailing the last twelve months of activity, terminating the month prior to the month in which the report is made, concerning the state legal expense fund, including:**

**(1) Each settlement or judgment from such fund, delineated by payee, which shall include the case name and number of any settlement or judgment payments from such fund;**

**(2) Each individual deposit to such fund, including:**

**(a) The transferring state fund's name and section number authorizing the transfer of such funds; and**

**(b) The case name and case number that correspond to any settlement or judgment authorized under section 105.711 for which the deposit is being made; and**

**(3) The total amount of expenses from such fund's creation for each case included in the report.**

**2. In cases concerning the legal expenses incurred by the department of transportation, department of conservation, or a public institution that awards baccalaureate degrees, the report required under subsection 1 of this section shall be submitted by the legal counsel provided by the respective entity and by the designated keeper of accounts of the respective entity.”; and**

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

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. 34, Page 4, Lines 26 and 27, by deleting said lines and inserting in lieu thereof the following:

**“section shall refund such additional premiums for the three-year period immediately prior to the entry of the expungement by the court to the policyholder upon notification and verification of the expungement.”; and**

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

HOUSE AMENDMENT NO. 2 TO  
HOUSE AMENDMENT NO. 10

Amend House Amendment No. 10 to House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 10, Section 488.5050, Line 20, by inserting immediately after said section and line the following:

**“513.655. 1. No law enforcement agency or prosecuting authority shall enter into an agreement to transfer or refer seized property to a federal agency directly, indirectly, by adoption, through an intergovernmental joint task force, or by any other means for the purposes of forfeiture litigation unless the seized property includes United States currency in excess of one hundred thousand dollars.**

**2. All law enforcement agencies shall refer seized property to the appropriate prosecuting authority for forfeiture litigation unless the seized property includes United States currency in excess of one hundred thousand dollars. If seized property includes United States currency in excess of one hundred thousand dollars, the law enforcement agency may refer or transfer the seized property to either a:**

- (1) Federal agency for forfeiture litigation under federal law; or**
- (2) Local or state agency for forfeiture litigation under state law.**

**3. Nothing in subsection 1 or 2 of this section shall be construed to restrict a law enforcement agency from collaborating with a federal agency through an intergovernmental joint task force to seize contraband or property that the law enforcement agency has probable cause to believe is the proceeds or instruments of a crime.”; and**

Further amend said bill, Page 13,”; and

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

#### HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 34, Page 13, Section 566.010, Line 40, by inserting immediately after said section and line the following:

“568.040. 1. A person commits the offense of nonsupport if he or she knowingly fails to provide adequate support for his or her spouse; a parent commits the offense of nonsupport if such parent knowingly fails to provide adequate support which such parent is legally obligated to provide for his or her child or stepchild who is not otherwise emancipated by operation of law.

2. For purposes of this section:

(1) **“Arrearage”:**

**(a) The amount of moneys created by a failure to provide support to a child under an administrative or judicial support order;**

**(b) Support to an estranged or former spouse if the judgment or order requiring payment of spousal support also requires payment of child support and such estranged or former spouse is the custodial parent; or**

**(c) Both paragraphs (a) and (b).**

**The arrearage shall reflect any retroactive support ordered under a modification and any judgments entered by a court of competent jurisdiction or any authorized agency and any satisfactions of judgment filed by the custodial parent;**

**(2) “Child” means any biological or adoptive child, or any child whose paternity has been established under chapter 454, or chapter 210, or any child whose relationship to the defendant has been determined, by a court of law in a proceeding for dissolution or legal separation, to be that of child to parent;**

[(2)] (3) “Good cause” means any substantial reason why the defendant is unable to provide adequate support. Good cause does not exist if the defendant purposely maintains his inability to support;

[(3)] (4) “Support” means food, clothing, lodging, and medical or surgical attention;

[(4)] (5) It shall not constitute a failure to provide medical and surgical attention, if nonmedical remedial treatment recognized and permitted under the laws of this state is provided.

3. Inability to provide support for good cause shall be an affirmative defense under this section. A defendant who raises such affirmative defense has the burden of proving the defense by a preponderance of the evidence.

4. The defendant shall have the burden of injecting the issues raised by subdivision [(4)] (5) of subsection 2 of this section.

5. The offense of criminal nonsupport is a class A misdemeanor, unless the total arrearage is in excess of an aggregate of twelve monthly payments due under any order of support issued by any court of competent jurisdiction or any authorized administrative agency, in which case it is a class E felony.

6. (1) If at any time an offender convicted of criminal nonsupport **or pleads guilty to a charge of criminal nonsupport** is placed on probation or parole, there may be ordered as a condition of probation or parole that the offender commence payment of current support as well as satisfy the arrearages. Arrearages may be satisfied first by making such lump sum payment as the offender is capable of paying, if any, as may be shown after examination of the offender's financial resources or assets, both real, personal, and mixed, and second by making periodic payments. Periodic payments toward satisfaction of arrears when added to current payments due [may] **shall** be in such aggregate sums as is not greater than fifty percent of the offender's adjusted gross income after deduction of payroll taxes, medical insurance that also covers a dependent spouse or children, and any other court- or administrative-ordered support, only.

(2) If the offender fails to pay the [current] support and arrearages [as ordered] **under the terms of his or her probation**, the court may revoke probation or parole and then impose an appropriate sentence within the range for the class of offense that the offender was convicted of as provided by law, unless the offender proves good cause for the failure to pay as required under subsection 3 of this section.

(3) (a) **An individual whose children were the subject of a child support order and the obligation of such individual to make child support payments has been terminated under subsection 3 of section 452.340, who has pled guilty to or has been convicted of a felony offense for criminal nonsupport under this section, and who has successfully completed probation after a plea of guilty or was sentence may petition the court for expungement of all official records all recordations of his or her arrest, plea, trial, or conviction. If the court determines after hearing that such person:**

a. **Has not been convicted of any subsequent offense, unless such offense is eligible for expungement under a different section;**

b. **Does not have any other felony pleas of guilt, findings of guilt, or convictions, unless such felony pleas of guilt, findings of guilt, or convictions are eligible for expungement under a different section;**

c. **Has paid off all arrearages; and**

d. **Has no administrative child support actions pending at the time of the hearing on the application for expungement with respect to all children subject to orders of payment of child support**

**the court shall enter an order of expungement. In addition, the court may consider successful completion of a criminal nonsupport courts program under section 478.1000, or any other circumstances or factors deemed relevant by the court.**

**(b) Upon granting the order of expungement, the records and files maintained in any court proceeding in an associate or a circuit division of the circuit court under this section shall be confidential and only available to the parties or by order of the court for good cause shown.**

**(c) The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea, or conviction, and as if such event had never taken place. No person for whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of him or her for any purpose whatsoever and no such inquiry shall be made for information relating to an expungement under this section.**

**(d) A person shall only be entitled to one expungement under this section. Nothing in this section shall prevent the director of the department of social services from maintaining such records as to ensure that an individual receives only one expungement under this section for the purpose of informing the proper authorities of the contents of any record maintained under this section.**

7. During any period that a nonviolent offender is incarcerated for criminal nonsupport, if the offender is ready, willing, and able to be gainfully employed during said period of incarceration, the offender, if he or she meets the criteria established by the department of corrections, may be placed on work release to allow the offender to satisfy his or her obligation to pay support. Arrearages shall be satisfied as outlined in the collection agreement.

8. Beginning August 28, 2009, every nonviolent first- and second-time offender then incarcerated for criminal nonsupport, who has not been previously placed on probation or parole for conviction of criminal nonsupport, may be considered for parole, under the conditions set forth in subsection 6 of this section, or work release, under the conditions set forth in subsection 7 of this section.

9. Beginning January 1, 1991, every prosecuting attorney in any county which has entered into a cooperative agreement with the [child support enforcement service of the] family support division [of] **within** the department of social services **regarding child support enforcement services** shall report to the division on a quarterly basis the number of charges filed and the number of convictions obtained under this section by the prosecuting attorney's office on all IV-D cases. The division shall consolidate the reported information into a statewide report by county and make the report available to the general public.

10. Persons accused of committing the offense of nonsupport of the child shall be prosecuted:

(1) In any county in which the child resided during the period of time for which the defendant is charged; or

(2) In any county in which the defendant resided during the period of time for which the defendant is charged.”; and

Further amend said bill, Page 24, Section 595.045, Line 118, by inserting immediately after said section and line the following:

**“610.145. 1. (1) If a person is named in a charge for an infraction or offense, whether a misdemeanor or a felony, as a result of another person using the identifying information of the named person or mistaken identity and a finding of not guilty is entered, or the conviction is set aside, the named person may apply by petition or written motion to the court where the charge was last pending on a form approved by the office of state courts administrator and supplied by the clerk of the court for an order to expunge from all official records any entries relating to the person’s apprehension, charge, or trial. The court, after providing notice to the prosecuting attorney, shall hold a hearing on the motion or petition and, upon finding that the person’s identity was used without permission and the charges were dismissed or the person was found not guilty, the court shall order the expungement.**

**(2) If any person is named in a charge for an infraction or offense, whether a misdemeanor or a felony, as a result of another person using the identifying information of the named person or mistaken identity, and the charge against the named person is dismissed, the prosecutor or other judicial officer who ordered the dismissal shall provide notice to the court of the dismissal, and the court shall order the expungement of all official records containing any entries relating to the person’s apprehension, charge, or trial.**

**2. No person as to whom such an order has been entered under this section shall be held thereafter under any provision of law to be guilty of perjury or to be guilty of otherwise giving a false statement or response to any inquiry made for any purpose, by reason of the person’s failure to recite or acknowledge any expunged entries concerning apprehension, charge, or trial.**

**3. The court shall also order that such entries shall be expunged from the records of the court and direct all law enforcement agencies, the department of corrections, the department of revenue, or any other state or local government agency identified by the petitioner, or the person eligible for automatic expungement under subdivision (2) of subsection 1 of this section, as bearing record of the same to expunge their records of the entries. The clerk shall notify state and local agencies of the court’s order. The costs of expunging the records, as provided in this chapter, shall not be taxed against the person eligible for expungement under this section.**

**4. The department of revenue shall expunge from its records entries made as a result of the charge or conviction ordered expunged under this section. The department of revenue shall also reverse any administrative actions taken against a person whose record is expunged under this section as a result of the charges or convictions expunged, including the assessment of the driver’s license points and driver’s license suspension or revocation. Notwithstanding any other provision of this chapter, the department of revenue shall provide to the person whose motor vehicle record is expunged under this section a certified corrected driver history at no cost and shall reinstate at no cost any driver’s license suspended or revoked as a result of a charge or conviction expunged under this section.**

**5. The department of corrections and any other applicable state or local government agency shall expunge its records. The agency shall also reverse any administrative actions taken against a person whose record is expunged under this section as a result of the charges or convictions being expunged. Notwithstanding any other provision of law, the normal fee for any reinstatement of a license or privilege resulting under this section shall be waived.**

**6. Any insurance company that charged any additional premium based on insurance points assessed against a policyholder as a result of a charge or conviction that was expunged under this**

section shall refund such additional premiums to the policyholder upon notification of the expungement.

**7. For purposes of this section, the term “mistaken identity” means the erroneous arrest of a person for an offense as a result of misidentification by a witness or law enforcement, confusion on the part of a witness or law enforcement as to the identity of the person who committed the offense, misinformation provided to law enforcement as to the identity of the person who committed the offense, or some other mistake on the part of a witness or law enforcement as to the identity of the person who committed the offense.**

650.055. 1. Every individual who:

(1) Is found guilty of a felony or any offense under chapter 566; or

(2) Is seventeen years of age or older and arrested for burglary in the first degree under section 569.160, or burglary in the second degree under section 569.170, or a felony offense under chapter 565, 566, 567, 568, or 573; or

(3) Has been determined to be a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) Is an individual required to register as a sexual offender under sections 589.400 to 589.425;

shall have a fingerprint and blood or scientifically accepted biological sample collected for purposes of DNA profiling analysis.

2. Any individual subject to DNA collection and profiling analysis under this section shall provide a DNA sample:

(1) Upon booking at a county jail or detention facility; or

(2) Upon entering or before release from the department of corrections reception and diagnostic centers;  
or

(3) Upon entering or before release from a county jail or detention facility, state correctional facility, or any other detention facility or institution, whether operated by a private, local, or state agency, or any mental health facility if committed as a sexually violent predator pursuant to sections 632.480 to 632.513;  
or

(4) When the state accepts a person from another state under any interstate compact, or under any other reciprocal agreement with any county, state, or federal agency, or any other provision of law, whether or not the person is confined or released, the acceptance is conditional on the person providing a DNA sample if the person was found guilty of a felony offense in any other jurisdiction; or

(5) If such individual is under the jurisdiction of the department of corrections. Such jurisdiction includes persons currently incarcerated, persons on probation, as defined in section 217.650, and on parole, as also defined in section 217.650; or

(6) At the time of registering as a sex offender under sections 589.400 to 589.425.

3. The Missouri state highway patrol and department of corrections shall be responsible for ensuring adherence to the law. Any person required to provide a DNA sample pursuant to this section shall be required to provide such sample, without the right of refusal, at a collection site designated by the Missouri

state highway patrol and the department of corrections. Authorized personnel collecting or assisting in the collection of samples shall not be liable in any civil or criminal action when the act is performed in a reasonable manner. Such force may be used as necessary to the effectual carrying out and application of such processes and operations. The enforcement of these provisions by the authorities in charge of state correctional institutions and others having custody or jurisdiction over individuals included in subsection 1 of this section which shall not be set aside or reversed is hereby made mandatory. The board of probation or parole shall recommend that an individual on probation or parole who refuses to provide a DNA sample have his or her probation or parole revoked. In the event that a person's DNA sample is not adequate for any reason, the person shall provide another sample for analysis.

4. The procedure and rules for the collection, analysis, storage, expungement, use of DNA database records and privacy concerns shall not conflict with procedures and rules applicable to the Missouri DNA profiling system and the Federal Bureau of Investigation's DNA databank system.

5. Unauthorized use or dissemination of individually identifiable DNA information in a database for purposes other than criminal justice or law enforcement is a class A misdemeanor.

6. Implementation of sections 650.050 to 650.100 shall be subject to future appropriations to keep Missouri's DNA system compatible with the Federal Bureau of Investigation's DNA databank system.

7. All DNA records and biological materials retained in the DNA profiling system are considered closed records pursuant to chapter 610. All records containing any information held or maintained by any person or by any agency, department, or political subdivision of the state concerning an individual's DNA profile shall be strictly confidential and shall not be disclosed, except to:

(1) Peace officers, as defined in section 590.010, and other employees of law enforcement agencies who need to obtain such records to perform their public duties;

(2) The attorney general or any assistant attorneys general acting on his or her behalf, as defined in chapter 27;

(3) Prosecuting attorneys or circuit attorneys as defined in chapter 56, and their employees who need to obtain such records to perform their public duties;

(4) The individual whose DNA sample has been collected, or his or her attorney; or

(5) Associate circuit judges, circuit judges, judges of the courts of appeals, supreme court judges, and their employees who need to obtain such records to perform their public duties.

8. Any person who obtains records pursuant to the provisions of this section shall use such records only for investigative and prosecutorial purposes, including but not limited to use at any criminal trial, hearing, or proceeding; or for law enforcement identification purposes, including identification of human remains. Such records shall be considered strictly confidential and shall only be released as authorized by this section.

9. **(1)** An individual may request expungement of his or her DNA sample and DNA profile through the court issuing the reversal or dismissal, **or through the court granting an expungement of all official records under section 568.040.** A certified copy of the court order establishing that such conviction has been reversed [or], guilty plea has been set aside, **or expungement has been granted under section 568.040** shall be sent to the Missouri state highway patrol crime laboratory. Upon receipt of the court order,

the laboratory will determine that the requesting individual has no other qualifying offense as a result of any separate plea or conviction and no other qualifying arrest prior to expungement.

[(1)] **(2)** A person whose DNA record or DNA profile has been included in the state DNA database in accordance with this section and sections 650.050, 650.052, and 650.100 may request expungement on the grounds that the conviction has been reversed, [or] the guilty plea on which the authority for including that person's DNA record or DNA profile was based has been set aside, **or an expungement of all official records has been granted by the court under section 568.040.**

[(2)] **(3)** Upon receipt of a written request for expungement, a certified copy of the final court order reversing the conviction [or], setting aside the plea, **or granting an expungement of all official records under section 568.040,** and any other information necessary to ascertain the validity of the request, the Missouri state highway patrol crime laboratory shall expunge all DNA records and identifiable information in the state DNA database pertaining to the person and destroy the DNA sample of the person, unless the Missouri state highway patrol determines that the person is otherwise obligated to submit a DNA sample. Within thirty days after the receipt of the court order, the Missouri state highway patrol shall notify the individual that it has expunged his or her DNA sample and DNA profile, or the basis for its determination that the person is otherwise obligated to submit a DNA sample.

[(3)] **(4)** The Missouri state highway patrol is not required to destroy any item of physical evidence obtained from a DNA sample if evidence relating to another person would thereby be destroyed.

[(4)] **(5)** Any identification, warrant, arrest, or evidentiary use of a DNA match derived from the database shall not be excluded or suppressed from evidence, nor shall any conviction be invalidated or reversed or plea set aside due to the failure to expunge or a delay in expunging DNA records.

10. When a DNA sample is taken from an individual pursuant to subdivision (2) of subsection 1 of this section and the prosecutor declines prosecution and notifies the arresting agency of that decision, the arresting agency shall notify the Missouri state highway patrol crime laboratory within ninety days of receiving such notification. Within thirty days of being notified by the arresting agency that the prosecutor has declined prosecution, the Missouri state highway patrol crime laboratory shall determine whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken and retained. If the individual has no other qualifying offenses or arrests, the crime laboratory shall expunge all DNA records in the database taken at the arrest for which the prosecution was declined pertaining to the person and destroy the DNA sample of such person.

11. When a DNA sample is taken of an arrestee for any offense listed under subsection 1 of this section and charges are filed:

(1) If the charges are later withdrawn, the prosecutor shall notify the state highway patrol crime laboratory that such charges have been withdrawn;

(2) If the case is dismissed, the court shall notify the state highway patrol crime laboratory of such dismissal;

(3) If the court finds at the preliminary hearing that there is no probable cause that the defendant committed the offense, the court shall notify the state highway patrol crime laboratory of such finding;

(4) If the defendant is found not guilty, the court shall notify the state highway patrol crime laboratory of such verdict.

If the state highway patrol crime laboratory receives notice under this subsection, such crime laboratory shall determine, within thirty days, whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken. If the individual has no other qualifying arrests or offenses, the crime laboratory shall expunge all DNA records in the database pertaining to such person and destroy the person's DNA sample.”; and

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

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 2**, as amended, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 2**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 4**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 4**.

### **PRIVILEGED MOTIONS**

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 2**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

#### CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2

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

FOR THE HOUSE:

/s/ Scott Fitzpatrick  
 /s/ Justin Alferman  
 /s/ Lyle Rowland  
 /s/ Michael Butler  
 /s/ Kip Kendrick

FOR THE SENATE:

/s/ Dan Brown  
 /s/ David Sater  
 /s/ Mike Cunningham  
 /s/ Shalonn “Kiki” Curls  
 /s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 2**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
 SENATE COMMITTEE SUBSTITUTE FOR  
 HOUSE COMMITTEE SUBSTITUTE FOR  
 HOUSE BILL NO. 2

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 3** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 3

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

FOR THE HOUSE:

/s/ Scott Fitzpatrick  
/s/ Justin Alferman  
/s/ Lyle Rowland  
/s/ Kip Kendrick  
/s/ Daron McGee

FOR THE SENATE:

/s/ Dan Brown  
/s/ David Sater  
/s/ Dan Hegeman  
/s/ Shalonn “Kiki” Curls  
/s/ Jamilah Nasheed

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Kraus	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Silvey	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Holsman Schupp Sifton—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 3**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 3

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018; provided that no funds shall be expended at public institutions of higher education that offer a tuition rate to any student with an unlawful immigration status in the United States that is less than the tuition rate charged to international students, and further provided that no scholarship funds shall be expended on behalf of students with an unlawful immigration status in the United States.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Hoskins	Kehoe	Koenig	Kraus	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Silvey	Wallingford	Walsh	Wasson

Wieland—29

NAYS—Senators

Holsman Hummel Schupp Sifton—4

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 4** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 4

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 4, 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 Committee Substitute for House Bill No. 4.
2. That the House recede from its position on House Committee Substitute for House Bill No. 4.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, be truly agreed to and finally passed.

**FOR THE HOUSE:**

/s/ Scott Fitzpatrick  
/s/ Justin Alferman  
/s/ Kathie Conway  
/s/ Michael Butler  
/s/ Kip Kendrick

**FOR THE SENATE:**

/s/ Dan Brown  
/s/ David Sater  
/s/ Wayne Wallingford  
/s/ Shalonn “Kiki” Curls  
/s/ Jason Holsman

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Silvey	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators

Hummel                      Kraus—2

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 4**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 4

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended

only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018; provided that no funds shall be used for any costs associated with the tolling of interstate highways, and further provided the Missouri Department of Transportation shall not expend any funds to encourage the enactment of local ordinances regarding primary enforcement of seat belt laws.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Silvey	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators

Hummel	Kraus—2
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

**MESSAGES FROM THE HOUSE**

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 5**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 5**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 6**, as amended, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 6**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 7**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 7**.

**PRIVILEGED MOTIONS**

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 5** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 5

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 5, 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 Committee Substitute for House Bill No. 5.
2. That the House recede from its position on House Committee Substitute for House Bill No. 5.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5, be truly agreed to and finally passed.

**FOR THE HOUSE:**

/s/ Scott Fitzpatrick  
/s/ Justin Alferman  
/s/ Kurt Bahr  
/s/ Michael Butler  
/s/ Greg Razer

**FOR THE SENATE:**

/s/ Dan Brown  
/s/ David Sater  
/s/ Wayne Wallingford  
/s/ Shalonn “Kiki” Curls  
/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

## YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Silvey	Wallingford	Walsh
Wasson	Wieland—30					

## NAYS—Senators

Kraus                      Schupp—2

Absent—Senator Sifton—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 5**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 5

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive’s Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Silvey	Wallingford	Walsh	Wasson

Wieland—29

NAYS—Senators

Eigel                      Kraus                      Schupp—3

Absent—Senator Sifton—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

On motion of Senator Kehoe, the Senate recessed until 1:30 p.m.

**RECESS**

The time of recess having expired, the Senate was called to order by President Parson.

**MESSAGES FROM THE HOUSE**

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 8**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 8**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 9**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 9**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 10**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 10**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 11**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 11**.

### PRIVILEGED MOTIONS

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 6**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

#### CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 6

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 6, 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 Committee Substitute for House Bill No. 6, as amended.
2. That the House recede from its position on House Committee Substitute for House Bill No. 6.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6, be truly agreed to and finally passed.

#### FOR THE HOUSE:

/s/ Scott Fitzpatrick  
/s/ Justin Alferman  
/s/ Craig Redmon  
/s/ Michael Butler  
/s/ Randy Dunn

#### FOR THE SENATE:

/s/ Dan Brown  
/s/ David Sater  
/s/ Dan Hegeman  
/s/ Shalonn “Kiki” Curls  
/s/ Jason Holsman

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dixon	Eigel	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Silvey	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Chappelle-Nadal	Kraus	Schupp	Sifton—4
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 6**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 6

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2017 and ending June 30, 2018; provided the Department of Natural Resources notify members of the General Assembly, in writing, about pending land purchases sixty (60) days prior to the close of sale; and further provided that the Department of Natural Resources not implement or enforce any portion of a federal proposed rule finalized after January 1, 2015, to revise or provide guidance on the regulatory definition of “waters of the United States” or “navigable waters” under the federal Clean Water Act, as amended, 33 U.S.C. Section 1251 et seq., without the approval of the General Assembly; and further provided the Department of Natural Resources not implement or enforce any portion of the federal Environmental Protection Agency’s “Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units,” 80 Fed. Reg. 64,662 (October 23, 2015).

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dixon	Eigel	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Silvey	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Chappelle-Nadal Kraus Schupp Sifton—4

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

### **SIGNING OF BILLS**

The President Pro Tem announced that all other business would be suspended and **SCS** for **HCS** for **HB 14**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

President Parson assumed the Chair.

### **PRIVILEGED MOTIONS**

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 7** moved that the following conference committee report be taken up, which motion prevailed.

#### **CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 7**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 7, 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 Committee Substitute for House Bill No. 7.
2. That the House recede from its position on House Committee Substitute for House Bill No. 7.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Scott Fitzpatrick  
 /s/ Justin Alferman  
 /s/ Craig Redmon  
 /s/ Michael Butler  
 /s/ Randy Dunn

FOR THE SENATE:

/s/ Dan Brown  
 /s/ David Sater  
 /s/ Mike Cunningham  
 /s/ Jamilah Nasheed  
 /s/ Gina Walsh

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Silvey	Walsh
Wasson	Wieland—30					

NAYS—Senators

Schupp	Sifton	Wallingford—3
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 7**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
 SENATE COMMITTEE SUBSTITUTE FOR  
 HOUSE COMMITTEE SUBSTITUTE FOR  
 HOUSE BILL NO. 7

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Silvey	Walsh
Wasson	Wieland—30					

NAYS—Senators

Schupp	Sifton	Wallingford—3
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 8** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 8

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 8, 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 Committee Substitute for House Bill No. 8.
2. That the House recede from its position on House Committee Substitute for House Bill No. 8.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Scott Fitzpatrick  
/s/ Justin Alferman  
/s/ Kathie Conway  
/s/ Michael Butler  
/s/ Karla May

FOR THE SENATE:

/s/ Dan Brown  
/s/ David Sater  
/s/ Wayne Wallingford  
/s/ Shalonn “Kiki” Curls  
/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 8**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 8

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018, provided that a flight plan be made publicly available via a global aviation data services organization that operates both a website and mobile application which provides free flight tracking of both private and commercial aircraft prior to the departure of any flight on a state aircraft for which an elected official will be on board the aircraft.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 9** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 9

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 9, 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 Committee Substitute for House Bill No. 9.
2. That the House recede from its position on House Committee Substitute for House Bill No. 9.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Scott Fitzpatrick  
/s/ Justin Alferman  
/s/ Kathie Conway  
/s/ Michael Butler  
/s/ Karla May

FOR THE SENATE:

/s/ Dan Brown  
/s/ David Sater  
/s/ Dan Hegeman  
/s/ Shalonn “Kiki” Curls  
/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson—31				

NAYS—Senator Wieland—1

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 9**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 9

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2017 and ending June 30, 2018.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson—31				

NAYS—Senator Wieland—1

Absent—Senator Schaaf—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Parson assumed the Chair.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 10** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 10

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 10, 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 Committee Substitute for House Bill No. 10.

2. That the House recede from its position on House Committee Substitute for House Bill No. 10.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Scott Fitzpatrick  
 /s/ Justin Alferman  
 /s/ David Wood  
 Deb Lavender  
 /s/ Crystal Quade

FOR THE SENATE:

/s/ Dan Brown  
 /s/ David Sater  
 /s/ Mike Cunningham  
 /s/ Shalonn “Kiki” Curls  
 /s/ Jamilah Nasheed

Senator Onder assumed the Chair.

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dixon	Eigel	Emery	Hegeman
Hoskins	Kehoe	Koenig	Munzlinger	Nasheed	Onder	Richard
Riddle	Rizzo	Romine	Rowden	Sater	Schatz	Wasson

Wieland—22

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Kraus	Libla	Schaaf	Schupp
Sifton	Silvey	Wallingford	Walsh—11			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 10**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
 SENATE COMMITTEE SUBSTITUTE FOR  
 HOUSE COMMITTEE SUBSTITUTE FOR  
 HOUSE BILL NO. 10

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018; provided that no funds from these sections shall be expended for the purpose of medicaid expansion as outlined under the Affordable Care Act.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dixon	Eigel	Emery	Hegeman
Hoskins	Kehoe	Koenig	Munzlinger	Nasheed	Onder	Richard
Riddle	Rizzo	Romine	Rowden	Sater	Schatz	Wasson

Wieland—22

NAYS—Senators

Chappelle-Nadal	Holsman	Hummel	Kraus	Libla	Schaaf	Schupp
Sifton	Silvey	Wallingford	Walsh—11			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

### REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 486** and **SS** for **SB 182**, begs leave to report that it has examined the same and finds that the bills have been duly enrolled and that the printed copies furnished the Senators are correct.

### MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 12**, as amended, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 12**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **HCS** for **HB 13**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 17**, as amended, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 17**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **HCS** for **HB 18**.

On motion of Senator Kehoe, the Senate recessed until 6:30 p.m.

### **RECESS**

The time of recess having expired, the Senate was called to order by President Parson.

Senator Kehoe announced photographers from the Columbia Missourian and ABC 17 were given permission to take pictures in the Senate Chamber.

### **SIGNING OF BILLS**

The President Pro Tem announced that all other business would be suspended and **SB 486** and **SS** for **SB 182**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills were so read by the Secretary and signed by the President Pro Tem.

### **BILLS DELIVERED TO THE GOVERNOR**

**SB 486** and **SS** for **SB 182**, after having been duly signed by the Speaker of the House of Representatives in open session, were delivered to the Governor by the Secretary of the Senate.

### **MESSAGES FROM THE GOVERNOR**

The following message was received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

May 4, 2017

To the Senate of the 99th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments:

Amelia A. Counts, Independent, 318 Panhurst Court, Ballwin, Saint Louis County, Missouri 63021, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2023, and until her successor is duly appointed and qualified; vice, Stephen B. Hoven, term expired.

James D. Cunningham Jr., 3240 Buckingham Drive, Sedalia, Pettis County, Missouri 65301, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until his successor is duly appointed and qualified; vice, Dawn Fuller, term expired.

Barth L. Fraker, Republican, 530 North Elm Street, Marshfield, Webster County, Missouri 65706, as a member of the State Board of Senior Services, for a term ending August 30, 2020, and until his successor is duly appointed and qualified; vice, Barbara J. Gilchrist, term expired.

Carla G. Holste, 301 Lucretia Lane, Jefferson City, Cole County, Missouri 65109, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Carla G. Holste, withdrawn.

Courtney L. Kovachevich, 11742 Longleaf Circle, Saint Louis, Saint Louis County, Missouri 63146, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until her successor is duly appointed and qualified; vice, Dorothy Rowland, term expired.

Joseph G. Plaggenberg, 211 Bluff Street, Jefferson City, Cole County, Missouri 65101, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until his successor is duly appointed and qualified; vice, Joseph G. Plaggenberg, withdrawn.

Alice Chang Ray, 1301 Kiefer Bluffs Drive, Ballwin, Saint Louis County, Missouri 63021, as a member of the Child Abuse and Neglect

Review Board, for a term ending April 7, 2019, and until her successor is duly appointed and qualified; vice, Alice Chang Ray, withdrawn. Eric R. Reece, 114 Forest Ridge Road, Rogersville, Christian County, Missouri 65742, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2018, and until his successor is duly appointed and qualified; vice Eric R. Reece, withdrawn.

Respectfully submitted,  
Eric R. Greitens  
Governor

Senator Richard moved that the above appointments be returned to the Governor per his request, which motion prevailed.

### HOUSE BILLS ON THIRD READING

Senator Koenig moved that **HCB 3**, with **SA 2** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

**SA 2** was again taken up.

At the request of Senator Curls, **SA 2** was withdrawn.

Senator Curls offered **SA 3**:

#### SENATE AMENDMENT NO. 3

Amend House Committee Bill No. 3, Page 1, In the Title, Line 3 of the title, by inserting after “citizens” the following: “, with an emergency clause”; and

Further amend said bill, Pages 1-3, Section 135.010, by striking all of said section from the bill; and

Further amend said bill, Page 4, Section 135.025, by striking all of said section from the bill; and

Further amend said bill, Section 135.030, Pages 4-5, by striking all of said section from the bill; and inserting in lieu thereof the following:

**“208.1300. 1. There is hereby created in the state treasury the “Missouri Senior Services Protection Fund”, which shall consist of moneys collected under subsection 2 of this section. The state treasurer shall be custodian of the fund and shall approve disbursements in accordance with sections 30.170 and 30.180. The fund shall be a dedicated fund, and, upon appropriation, moneys in the fund shall be used solely as provided under subsection 2 of this section. 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.**

**2. On July 1, 2017, the state treasurer shall transfer from the general revenue fund into the senior services protection fund thirty-five million four hundred thousand dollars. Moneys in the fund shall be allocated for services for low-income seniors and people with disabilities.**

**3. Notwithstanding any other provision of law to the contrary, by June 30, 2018, the commissioner of administration shall transfer into the general revenue fund thirty-five million four hundred thousand dollars from the unexpended balance remaining from all fees, funds and moneys from whatsoever source received by any department, board, bureau, commission, institution, official, or agency of the state government by virtue of any law or rule or regulation made in accordance with any law, excluding the senior services protection fund; all funds received and disbursed by the state on behalf of counties, cities, towns, and villages; any unexpended balance as may remain in any fund authorized, collected, and expended by virtue of the provisions of the constitution of this state; all funds for the payment of interest and principal for any bonded**

**indebtedness; funds created in order to receive and disburse federal funds; all funds used to fund elementary and secondary education under section 163.031; and any fund for which at least seventy percent of moneys is derived from an appropriation of general revenue.**

**4. The provisions of this section shall expire on July 1, 2018.**

Section B. Because of the need to fund services for certain vulnerable citizens, section A 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 section A of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

Senator Curls moved that the above amendment be adopted.

Senator Schaaf raised the point of order that **SA 3** changes the original purpose of the bill.

The point of order was referred to the President Pro Tem who ruled it not well taken.

Senator Hoskins offered **SA 1 to SA 3**:

SENATE AMENDMENT NO. 1 to  
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to House Committee Bill No. 3, Page 2, Section 208.1300, Line 22, by striking the word “and”; and further amend line 23 by inserting after the word “revenue” the following: “, **and any fund created under chapters 324 to 346**”.

Senator Hoskins moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

Senator Hegeman offered **SA 2 to SA 3**:

SENATE AMENDMENT NO. 2 to  
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to House Committee Bill No. 3, Page 2, Section 208.1300, Line 22, by striking the word “and”; and further amend line 23 by inserting after the word “revenue” the following:

“, **and funds created under sections 208.465 and 198.418**”.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Sater offered **SA 3 to SA 3**:

SENATE AMENDMENT NO. 3 to  
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to House Committee Bill No. 3, Page 2, Line 22, by striking the word “and”; and further amend line 23 by inserting after the word “revenue” the following: “, **and the funds created in sections 338.535 and 190.818**”.

Senator Sater moved that the above amendment be adopted, which motion prevailed.

Senator Curls moved that SA 3, as amended, be adopted, which motion prevailed.

On motion of Senator Koenig, HCB 3, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Richard	Riddle	Rizzo	Rowden	Sater	Schatz
Schupp	Sifton	Silvey	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Eigel	Kraus	Onder	Romine	Schaaf—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Richard	Riddle	Rizzo	Rowden	Sater	Schatz
Schupp	Sifton	Silvey	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Eigel	Kraus	Onder	Romine	Schaaf—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

**PRIVILEGED MOTIONS**

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on SCS for HCS for HB 11 moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 11

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 11, 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 Committee Substitute for House Bill No. 11.

2. That the House recede from its position on House Committee Substitute for House Bill No. 11.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Scott Fitzpatrick

/s/ Justin Alferman

/s/ David Wood

Deb Lavender

/s/ Crystal Quade

FOR THE SENATE:

/s/ Dan Brown

/s/ David Sater

/s/ Mike Cunningham

/s/ Shalonn “Kiki” Curls

/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dixon	Hegeman	Hoskins	Kehoe
Koenig	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Silvey	Wallingford	Wasson—21

NAYS—Senators

Chappelle-Nadal	Eigel	Emery	Holsman	Hummel	Kraus	Libla
Schaaf	Schupp	Sifton	Walsh	Wieland—12		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 11**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 11

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV,

Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2017 and ending June 30, 2018; provided that no funds from these sections shall be expended for the purpose of Medicaid expansion as outlined under the Affordable Care Act, and further provided that no funds from these sections shall be paid to any person who or entity which is a provider of abortion services as defined in Section 170.015, RSMo.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dixon	Hegeman	Hoskins	Kehoe
Koenig	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Silvey	Wallingford	Wasson—21

NAYS—Senators

Chappelle-Nadal	Eigel	Emery	Holsman	Hummel	Kraus	Libla
Schaaf	Schupp	Sifton	Walsh	Wieland—12		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 12**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 12

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 12, 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 Committee Substitute for House Bill No. 12, as amended.
2. That the House recede from its position on House Committee Substitute for House Bill No. 12.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12, be truly agreed to and finally passed.

## FOR THE HOUSE:

/s/ Scott Fitzpatrick  
 /s/ Justin Alferman  
 /s/ Kurt Bahr  
 /s/ Deb Lavender  
 /s/ Peter Merideth

## FOR THE SENATE:

/s/ Dan Brown  
 /s/ David Sater  
 /s/ Dan Hegeman  
 /s/ Shalonn “Kiki” Curls  
 /s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion prevailed by the following vote:

## YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Kraus—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 12**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
 SENATE COMMITTEE SUBSTITUTE FOR  
 HOUSE COMMITTEE SUBSTITUTE FOR  
 HOUSE BILL NO. 12

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive’s Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2017 and ending June 30, 2018.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Kraus—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

Senator Brown, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 17**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 17

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 17, 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 Committee Substitute for House Bill No. 17, as amended.
2. That the House recede from its position on House Committee Substitute for House Bill No. 17.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 17, be truly agreed to and finally passed.

FOR THE HOUSE:  
/s/ Scott Fitzpatrick  
/s/ Justin Alferman  
/s/ Kurt Bahr  
/s/ Michael Butler  
/s/ Kip Kendrick

FOR THE SENATE:  
/s/ Dan Brown  
/s/ David Sater  
/s/ Mike Cunningham  
/s/ Shalonn “Kiki” Curls  
/s/ Jamilah Nasheed

Senator Brown moved that the above conference committee report be adopted, which motion

prevailed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Kraus—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Brown, **CCS** for **SCS** for **HCS** for **HB 17**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 17

An Act to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2017 and ending June 30, 2018.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senator Kraus—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

## **RESOLUTIONS**

Senator Nasheed offered Senate Resolution No. 932, regarding Bringing It Together, which was adopted.

Senator Nasheed offered Senate Resolution No. 933, regarding the Ninetieth Birthday of Robert Norman Vickers, University City, which was adopted.

Senator Munzlinger offered Senate Resolution No. 934, regarding Verlena Uebinger, Vandalia, which was adopted.

Senator Munzlinger offered Senate Resolution No. 935, regarding Corrections Officer II Daniel Wiley, Clarksville, which was adopted.

Senator Munzlinger offered Senate Resolution No. 936, regarding Corrections Officer III Justin Swank, New London, which was adopted.

Senator Munzlinger offered Senate Resolution No. 937, regarding Corrections Officer I Bradly Hartwig, Hannibal, which was adopted.

Senator Munzlinger offered Senate Resolution No. 938, regarding Corrections Officer II Jeremiah Tipp, Bowling Green, which was adopted.

Senator Munzlinger offered Senate Resolution No. 939, regarding Corrections Officer III David Cutt, Bowling Green, which was adopted.

Senator Munzlinger offered Senate Resolution No. 940, regarding Pascha Allen, Eolia, which was adopted.

Senator Munzlinger offered Senate Resolution No. 941, regarding Corrections Officer II Damian Austin, New London, which was adopted.

Senator Munzlinger offered Senate Resolution No. 942, regarding Corrections Officer I Jennifer Miller, Louisiana, which was adopted.

Senator Munzlinger offered Senate Resolution No. 943, regarding Corrections Officer I Sandra Clendenny, Bowling Green, which was adopted.

Senator Munzlinger offered Senate Resolution No. 944, regarding Tamara Anderson, which was adopted.

Senator Munzlinger offered Senate Resolution No. 945, regarding Corrections Officer I Dan Ruble, Curreyville, which was adopted.

Senator Schupp offered Senate Resolution No. 946, regarding Sheela Lal, which was adopted.

## **INTRODUCTION OF GUESTS**

Senator Rowden introduced to the Senate, the Physician of the Day, Dr. Richard Burns, Columbia.

On motion of Senator Kehoe, the Senate adjourned until 9:00 a.m., Friday, May 5, 2017.

## SENATE CALENDAR

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 SIXTY-SIXTH DAY—FRIDAY, MAY 5, 2017
 

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## FORMAL CALENDAR

## HOUSE BILLS ON SECOND READING

HCB 10-Engler	HCS for HB 670
HCS for HB 619	HB 743-Conway
HCS for HB 162	HB 824-Reiboldt
HB 97-Swan	HCS for HB 384
HCS for HB 293	HCS for HB 886
HCS for HB 219	HCB 7-Fitzwater
HCS for HB 324	HCB 1-McGaugh
HCS for HB 746	HCS for HB 608
HCS for HB 194	HCS for HB 380
HCS for HBs 960, 962 & 828	

## SENATE BILLS FOR PERFECTION

1. SB 495-Riddle, with SCS	12. SB 380-Riddle
2. SB 532-Hoskins	13. SB 297-Hummel, with SCS
3. SB 518-Emery	14. SB 474-Schatz
4. SB 341-Nasheed, with SCS	15. SB 483-Holsman
5. SJR 5-Emery, with SCS	16. SB 498-Nasheed
6. SB 305-Kehoe, et al	17. SB 251-Kehoe, with SCS
7. SB 535-Wallingford	18. SB 528-Hegeman
8. SB 523-Sater, with SCS	19. SB 307-Munzlinger
9. SB 480-Kraus	20. SB 472-Hoskins
10. SB 407-Riddle, with SCS	21. SB 524-Koenig, with SCS
11. SB 353-Wallingford, with SCS	

## HOUSE BILLS ON THIRD READING

1. HB 288-Fitzpatrick (Kehoe)	6. HCS for HB 381, with SCS (Hegeman)
2. HCS for HB 151 (Silvey)	7. HB 58-Haefner (Onder)
3. HB 850-Davis (Kraus)	8. HB 175-Reiboldt, with SCS (Munzlinger)
4. HCS for HB 452 (Rowden)	9. HB 327-Morris (Curls)
5. HCS for HB 831, with SCS (Hummel)	10. HB 680-Fitzwater, with SCS (Wasson)

11. HCS for HB 57-Haefner, with SCS (Libla)
12. HCS for HB 422 (Dixon)
13. HB 245-Rowland, with SCS (Cunningham)
14. HB 262-Sommer (Hoskins)
15. HCS for HB 270 (Rowden)
16. HCS for HB 661, with SCS (Emery)
17. HB 758-Cookson, with SCS (Romine)
18. HCS for HB 138, with SCS (Onder)
19. HCS for HB 441 (Rowden)
20. HCS for HB 253, with SCS (Romine)
21. HB 94-Lauer (Romine)
22. HB 248-Fitzwater, with SCS (Cunningham)
23. HB 289-Fitzpatrick, with SCS (Rowden)
24. HB 493-Bondon, with SCS (Silvey)
25. HB 52-Andrews (Hegeman)
26. HCS for HB 647, with SCS (Sater)
27. HCS for HB 353, with SCS (Sater)
28. HCS for HB 54, with SCS (Emery)
29. HB 355-Bahr (Eigel)
30. HCS for HB 122, with SCS (Onder)
31. HCS for HB 230, with SCS (Koenig)
32. HB 700-Cookson, with SCS (Libla)
33. HB 1045-Haahr (Wasson)
34. HB 909-Fraker (Wasson)
35. HCS for HB 631, with SCS (Emery)
36. HCS for HB 348 (Romine)
37. HJR 10-Brown (Romine)
38. HCS#2 for HB 502 (Rowden)
39. HCS for HB 304, with SCS (Koenig)
40. HB 871-Davis, with SCS (Kraus)
41. HB 843-McGaugh, with SCS (Hegeman)
42. HB 200-Fraker, with SCS (Sater)
43. HCS for HB 703 (Hegeman)
44. HB 956-Kidd, with SCS (Rizzo)
45. HCS for HB 199, with SCS (Cunningham)
46. HB 87-Henderson, with SCS (Romine)
47. HB 587-Redmon, with SCS (Hegeman)
48. HCS for HB 258, with SCS (Munzlinger)
49. HB 349-Brown, with SCS (Sater)
50. HCS for HB 316, with SCS (Wallingford)
51. HB 558-Ross, with SCS (Schatz)
52. HB 586-Rhoads (Rowden)
53. HB 256-Rhoads, with SCS (Munzlinger)
54. HCS for HB 645 (Sater)
55. HCS for HB 183 (Nasheed)
56. HCS for HB 542 (Schatz)
57. HB 61-Alferman (Schatz)
58. HB 128, HB 678, HB 701 & HB 964-Davis, with SCS (Richard)
59. HB 811-Ruth (Wieland)
60. HB 805-Basye (Rowden)
61. HB 664-Korman (Riddle)
62. HB 105-Love (Kraus)
63. HB 849-Pfautsch (Kraus)
64. HCS for HB 260, with SCS (Sater)
65. HCS for HB 1158, with SCS (Riddle)
66. HCS for HB 159 (Brown)
67. HB 598-Cornejo (Hegeman)
68. HB 469-Gannon, with SCS (Romine)
69. HCS for HB 935, with SCS (Walsh)
70. HB 193-Kelley (Emery)
71. HB 281-Rowland (Sater)
72. HB 568-Tate, with SCS (Schatz)
73. HCS for HB 741, with SCS (Wieland)
74. HB 815-Basye, with SCS (Riddle)
75. HB 557-Ross (Cunningham)
76. HCS for HB 694 (Cunningham)
77. HCS for HB 225 (Munzlinger)
78. HCS for HB 181 (Sater)
79. HB 697-Trent (Rowden)
80. HB 719-Rhoads
81. HCS for HB 261 (Onder)
82. HB 294-Lynch (Brown)
83. HCS for HB 303 (Onder)
84. HCS for HB 174, with SCS (Wallingford)
85. HCS for HB 142 (Hoskins)
86. HCS for HB 247, with SCS (Schatz)
87. HCS for HB 334, with SCS
88. HB 571-Engler, with SCS (Romine)
89. HCS for HB 656, with SCS
90. HCS for HB 330
91. HB 209-Wiemann, with SCS (Riddle)

## INFORMAL CALENDAR

## SENATE BILLS FOR PERFECTION

SB 5-Richard	SB 147-Romine
SB 6-Richard, with SCS	SB 156-Munzlinger, with SCS
SB 13-Dixon	SB 157-Dixon, with SCS
SB 20-Brown	SB 158-Dixon
SB 21-Brown	SB 163-Romine
SB 28-Sater, with SCS (pending)	SB 169-Dixon, with SCS
SB 32-Emery, with SCS	SB 171-Dixon and Sifton, with SCS
SBs 37 & 244-Silvey, with SCS, SS for SCS & SA 1 (pending)	SB 176-Dixon
SB 41-Wallingford and Emery, with SS, SA 1 & SA 1 to SA 1 (pending)	SB 177-Dixon, with SCS
SBs 44 & 63-Romine, with SCS	SB 178-Dixon
SB 46-Libla, with SCS	SB 180-Nasheed, with SCS
SB 61-Hegeman, with SCS	SB 183-Hoskins, with SCS
SB 67-Onder, et al, with SS, SA 1 & SSA 1 for SA 1 (pending)	SB 184-Emery, with SS (pending)
SB 68-Onder and Nasheed	SB 185-Onder, et al, with SCS
SB 76-Munzlinger	SB 188-Munzlinger, with SCS
SB 80-Wasson, with SCS	SB 189-Kehoe, with SCS
SB 81-Dixon	SB 190-Emery, with SCS & SS#2 for SCS (pending)
SB 83-Dixon	SB 196-Koenig
SB 85-Kraus, with SCS	SB 199-Wasson
SB 96-Sater and Emery	SB 200-Libla
SB 97-Sater, with SCS	SB 201-Onder, with SCS
SB 102-Cunningham, with SCS	SB 203-Sifton, with SCS
SB 103-Wallingford	SB 207-Sifton
SB 109-Holsman, with SCS	SB 209-Wallingford
SB 115-Schupp, with SCS	SB 210-Onder, with SCS
SB 117-Schupp, with SCS	SB 220-Riddle, with SCS & SS for SCS (pending)
SB 122-Munzlinger, with SCS	SB 221-Riddle
SB 123-Munzlinger	SB 223-Schatz, with SCS
SB 126-Wasson	SB 227-Koenig, with SCS
SB 129-Dixon and Sifton, with SCS	SB 228-Koenig, with SS & SA 1 (pending)
SB 130-Kraus, with SCS	SB 230-Riddle
SB 133-Chappelle-Nadal	SB 232-Schatz
SB 138-Sater	SB 233-Wallingford
SB 141-Emery	SB 234-Libla, with SCS
SB 142-Emery	SB 239-Rowden, with SCS
SB 144-Wallingford	SB 242-Emery, with SCS
SB 145-Wallingford, with SCS	SB 243-Hegeman
	SB 247-Kraus, with SCS

SB 250-Kehoe	SB 378-Wallingford
SB 252-Dixon, with SCS	SB 379-Schatz
SB 258-Munzlinger	SB 381-Riddle
SB 259-Munzlinger	SB 383-Eigel and Wieland
SB 260-Munzlinger	SB 384-Rowden, with SCS
SB 261-Munzlinger	SB 389-Sater, with SCS
SB 262-Munzlinger	SB 391-Munzlinger
SB 263-Riddle	SB 392-Holsman
SB 264-Dixon	SB 406-Wasson and Sater
SB 267-Schatz, with SCS	SB 409-Koenig
SB 271-Wasson and Richard, with SCS	SB 410-Schatz
SB 280-Hoskins, with SCS	SB 413-Munzlinger
SB 284-Hegeman, with SCS	SB 418-Hegeman, with SCS
SBs 285 & 17-Koenig, with SCS	SB 419-Riddle
SB 286-Rizzo	SB 422-Cunningham, with SCS
SB 290-Schatz, with SCS	SB 426-Wasson, with SCS
SB 295-Schaaf, with SCS	SB 427-Wasson
SB 298-Curls	SB 430-Cunningham, with SCS
SB 303-Wieland, with SCS	SB 433-Sater, with SCS
SB 311-Wasson, with SCS	SB 435-Cunningham, with SCS
SBs 314 & 340-Schatz, et al, with SCS	SB 442-Hegeman
SB 316-Rowden, with SCS	SB 445-Rowden
SB 325-Kraus	SB 448-Emery
SBs 327, 238 & 360-Romine, with SCS	SB 451-Nasheed, with SS (pending)
SB 328-Romine, with SCS & SA 3 (pending)	SB 468-Hegeman
SB 330-Munzlinger	SB 469-Schatz
SB 331-Hegeman	SB 475-Schatz
SB 333-Schaaf, with SCS	SB 485-Hoskins
SB 336-Wieland	SB 517-Wasson
SB 348-Wasson, with SA 1 (pending)	SB 526-Brown
SB 349-Wasson	SJR 9-Romine, with SCS
SB 358-Wieland	SJR 11-Hegeman, with SCS
SB 362-Hummel	SJR 12-Eigel
SB 368-Rowden	SJR 17-Kraus
SB 371-Schaaf, with SA 2 & SSA 1 for SA 2 (pending)	

#### HOUSE BILLS ON THIRD READING

HB 35-Plocher (Dixon)	HCS for HBs 91, 42, 131, 265 & 314 (Brown)
HCS for HB 66, with SCS (Sater)	HB 93-Lauer, with SCS (Wasson)
HB 85-Redmon, with SCS (Hegeman)	HB 95-McGaugh (Emery)

HB 104-Love (Brown)  
 HCS for HB 115, with SCS (Wasson)  
 HCS for HBs 190 & 208 (Eigel)  
 HB 207-Fitzwater (Romine)  
 HB 251-Taylor, with SCS, SS for SCS,  
 SA 2 & SA 3 to SA 2 (pending) (Onder)  
 HCS for HB 292, with SCS (Cunningham)  
 HCS for HBs 302 & 228, with SCS, SS for  
 SCS & SA 5 (pending) (Schatz)

HB 336-Shull (Wieland)  
 HCS for HBs 337, 259 & 575 (Schatz)  
 HCS for HB 427, with SCS (Kehoe)  
 HCS for HB 451 (Wasson)  
 HCS for HB 460 (Munzlinger)  
 HB 461-Kolkmeier (Munzlinger)  
 HB 462-Kolkmeier (Munzlinger)  
 HB 655-Engler (Dixon)  
 HCS for HBs 1194 & 1193 (Hegeman)

#### SENATE BILLS WITH HOUSE AMENDMENTS

SS for SB 34-Cunningham, with HCS,  
 as amended  
 SB 50-Walsh, with HA 1, HA 2, HA 3,  
 HA 4, HA 5, as amended, HA 6, as  
 amended, HA 7, as amended, HA 8,  
 HA 9, HA 10, as amended, HA 11, HA 12,  
 as amended, HA 13, HA 14 & HA 15  
 SS for SB 62-Hegeman, with HCS,  
 as amended  
 SB 64-Schatz, with HA 1, HA 2 & HA 3

SS for SCS for SB 66-Schatz, with HCS,  
 as amended  
 SB 111-Hegeman, with HCS, as amended  
 SS for SCS for SB 160-Sater, with HCS,  
 as amended  
 SCS for SB 161-Sater, with HCS  
 SB 302-Wieland, with HCS, as amended  
 SB 411-Schatz, with HA 1, HA 2, HA 3,  
 as amended, HA 4 & HA 5, as amended

#### BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

##### In Conference

SB 8-Munzlinger, with HA 1, HA 2, HA 3,  
 as amended, HA 4, HA 5, HA 6, HA 7,  
 HA 8, as amended & HA 9, as amended

HCS for HB 19, with SCS (Brown)

##### Requests to Recede or Grant Conference

HCS for HBs 90 & 68, with SS, as amended  
 (Schatz)  
 (House requests Senate recede or  
 grant conference)

#### RESOLUTIONS

SR 197-Richard  
 SR 891-Romine

SR 917-Silvey

Reported from Committee

SCR 6-Walsh  
SCR 17-Curls  
SCR 18-Wallingford  
SCR 25-Cunningham, with SCS

SCR 26-Kehoe  
HCR 6-Justus (Sater)  
HCR 28-Rowland (Rowden)  
HCS for HCR 47 (Schatz)

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