

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-EIGHTH DAY—WEDNESDAY, FEBRUARY 21, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“Rules are not necessarily sacred, principles are.” (Franklin D. Roosevelt)

Lord, we pray for clarity of what we truly believe so that we may have the decisiveness to take our stand on those things that come before us. And may we, Lord, have the courage to take the action that will work for those things that will have the most positive and greatest impact on our people. 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.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	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	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Dixon offered Senate Resolution No. 1385, regarding Stephanie Young, Springfield, which was adopted.

Senator Sater offered Senate Resolution No. 1386, regarding John Willis, which was adopted.

Senator Richard offered Senate Resolution No. 1387, regarding the Seventy-fifth Anniversary of the National Federation of Independent Business, which was adopted.

The Senate observed a moment of silence for the passing of Reverend Billy Graham.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1013—By Hoskins.

An Act to repeal section 313.800, RSMo, and to enact in lieu thereof eight new sections relating to sports wagering, with penalty provisions.

SB 1014—By Schupp.

An Act to amend chapter 573, RSMo, by adding thereto one new section relating to the offense of nonconsensual dissemination of private sexual images, with penalty provisions.

SB 1015—By Wieland.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for contributions to diaper banks.

SB 1016—By Wieland.

An Act to repeal sections 376.421 and 376.775, RSMo, and to enact in lieu thereof two new sections relating to health insurance.

SB 1017—By Wieland.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

SB 1018—By Hegeman.

An Act to amend chapter 266, RSMo, by adding thereto one new section relating to the regulation of agricultural inputs.

SB 1019—By Eigel.

An Act to repeal section 227.100, RSMo, and to enact in lieu thereof one new section relating to valuation of bids for state contracts.

SB 1020—By Crawford.

An Act to repeal sections 58.095 and 193.145, RSMo, and to enact in lieu thereof three new sections relating to coroners.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 597**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

President Pro Tem Richard assumed the Chair.

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

Mr. President: Your Committee on Professional Registration, to which was referred **SB 840**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schaaf, Chairman of the Committee on Health and Pensions, submitted the following reports:

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 660**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 892**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 757**, 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 **SB 909**, 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 **SB 871**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Parson assumed the Chair.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

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

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1388, regarding the Fiftieth Wedding Anniversary of

C. Michael and Patricia Devlin, Barnhart, which was adopted.

Senator Walsh offered Senate Resolution No. 1389, regarding Black History Month, which was adopted.

HOUSE BILLS ON SECOND READING

The following Bills and Joint Resolution were read the 2nd time and referred to the Committees indicated:

HB 1484—Progress and Development.

HB 1769—Judiciary and Civil and Criminal Jurisprudence.

HB 1504—Veterans and Military Affairs.

HCS for HB 1617—General Laws.

HB 1665—Education.

HJR 59—Progress and Development.

HB 1744—Education.

HB 1880—Commerce, Consumer Protection, Energy and the Environment.

HB 1492—Veterans and Military Affairs.

HCS for HB 1286—Commerce, Consumer Protection, Energy and the Environment.

HCS for HB 1411—Transportation, Infrastructure and Public Safety.

HCS for HB 1605—Rules, Joint Rules, Resolutions and Ethics.

HB 1446—Local Government and Elections.

HB 1350—Seniors, Families and Children.

HB 1415—Education.

HCS for HB 1370—Education.

HB 1267—Education.

HB 1691—Commerce, Consumer Protection, Energy and the Environment.

HB 1838—General Laws.

HB 1413—General Laws.

HCS for HB 1653—Government Reform.

HCS for HB 1251—Insurance and Banking.

HCS for HB 1879—Insurance and Banking.

HB 1859—Transportation, Infrastructure and Public Safety.

HB 1367—Professional Registration.

HB 1420—Education.

HCS for HB 1930—General Laws.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 45—Rules, Joint Rules, Resolutions and Ethics.

SENATE BILLS FOR PERFECTION

Senator Sater moved that **SB 826**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for SB 826, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 826

An Act to repeal section 195.070, RSMo, and to enact in lieu thereof two new sections relating to the disposal of unused controlled substances, with an emergency clause for a certain section.

Was taken up.

Senator Sater moved that **SCS for SB 826** be adopted.

Senator Sater offered **SS for SCS for SB 826**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 826

An Act to repeal sections 195.010, 195.070, 195.080, and 338.010, RSMo, and to enact in lieu thereof five new sections relating to pharmacy, with an emergency clause for a certain section.

Senator Sater moved that **SS for SCS for SB 826** be adopted.

Senator Holsman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 22, Section 195.265, Line 17, by inserting after all of said line the following:

“195.548. 1. For purposes of sections 195.548 to 195.570, the following terms mean:

(1) “Administer”, the direct application of marijuana to a qualifying patient by way of any of the following methods:

(a) Ingestion of capsules, teas, oils, and other marijuana-infused products;

(b) Vaporization or smoking of dried flowers, buds, plant material, extracts, or oils;

(c) Application of ointments or balms;

(d) Transdermal patches and suppositories;

(e) Consuming marijuana-infused food products; or

(f) Any other method recommended by a qualifying patient’s physician;

(2) “Department”, the department of health and senior services, or its successor agency;

(3) “Entity”, a natural person, corporation, professional corporation, nonprofit corporation,

cooperative corporation, unincorporated association, business trust, limited liability company, general or limited partnership, limited liability partnership, joint venture, or any other entity;

(4) “Flowering plant”, a marijuana plant from the time it exhibits the first signs of sexual maturity through harvest;

(5) “Marijuana”, *Cannabis indica*, *Cannabis sativa*, and *Cannabis ruderalis*, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the plant and marijuana-infused products. “Marijuana” does not include industrial hemp containing a crop-wide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp;

(6) “Marijuana-infused products”, products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures, and concentrates;

(7) “Medical marijuana cultivation facility”, a facility licensed by the department to acquire, cultivate, process, store, transport, and sell marijuana to a medical marijuana dispensary facility, a medical marijuana testing facility, or a medical marijuana-infused products manufacturing facility;

(8) “Medical marijuana dispensary facility”, a facility licensed by the department to acquire, store, sell, transport, and deliver marijuana, marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in sections 195.548 to 195.570 to a qualifying patient, a primary caregiver, another medical marijuana dispensary facility, a medical marijuana testing facility, or a medical marijuana-infused products manufacturing facility;

(9) “Medical marijuana-infused products manufacturing facility”, a facility licensed by the department to acquire, store, manufacture, transport, and sell marijuana-infused products to a medical marijuana dispensary facility, a medical marijuana testing facility, or another medical marijuana-infused products manufacturing facility;

(10) “Medical marijuana testing facility”, a facility certified by the department to acquire, test, certify, and transport marijuana;

(11) “Medical use”, the production, possession, delivery, distribution, transportation, or administration of marijuana or a marijuana-infused product, or drug paraphernalia used to administer marijuana or a marijuana-infused product, for the benefit of a qualifying patient to mitigate the symptoms or effects of the patient’s qualifying medical condition;

(12) “Physician”, an individual who is licensed and in good standing to practice medicine or osteopathy under chapter 334;

(13) “Physician certification”, a document, whether handwritten, electronic, or in another commonly used format, signed by a physician and stating that, in the physician’s professional opinion, the patient suffers from a qualifying medical condition;

(14) “Primary caregiver”, an individual twenty-one years of age or older who has significant responsibility for managing the well-being of a qualifying patient and who is designated as such on the primary caregiver’s application for an identification card under sections 195.548 to 195.570 or

in other written notification to the department;

(15) “Qualifying medical condition”, the condition of, symptoms related to, or side effects from the treatment of:

(a) Cancer;

(b) Epilepsy;

(c) Glaucoma;

(d) Intractable migraines unresponsive to other treatments;

(e) A chronic medical condition that causes severe, persistent pain or persistent muscle spasms, including, but not limited to, those associated with multiple sclerosis, seizures, Parkinson’s disease, and Tourette’s syndrome;

(f) Debilitating psychiatric disorders, including, but not limited to, post traumatic stress disorder, if diagnosed by a state-licensed psychiatrist;

(g) Human immunodeficiency virus or acquired immune deficiency syndrome;

(h) A chronic medical condition that is normally treated with a prescription medication that could lead to physical or psychological dependence, when a physician determines that medical use of marijuana could be effective in treating that condition and would serve as a safer alternative to the prescription medication;

(I) Any terminal illness; or

(j) In the professional judgment of a physician, any other chronic, debilitating, or otherwise equivalent medical condition, including, but not limited to, hepatitis C, amyotrophic lateral sclerosis, inflammatory bowel disease, Crohn’s disease, Huntington’s disease, autism, neuropathies, sickle cell anemia, agitation of Alzheimer’s disease, cachexia, and wasting syndrome;

(16) “Qualifying patient”, a Missouri resident diagnosed with at least one qualifying medical condition.

195.550. 1. In carrying out the implementation of sections 195.548 to 195.570, the department shall have the authority to:

(1) Grant or refuse state licenses and certifications for the cultivation, manufacture, dispensation, sale, testing, tracking, and transportation of marijuana for medical use; suspend, fine, restrict, or revoke such licenses upon a violation of sections 195.548 to 195.570 or a rule promulgated under said sections; and impose any administrative penalty authorized by sections 195.548 to 195.570 or any rule promulgated under said sections;

(2) Promulgate rules and emergency rules necessary for the proper regulation and control of the cultivation, manufacture, dispensation, and sale of marijuana for medical use and for the enforcement of sections 195.548 to 195.570; provided, that patient access is not restricted unreasonably and such rules are reasonably necessary for patient safety or to restrict access to only licensees and qualifying patients;

(3) Develop such forms, certificates, licenses, identification cards, and applications as are necessary for, or reasonably related to, the administration of sections 195.548 to 195.570 or any of the rules promulgated under said sections;

(4) Require a seed-to-sale tracking system that tracks medical marijuana from either the seed or immature plant stage until the medical marijuana or medical marijuana-infused product is sold to a qualifying patient or primary caregiver to ensure that no medical marijuana grown by a medical marijuana cultivation facility or manufactured by a medical marijuana-infused products manufacturing facility is sold or otherwise transferred except by a medical marijuana dispensary facility. The department shall certify, if possible, at least two commercially available systems to license as compliant with its tracking standards and issue standards for the creation or use of other systems by licensees;

(5) Issue standards for the secure transportation of marijuana and marijuana-infused products. The department shall certify entities that demonstrate compliance with its standards to transport marijuana and marijuana-infused products to a medical marijuana cultivation facility, a medical marijuana-infused products manufacturing facility, a medical marijuana dispensary facility, a medical marijuana testing facility, or another entity with a transportation certification. The department shall develop or adopt from any other governmental agency such safety and security standards as are reasonably necessary for the transportation of marijuana. Any entity licensed or certified under sections 195.548 to 195.570 shall be allowed to transport marijuana and marijuana-infused products;

(6) Charge a fee not to exceed five thousand dollars for any certification issued under sections 195.548 to 195.570;

(7) Prepare and transmit annually a publicly available report accounting to the governor for the efficient discharge of all responsibilities assigned to the department under sections 195.548 to 195.570; and

(8) Establish a system to numerically score competing medical marijuana licensee and certificate applicants in cases when more applicants apply than the minimum number of licenses or certificates as calculated under sections 195.548 to 195.570. Scoring shall be limited to an analysis of the following:

(a) The character, veracity, background, qualifications, and relevant experience of principal officers or managers;

(b) The business plan proposed by the applicant which, in the case of medical marijuana cultivation facilities and dispensaries facilities, shall include the ability to maintain an adequate supply of marijuana, as well as plans to ensure the safety and security of qualifying patients and the community, procedures to be used to prevent diversion, and any plans for making marijuana available to low-income qualifying patients;

(c) Site security;

(d) Experience in a legal marijuana environment;

(e) Experience of personnel, in the case of medical marijuana testing facilities, with testing

marijuana, food, or drugs for toxins or potency, as well as health care experience;

(f) Capacity or experience, in the case of medical marijuana cultivation facilities, with agriculture, horticulture, and health care;

(g) Capacity or experience, in the case of medical marijuana dispensary facilities, with health care, the suitability of the proposed location, and patient accessibility;

(h) Capacity or experience, in the case of medical marijuana-infused products manufacturing, with food and beverage manufacturing; and

(i) Maintaining competitiveness in the marijuana for medical use market.

In ranking applicants and awarding licenses and certificates, the department may consult or contract with other public agencies with relevant expertise regarding the factors listed in this subdivision. The department shall lift or ease any limit on the number of licenses or certificate holders in order to meet the demand for marijuana for medical use by qualifying patients.

2. The department may issue any rules or emergency rules necessary for the implementation and enforcement of sections 195.548 to 195.570 and to ensure the right to, availability of, and safe use of marijuana for medical use by qualifying patients. In developing such rules or emergency rules, the department may consult with other public agencies. In addition to any other rules or emergency rules necessary to carry out the mandates of sections 195.548 to 195.570, the department may promulgate rules or emergency rules relating to the following subjects:

(1) Compliance with, enforcement of, or violation of any provision of sections 195.548 to 195.570 or any rule issued under said sections, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued under sections 195.548 to 195.570;

(2) Specifications of the duties of officers and employees of the department;

(3) Instructions or guidance for local authorities and law enforcement officers;

(4) Requirements for inspections, investigations, searches, seizures, and such additional enforcement activities as may become necessary from time to time;

(5) Creation of a range of administrative penalties for use by the department;

(6) Prohibition of misrepresentation and unfair practices;

(7) Control of informational and product displays on licensed premises; provided, that the rules shall not prevent or unreasonably restrict appropriate signs on the property of the medical marijuana dispensary facility, product display and examination by the qualifying patient or primary caregiver, listings in business directories, including phone books, listings in marijuana-related medical publications, or the sponsorship of health or not-for-profit charity or advocacy events;

(8) Development of individual identification cards for owners, officers, managers, contractors, employees, and other support staff of entities licensed or certified under sections 195.548 to 195.570, including a fingerprint-based federal and state criminal record check in accordance with U.S. P.L. 92-544, or its successor provisions, as may be required by the department prior to issuing a card and procedures to ensure that cards for new applicants are issued within fourteen days. Applicants

licensed under sections 195.548 to 195.570 shall submit fingerprints to the Missouri highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check. The Missouri highway patrol shall, if necessary, forward the fingerprints to the Federal Bureau of Investigation for the purpose of conducting a fingerprint-based criminal background check. Fingerprints shall be submitted under the provisions of section 43.543 and fees shall be paid under the provisions of section 43.530;

(9) Security requirements for any premises licensed under sections 195.548 to 195.570, including, at a minimum, lighting, physical security, video, alarm requirements, and other minimum procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of sections 195.548 to 195.570, including reporting requirements for changes, alterations, or modifications to the premises;

(10) Regulation of the storage of, warehouses for, and transportation of marijuana for medical use;

(11) Sanitary requirements, including, but not limited to, sanitary requirements for the preparation of medical marijuana-infused products;

(12) The specification of acceptable forms of picture identification that a medical marijuana dispensary facility may accept when verifying a sale;

(13) Labeling and packaging standards;

(14) Records to be kept by licensees and the required availability of the records;

(15) State licensing procedures, including procedures for renewals, reinstatements, initial licenses, and the payment of licensing fees;

(16) The reporting and transmittal of tax payments;

(17) Authorization for the department of revenue to have access to licensing information to ensure tax payment and the effective administration of sections 195.548 to 195.570; and

(18) Such other matters as are necessary for the fair, impartial, stringent, and comprehensive administration of sections 195.548 to 195.570.

3. The department shall issue rules or emergency rules for a medical marijuana and medical marijuana-infused products independent testing and certification program for medical marijuana licenses. The rules shall require licensees to test medical marijuana using one or more impartial, independent laboratories to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health, to ensure correct labeling, and to measure potency. The department shall not require any medical marijuana or medical marijuana-infused products to be tested more than once prior to sale.

4. The department shall issue rules or emergency rules to provide for the certification of and standards for medical marijuana testing facilities, including requirements for equipment and qualifications for personnel, but shall not require certificate holders to have any federal agency licensing or have any relationship with a federally-licensed testing facility. The department shall certify, if possible, at least two entities as medical marijuana testing facilities. No medical marijuana

testing facility shall be owned by an entity under substantially common control, ownership, or management as a medical marijuana cultivation facility, medical marijuana-infused products manufacturing facility, or medical marijuana dispensary facility.

5. The department shall maintain the confidentiality of reports or other information obtained from an applicant or licensee containing any individual data, information, patient information, or records related to the licensee or its operation, including sales information, financial records, tax returns, credit reports, cultivation information, testing results, and security information and plans, or any other records that are exempt from public inspection under state or federal law. Such reports or other information may be used only for a purpose authorized by sections 195.548 to 195.570. Any information released related to patients may be used only for a purpose authorized by federal law and sections 195.548 to 195.570, including verifying that a person who presented a qualifying patient identification card to a state or local law enforcement official is lawfully in possession of such card.

6. Within one hundred and eighty days of the effective date of sections 195.548 to 195.570, the department shall make available to the public license application forms and application instructions for medical marijuana cultivation facilities, medical marijuana testing facilities, medical marijuana dispensary facilities, and medical marijuana-infused products manufacturing facilities.

7. Within one hundred and eighty days of the effective date of sections 195.548 to 195.570, the department shall make available to the public application forms and application instructions for qualifying patient, qualifying patient cultivation, and primary caregiver identification cards. Within two hundred and ten days of the effective date of sections 195.548 to 195.570, the department shall begin accepting applications for such identification cards.

8. An entity may apply to the department for and obtain a license to grow marijuana as a medical marijuana cultivation facility. Each facility in operation shall require a separate license, but multiple licenses may be utilized in a single facility. Each indoor facility utilizing artificial lighting may be limited by the department to thirty thousand square feet of flowering plant canopy space. Each outdoor facility utilizing natural lighting may be limited by the department to two thousand eight hundred flowering plants. Each greenhouse facility using a combination of natural and artificial lighting may be limited by the department, at the election of the licensee, to two thousand eight hundred flowering plants or thirty thousand square feet of flowering plant canopy space. The license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of ten thousand dollars per license application or renewal for all applicants filing an application within three years of the effective date of sections 195.548 to 195.570 and shall charge each applicant a nonrefundable fee of five thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of twenty-five thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. No more than three medical marijuana cultivation facility licenses shall be issued to any entity under substantially common control, ownership, or management.

9. An entity may apply to the department for and obtain a license to operate a medical marijuana dispensary facility. Each facility in operation shall require a separate license. A license shall be valid

for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of three thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. No more than five medical marijuana dispensary facility licenses shall be issued to any entity under substantially common control, ownership, or management.

10. An entity may apply to the department for and obtain one or more licenses to operate a medical marijuana-infused products manufacturing facility. Each facility in operation shall require a separate license. A license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of six thousand dollars per license application or renewal for each applicant filing an application within three years of the effective date of sections 195.548 to 195.570 and shall charge each applicant a nonrefundable fee of three thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. No more than three medical marijuana-infused products manufacturing facility licenses shall be issued to any entity under substantially common control, ownership, or management.

11. Any applicant for a license authorized by sections 195.548 to 195.570 may prefile the application fee with the department beginning thirty days after the effective date of sections 195.548 to 195.570.

12. Except for good cause, a qualifying patient or his or her primary caregiver may obtain an identification card from the department to cultivate up to six flowering marijuana plants for the exclusive use of that qualifying patient. The card shall be valid for twelve months from its date of issuance and shall be renewable with the annual submittal of a new or updated physician's certification. The department shall charge an annual fee for the card of one hundred dollars, with such rate to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency.

13. The department may set a limit on the amount of marijuana that may be purchased by or on behalf of a single qualifying patient in a thirty day period, provided that limit is not less than four ounces of dried, unprocessed marijuana, or its equivalent. Any such limit shall not apply to a qualifying patient with written certification from two independent physicians that there are compelling reasons why the qualifying patient needs a greater amount than the limit established by the department.

14. The department may set a limit on the amount of marijuana that may be possessed by or on behalf of each qualifying patient, provided that limit is not less than a sixty day supply of dried, unprocessed marijuana, or its equivalent. A primary caregiver may possess a separate legal limit for each qualifying patient under his or her care and a separate legal limit for himself or herself if the

caregiver is a qualifying patient. Qualifying patients cultivating marijuana for medical use may possess up to a ninety day supply, so long as the supply remains on property under their control. Any such limit shall not apply to a qualifying patient with written certification from two independent physicians that there are compelling reasons for additional amounts. Possession of more than the legal limit and up to twice the legal limit shall subject the possessor to department sanctions, including an administrative penalty and loss of the possessor's patient identification card for up to one year. Purposefully possessing amounts in excess of twice the legal limit shall be punishable by imprisonment of up to one year and a fine of up to two thousand dollars.

15. The department may restrict the aggregate number of licenses granted for medical marijuana cultivation facilities; provided, that the number may not be limited to fewer than one license per every one hundred thousand inhabitants, or any portion thereof, of the state of Missouri, according to the most recent census of the United States. A decrease in the number of inhabitants in the state of Missouri after the effective date of sections 195.548 to 195.570 shall have no impact on the provisions of this subsection.

16. The department may restrict the aggregate number of licenses granted for medical marijuana-infused products manufacturing facilities; provided, that the number may not be limited to fewer than one license per every seventy thousand inhabitants, or any portion thereof, of the state of Missouri, according to the most recent census of the United States. A decrease in the number of inhabitants in the state of Missouri after the effective date of sections 195.548 to 195.570 shall have no impact on the provisions of this subsection.

17. The department may restrict the aggregate number of licenses granted for medical marijuana dispensary facilities; provided, that the number may not be limited to fewer than twenty-four licenses in each U.S. congressional district in the state of Missouri according to the map of each of the eight congressional districts as drawn and effective on the effective date of sections 195.548 to 195.570. Any changes to the boundaries or the number of congressional districts after the effective date of sections 195.548 to 195.570 shall have no impact on the provisions of this subsection.

18. The department shall begin accepting license and certification applications for medical marijuana dispensary facilities, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, seed-to-sale tracking systems, and transportation of marijuana no later than two hundred forty days after the effective date of sections 195.548 to 195.570. Applications for licenses under this section shall be approved or denied by the department no later than one hundred fifty days after their submission. If the department fails to carry out its nondiscretionary duty to approve or deny an application within one hundred fifty days of submission, an applicant may immediately seek a court order compelling the department to approve or deny the application.

19. Qualifying patients under sections 195.548 to 195.570 shall obtain and annually renew an identification card or cards from the department. The department shall charge a fee of twenty-five dollars per year per card with such fee to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or its successor index as published by the U.S. Department of Labor, or its successor agency. Upon receiving an application for a qualifying patient identification card or qualifying patient cultivation identification card, the department shall, within thirty days, either issue the card or provide a written

explanation for its denial. If the department fails to issue a card to an eligible qualifying patient within thirty days, then the patient's physician certification shall serve as his or her patient identification card or qualifying patient cultivation identification card for up to one year from the date of physician certification. All initial applications for or renewals of a qualifying patient identification card or qualifying patient cultivation identification card shall be accompanied by a physician certification that is less than thirty days old.

20. Primary caregivers under sections 195.548 to 195.570 shall obtain and annually renew an identification card from the department. The department shall charge a fee of twenty-five dollars per year, with such fee to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. Upon receiving an application for a primary caregiver identification card, the department shall, within thirty days, either issue the card or provide a written explanation for its denial.

21. All marijuana for medical use sold in Missouri shall be cultivated in a licensed medical marijuana cultivation facility located in Missouri.

22. All marijuana-infused products for medical use sold in the state of Missouri shall be manufactured in a medical marijuana-infused products manufacturing facility.

23. The denial of a license, license renewal, or identification card by the department shall be appealable to the administrative hearing commission, or its successor entity. Following the exhaustion of administrative review, denial of a license, license renewal, or identification card by the department shall be subject to judicial review as provided by chapter 536.

24. No elected official shall interfere directly or indirectly with the department's obligations and activities under sections 195.548 to 195.570.

25. The department shall not have the authority to apply or enforce any rule or regulation that would impose an undue burden on any one or more licensee or certificate holder or any qualifying patient, or otherwise act to undermine the purposes of sections 195.548 to 195.570.

26. The department shall promulgate rules to implement the provisions of sections 195.548 to 195.570. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.560. 1. A tax shall be levied upon the retail sale of marijuana for medical use sold at medical marijuana dispensary facilities within the state. The tax shall be at a rate of four percent of the retail price. The tax shall be collected by each licensed medical marijuana dispensary facility and paid to the department of revenue. After retaining no more than five percent for its actual collection costs, amounts generated by the tax levied in this section shall be deposited by the department of revenue into the Missouri Veterans' Health and Care Fund created in subsection 2 of this section. Licensed

entities making retail sales within the state shall be allowed approved credit for returns provided the tax was paid on the returned item and the purchaser was given the refund or credit.

2. There is hereby created in the state treasury the “Missouri Veterans’ Health and Care Fund” which shall consist of taxes and fees collected under sections 195.548 to 195.570. The state treasurer shall be custodian of the fund, and he or she 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. Notwithstanding any other provision of law to the contrary, any moneys remaining in the fund at the end of a biennium shall not revert to the credit of the general revenue fund. The commissioner of administration is authorized to make cash operating transfers to the fund for purposes of meeting the cash requirements of the department in advance of it receiving annual application, licensing, and tax revenue, with any such transfers to be repaid as provided by law. The fund shall be a dedicated fund and shall stand appropriated without further legislative action as follows:

(1) First, to the department, an amount necessary for the department to carry out sections 195.548 to 195.570, including repayment of any cash operating transfers, payments made through contract or agreement with other state and public agencies necessary to carry out sections 195.548 to 195.570, and a reserve fund to maintain a reasonable working cash balance for the purpose of carrying out sections 195.548 to 195.570;

(2) Next, the remainder of such funds shall be transferred to the Missouri veterans commission for health and care services for military veterans, including the following purposes: operations, maintenance and capital improvements of Missouri’s veterans homes, the Missouri service officer’s program, and other services for veterans approved by the commission, including, but not limited to, health care services, mental health services, drug rehabilitation services, housing assistance, job training, and tuition assistance to prevent homelessness. The Missouri veterans commission shall contract with other public agencies for the delivery of services beyond its expertise; and

(3) All monies from the taxes authorized under this section shall provide additional dedicated funding for the purposes enumerated in this subsection and shall not replace other dedicated funding.

3. For all retail sales of marijuana for medical use, a record shall be kept by the seller that identifies, by secure and encrypted patient number issued by the seller to the qualifying patient involved in the sale, all amounts and types of marijuana involved in the sale and the total amount of money involved in the sale, including itemizations, taxes collected, and grand total sale amounts. All such records shall be kept on the premises in a readily available format and be made available for review by the department and the department of revenue upon request. Such records shall be retained for five years from the date of the sale.

4. The tax levied under this section is separate from, and in addition to, any general state and local sales and use taxes that apply to retail sales, which shall continue to be collected and distributed as provided by chapter 144.

5. Except as authorized in this section, no additional taxes shall be imposed on the sale of marijuana for medical use.

195.565 1. Except as provided for in sections 195.548 to 195.570, the possession of marijuana in

quantities less than the limits provided for in said sections, or as established by the department, and transportation of marijuana from a medical marijuana dispensary facility to the qualifying patient's residence shall not subject the possessor to arrest, criminal or civil liability, or sanctions under Missouri law; provided, that the possessor produces on demand to the appropriate authority a valid qualifying patient identification card; a valid qualifying patient cultivation identification card; a valid physician certification while making application for an identification card; or a valid primary caregiver identification card. Production of the respective equivalent identification card or authorization issued by another state or a political subdivision of another state shall also meet the requirements of this subsection.

2. No patient shall be denied access to or priority for an organ transplant because the patient holds a qualifying patient identification card or uses marijuana for medical use.

3. A physician shall not be subject to criminal or civil liability or sanctions under Missouri law or discipline by the Missouri state board of registration for the healing arts, or its successor agency, for owning, operating, investing in, being employed by, or contracting with any entity licensed or certified under sections 195.548 to 195.570 or issuing a physician certification to a patient diagnosed with a qualifying medical condition in a manner consistent with sections 195.548 to 195.570 and legal standards of professional conduct.

4. A health care provider shall not be subject to civil or criminal prosecution under Missouri law, denial of any right or privilege, civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission for owning, operating, investing in, being employed by, or contracting with any entity licensed or certified under sections 195.548 to 195.570 or providing health care services that involve the medical use of marijuana consistent with sections 195.548 to 195.570 and legal standards of professional conduct.

5. A medical marijuana testing facility shall not be subject to civil or criminal prosecution under Missouri law, denial of any right or privilege, civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission for providing laboratory testing services that relate to the medical use of marijuana consistent with sections 195.548 to 195.570 and otherwise meets legal standards of professional conduct.

6. A health care provider shall not be subject to mandatory reporting requirements for the medical use of marijuana by nonemancipated qualifying patients under eighteen years of age in a manner consistent with sections 195.548 to 195.570 and with the consent of a parent or guardian.

7. A primary caregiver shall not be subject to criminal or civil liability or sanctions under Missouri law for purchasing, transporting, or administering marijuana for medical use to or by a qualifying patient or participating in the patient cultivation of up to six flowering marijuana plants per patient in a manner consistent with sections 195.548 to 195.570 and generally established legal standards of personal or professional conduct.

8. An attorney shall not be subject to disciplinary action by the state bar association or other professional licensing body for owning, operating, investing in, being employed by, contracting with, or providing legal assistance to prospective or licensed medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana dispensary facilities, medical marijuana-infused products manufacturing facilities, qualifying patients, primary caregivers, physicians, health care

providers, or others related to an activity who or that is no longer subject to criminal penalties under state law under sections 195.548 to 195.570.

9. Actions and conduct by qualifying patients, primary caregivers, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities licensed or registered with the department, or their employees or agents, as permitted by sections 195.548 to 195.570 and in compliance with department regulations and other standards of legal conduct, shall not be subject to criminal or civil liability or sanctions under Missouri law, except as provided for by said sections.

10. Nothing in sections 195.548 to 195.570 shall provide immunity for negligence, either common law or statutorily created, or criminal immunity for operating a vehicle, aircraft, dangerous device, or navigating a boat while under the influence of marijuana.

11. It is the public policy of the state of Missouri that contracts related to marijuana for medical use that are entered into by qualifying patients, primary caregivers, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities and those who allow property to be used by those entities, should be enforceable. It is the public policy of the state of Missouri that no contract entered into by qualifying patients, primary caregivers, medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities, or by a person who allows property to be used for activities that are exempt from state criminal penalties under sections 195.548 to 195.570, shall be unenforceable on the basis that activities related to medical marijuana may be prohibited by federal law.

195.570. 1. Nothing in sections 195.548 to 195.570 shall permit a person to:

- (1) Consume marijuana for medical use in a jail or correctional facility;
- (2) Undertake any task under the influence of marijuana when doing so would constitute negligence or professional malpractice;
- (3) Operate, navigate, or be in actual physical control of any dangerous device or motor vehicle, aircraft, or motorboat while under the influence of marijuana; or
- (4) Bring a claim against any employer, former employer, or prospective employer for wrongful discharge, discrimination, or any similar cause of action or remedy, based on the employer, former employer, or prospective employer prohibiting the employee, former employee, or prospective employee from being under the influence of marijuana while at work or disciplining the employee or former employee, up to and including termination from employment, for working or attempting to work while under the influence of marijuana.

2. No medical marijuana cultivation facility, medical marijuana testing facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall be owned, in whole or in part, or have as an officer, director, board member, manager, or employee, any individual with a disqualifying felony offense. A “disqualifying felony offense” shall mean a violation of, and conviction or guilty plea to, state or federal law that is, or would have been, a felony under Missouri law, regardless of the sentence imposed, unless the department determines that:

(1) The person’s conviction was for the medical use of marijuana or assisting in the medical use of marijuana;

(2) The person’s conviction was for a nonviolent crime for which he or she was not incarcerated and that is more than five years old; or

(3) More than five years have passed since the person was released from parole or probation, and he or she has not been found guilty of any subsequent criminal offenses.

The department may consult with and rely on the records, advice, and recommendations of the attorney general and the department of public safety, or their successor entities, in applying the provisions of this subsection.

3. All medical marijuana cultivation facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility licenses, entities with medical marijuana testing facility certificates, and entities with transportation certificates shall be held by entities that are majority owned by natural persons who have been residents of the state of Missouri for at least one year prior to the application for such license or certification. Notwithstanding the forgoing, entities outside the state of Missouri may own a minority stake in such entities.

4. No medical marijuana cultivation facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall manufacture, package, or label marijuana or marijuana-infused products in a false or misleading manner. No person shall sell any product in a manner designed to cause confusion between a marijuana or marijuana-infused product and any product not containing marijuana. A violation of this subsection shall be punishable by an appropriate and proportional department sanction, up to and including loss of license.

5. All edible marijuana-infused products shall be sold in individual, child-resistant containers that are labeled with dosage amounts, instructions for use, and estimated length of effectiveness. All marijuana and marijuana-infused products shall be sold in containers clearly and conspicuously labeled, in a font size at least as large as the largest other font size used on the package, as containing “marijuana”, or a “marijuana-infused product”. A violation of this subsection shall subject the violator to department sanctions, including an administrative penalty.

6. No individual shall serve as the primary caregiver for more than three qualifying patients.

7. No qualifying patient shall consume marijuana for medical use in a public place. Violation of this subsection shall be subject to the penalty in section 579.015.

8. No person shall extract resins from marijuana using dangerous materials or combustible gasses without a medical marijuana-infused products manufacturing facility license. Violation of this prohibition shall subject the violator to department sanctions, including an administrative penalty and, if applicable, loss of their identification card or license for up to one year.

9. All qualifying patient cultivation shall take place in an enclosed, locked facility that is equipped with security devices that permit access only by the qualifying patient or by such patient’s primary caregiver. Two qualifying patients, who both hold valid qualifying patient cultivation identification cards, may share one enclosed and locked facility. No more than twelve patient or primary caregiver-cultivated flowering marijuana plants may be cultivated in a single enclosed and locked facility,

except when a primary caregiver also holds a qualifying patient cultivation identification card, in which case no more than eighteen flowering marijuana plants may be cultivated in a single enclosed and locked facility.

10. No medical marijuana cultivation facility, medical marijuana dispensary facility, medical marijuana-infused products manufacturing facility, medical marijuana testing facility, or entity with a transportation certification shall assign, sell, give, lease, sublicense, or otherwise transfer its license or certificate to any other entity without the express consent of the department, not to be unreasonably withheld.

11. Unless allowed by the local government, no new medical marijuana cultivation facility, medical marijuana testing facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall be initially sited within one thousand feet of any then-existing elementary or secondary school, child day care center, or church. No local government shall prohibit medical marijuana cultivation facilities, medical marijuana testing facilities, medical marijuana dispensary facilities, medical marijuana-infused products manufacturing facilities, or entities with a transportation certification, either expressly or through the enactment of ordinances or regulations that make their operation unduly burdensome in the jurisdiction. However, local governments may enact ordinances or regulations not in conflict with sections 195.548 to 195.570, or with regulations enacted under said sections, governing the time, place, and manner of such facilities in the locality. A local government may establish civil penalties for violation of an ordinance or regulations governing the time, place, manner of operation of a medical marijuana cultivation facility, medical marijuana testing facility, medical marijuana dispensary facility, medical marijuana-infused products manufacturing facility, or entity holding a transportation certification that may operate in such locality.

12. Unless superseded by federal law, a physician shall not certify a qualifying condition for a patient by any means other than providing a physician certification for the patient, whether handwritten, electronic, or in another commonly used format. A qualifying patient shall obtain a new physician certification at least annually.

13. A physician shall not issue a certification for the medical use of marijuana for a nonemancipated qualifying patient under the age of eighteen without the written consent of the qualifying patient's parent or legal guardian. The department shall not issue a qualifying patient identification card on behalf of a nonemancipated qualifying patient under the age of eighteen without the written consent of the qualifying patient's parent or legal guardian. Such card shall be issued to one of the parents or legal guardians and not directly to the patient. Only a parent or legal guardian may serve as a primary caregiver for a nonemancipated qualifying patient under the age of eighteen. Only the qualifying patient's parent or guardian shall purchase or possess medical marijuana for a nonemancipated qualifying patient under the age of eighteen. A parent or guardian shall supervise the administration of medical marijuana to a nonemancipated qualifying patient under the age of eighteen.

14. Nothing in sections 195.548 to 195.570 shall be construed as mandating health insurance coverage of medical marijuana for qualifying patient use.

15. Real and personal property used in the cultivation, manufacture, transport, testing,

distribution, sale, and administration of marijuana for medical use or for activities otherwise in compliance with sections 195.548 to 195.570 shall not be subject to asset forfeiture solely because of that use.”; and

Further amend the title and enacting clause accordingly.

Senator Holsman moved that the above amendment be adopted.

Senator Onder raised the point of order that **SA 1** is out of order as it goes beyond the scope of the original bill. The point of order was referred to the President Pro Tem who ruled it well taken.

Senator Sater moved that **SS** for **SCS** for **SB 826**, be adopted, which motion prevailed.

On motion of Senator Sater, **SS** for **SCS** for **SB 826** was declared perfected and ordered printed.

Senator Cierpiot moved that **SB 625** be taken up for perfection, which motion prevailed.

On motion of Senator Cierpiot, **SB 625** was declared perfected and ordered printed.

Senator Brown moved that **SB 818** be taken up for perfection, which motion prevailed.

On motion of Senator Brown, **SB 818** was declared and ordered printed.

Senator Schatz moved that **SB 599** be taken up for perfection, which motion prevailed.

President Pro Tem Richard assumed the Chair.

At the request of Senator Schatz, **SB 599** was placed on the Informal Calendar.

SB 555 and **SB 609**, with **SCS**, were placed on the Informal Calendar.

Senator Rowden moved that **SB 912**, with **SCS**, be taken up for perfection, which motion prevailed.

At the request of Senator Rowden, **SB 912**, with **SCS** was placed on the Informal Calendar.

Senator Hoskins moved that **SB 608** be taken up for perfection, which motion prevailed.

Senator Hoskins offered **SS** for **SB 608**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 608

An Act to repeal section 537.349, RSMo, and to enact in lieu thereof three new sections relating to civil liability due to criminal conduct.

Senator Hoskins moved that **SS** for **SB 608** be adopted, which motion prevailed.

On motion of Senator Hoskins, **SS** for **SB 608** was declared perfected and ordered printed.

Senator Rowden moved that **SB 912**, with **SCS**, be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SCS for **SB 912**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Was taken up.

Senator Rowden moved that **SCS** for **SB 912** be adopted.

Senator Rowden offered **SS** for **SCS** for **SB 912**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Senator Rowden moved that **SS** for **SCS** for **SB 912** be adopted.

At the request of Senator Rowden, **SS** for **SCS** for **SB 912** was withdrawn.

Senator Rowden offered **SS No. 2** for **SCS** for **SB 912**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Senator Rowden moved that **SS No. 2** for **SCS** for **SB 912** be adopted.

Senator Schaaf offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 912, Page 1, Section 173.1003, by removing said section from the bill.

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

Senator Rowden raised the point order that **SA 1** is out of order as it is dilatory. The point of order was referred to the President Pro Tem.

At the request of Senator Schaaf, **SA 1** was withdrawn, rendering the point of order moot.

Senator Schaaf offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 912, Page 5, Section 173.1003, Lines 10-11, by striking all of said lines from the bill.

Senator Schaaf moved that the above amendment be adopted.

President Parson assumed the Chair.

At the request of Senator Rowden, **SS No. 2** for **SCS** for **SB 912** was withdrawn rendering **SA 2** moot.

Senator Rowden offered **SS No. 3** for **SCS** for **SB 912**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof one new section relating to tuition at public higher education institutions.

Senator Rowden moved that **SS No. 3** for **SCS** for **SB 912** be adopted.

At the request of Senator Rowden **SB 912**, with **SCS** and **SS No. 3** for **SCS** (pending), was placed on the Informal Calendar.

At the request of Senator Kehoe, **SB 907**, with **SCS** was placed on the Informal Calendar.

Senator Wallingford moved that **SB 574**, with **SCS**, be taken up for perfection, which motion prevailed.
SCS for **SB 574**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 574

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

Was taken up.

Senator Wallingford moved that **SCS** for **SB 574** be adopted, which motion prevailed.

On motion of Senator Wallingford, **SCS** for **SB 574** was declared perfected and ordered printed.

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 passed **HB 1247**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to diabetes awareness month.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1349**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Missouri sliced bread day.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1355**, entitled:

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to retired peace officers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1375**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to posttraumatic stress awareness day in Missouri.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1481**, entitled:

An Act to repeal section 382.278, RSMo, relating to certain exemptions for insurance holding companies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1552**, entitled:

An Act to amend chapter 374, RSMo, by adding thereto one new section relating to professional licensure applications.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1351**, entitled:

An Act to repeal sections 210.845, 452.370, 452.747, and 454.500, RSMo, and to enact in lieu thereof four new sections relating to filing a responsive pleading in certain family law proceedings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 **HB 1597**, entitled:

An Act to repeal section 194.119, RSMo, and to enact in lieu thereof one new section relating to the disposition of human remains.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1660**, entitled:

An Act to repeal sections 162.1115 and 178.550, RSMo, and to enact in lieu thereof three new sections relating to career and technical education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 **HB 1663**, entitled:

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to the establishment of developmental guidance and counseling programs in schools.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1675**, entitled:

An Act to repeal section 162.064, RSMo, and to enact in lieu thereof one new section relating to school bus driver medical endorsements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1676**, entitled:

An Act to repeal section 302.272, RSMo, and to enact in lieu thereof one new section relating to school bus driver qualifications.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1905**, entitled:

An Act to amend chapter 305, RSMo, by adding thereto six new sections relating to abandoned aircraft.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 **SS** for **SB 608**; **SS** for **SCS** for **SB 826**; **SB 625**; and **SB 818**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SS** for **SB 597** and **SB 818** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 1390, regarding Corrections Officer I Stephen Arens, Martinsburg, which was adopted.

Senator Riddle offered Senate Resolution No. 1391, regarding Corrections Officer I Matthew King, Fulton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1392, regarding Robert "Bob" Kelly, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1393, regarding Terry Eaton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1394, regarding the Sixtieth Wedding Anniversary of Robert and Donella Jobst, Pickering, which was adopted.

Senator Hegeman offered Senate Resolution No. 1395, regarding the Fiftieth Wedding Anniversary of Jerry and Esther Coffelt, Ravenwood, which was adopted.

Senator Hegeman offered Senate Resolution No. 1396, regarding the Fiftieth Wedding Anniversary of Raymond and Debbi Schmitz, Ravenwood, which was adopted.

Senator Hegeman offered Senate Resolution No. 1397, regarding the Fiftieth Wedding Anniversary of Wayne and Diane Miller, Savannah, which was adopted.

Senator Kehoe offered Senate Resolution No. 1398, regarding Ronald Mantia, St. Louis, which was adopted.

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Coaches Brian Ash, J. R. Simmons, Kyle Lasley, Jim Womack and Brett Skinner; Managers Ben Stockman and Remy Hanrahan; and players Grant Wood, Jacob Weirich, Gunnar See, Hayden Hirschvogel, Kade Franks, Brandon Williams, Gaven Strobel, Cole Ahrens, Reece Neighbors, Cade Galbraith, Tyler Bise, Michael Skinner, Payton Bodestab, Mason Hansen, Nolan Binkley, Chad Volmert, Joseph Travis, Ryan Sturm, Landon Dunlap, Justin Wood, Jack Shinkle, Tucker Schwartz and Blake Terry, members of the 2017 Class 5 State Champion Jefferson City Jays baseball team.

Senator Romine introduced to the Senate, Jason Saylor, Alexander Milosevich, Josh Reynolds, Wyatt Saylor, Bethany Loveless, Matthew Loveless, Jacob Reynolds, Jonathan Loveless, Mike Millikan and Joshua Barrett, Bloomsdale.

Senator Koenig introduced to the Senate, the Physician of the Day, Steven M. Shields, M.C. FACS, Chesterfield.

Senator Brown introduced to the Senate, representatives of the Camden County Leadership Class, Camdenton.

Senator Schaaf introduced to the Senate, Marsha and Jim Conant, St. Joseph; and representatives of the Missouri State Medical Association Alliance.

Senator Hegeman introduced to the Senate, his daughter, Heidi, and representatives of Nurse Advocacy Day.

Senator Cierpiot introduced to the Senate, President Dr. Kirk Nooks, Dr. Diana McElroy, Lasha Sanders and thirteen students from Metropolitan Community College, Longview.

Senator Onder introduced to the Senate, Jessica Kruse and Paul Gantner, representatives of the Missouri Chapter National Academy of Elder Law Attorneys.

Senator Schaaf introduced to the Senate, his daughter, Renee, and Matt Adler, Chicago.

Senator Eigel introduced to the Senate, Executive Director Mark Hollander, Molly Dempsey and representatives of Vision St. Charles.

On motion of Senator Kehoe, the Senate adjourned under the rules.

SENATE CALENDAR

TWENTY-NINTH DAY—THURSDAY, FEBRUARY 22, 2018

FORMAL CALENDAR**SECOND READING OF SENATE BILLS**

SB 1003-Wasson, et al
SB 1004-Schupp
SB 1005-Sifton
SB 1006-Cunningham
SB 1007-Kehoe
SB 1008-Riddle
SB 1009-Rowden
SB 1010-Rowden
SB 1011-Crawford

SB 1012-Sater
SB 1013-Hoskins
SB 1014-Schupp
SB 1015-Wieland
SB 1016-Wieland
SB 1017-Wieland
SB 1018-Hegeman
SB 1019-Eigel
SB 1020-Crawford

HOUSE BILLS ON SECOND READING

HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans

HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)
HB 1247-Pike
HB 1349-Black
HB 1355-Phillips
HB 1375-Ruth
HB 1481-Wiemann
HB 1552-Neely
HB 1351-Beard
HCS for HB 1597
HB 1660-Swan
HCS for HB 1663
HB 1675-Redmon
HB 1676-Redmon
HB 1905-Walker (3)

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)
SS for SB 699-Sifton (In Fiscal Oversight)
SS for SB 597-Riddle (In Fiscal Oversight)
SS for SB 608-Hoskins

SS for SCS for SB 826-Sater
SB 625-Cierpiot
SB 818-Brown (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 591-Hegeman, with SCS

2. SB 644-Cunningham, with SCS

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| 3. SB 832-Rowden, with SCS | 20. SB 860-Koenig, with SCS |
| 4. SB 786-Schupp | 21. SB 592-Hegeman, with SCS |
| 5. SB 918-Munzlinger, with SCS | 22. SB 774-Munzlinger |
| 6. SB 787-Curls, with SCS | 23. SB 752-Schatz, with SCS |
| 7. SB 951-Crawford | 24. SB 861-Hegeman, with SCS |
| 8. SBs 632 & 675-Dixon, with SCS | 25. SB 596-Riddle, with SCS |
| 9. SB 806-Crawford | 26. SB 849-Kehoe and Schupp, with SCS |
| 10. SB 882-Hoskins | 27. SBs 617, 611 & 667-Eigel, with SCS |
| 11. SB 681-Hummel | 28. SB 674-Koenig |
| 12. SB 695-Wallingford | 29. SB 767-Hoskins, with SCS |
| 13. SBs 603, 576 & 898-Onder, with SCS | 30. SB 881-Eigel |
| 14. SB 813-Riddle, with SCS | 31. SB 840-Rowden |
| 15. SB 793-Wallingford | 32. SB 660-Riddle |
| 16. SB 727-Emery | 33. SB 892-Walsh, with SCS |
| 17. SB 848-Riddle | 34. SB 757-Schatz |
| 18. SB 600-Schatz, with SCS | 35. SB 909-Dixon |
| 19. SB 769-Cunningham, with SCS | 36. SB 871-Romine |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 546-Munzlinger, with SS & SA 1 (pending) | SB 599-Schatz |
| SB 547-Munzlinger, with SCS | SB 602-Onder, with SCS |
| SB 550-Wasson, with SCS | SB 612-Koenig, with SCS, SS for SCS &
SA 2 (pending) |
| SB 552-Dixon, with SS (pending) | SB 663-Schatz, with SCS (pending) |
| SBs 555 & 609-Brown, with SCS | SB 705-Riddle |
| SB 561-Sater, with SA 1 (pending) | SB 730-Wallingford, with SCS & SA 1 (pending) |
| SB 567-Cunningham, with SCS, SS for SCS,
SA 1 & SA 1 to SA 1 (pending) | SB 751-Schatz |
| SB 590-Hegeman, with SCS, SS for SCS,
SA 1, SSA 1 for SA 1 & SA 1 to SSA 1
for SA 1 (pending) | SB 907-Kehoe, with SCS |
| SB 598-Riddle, with SCS | SB 912-Rowden, with SCS & SS#3 for SCS
(pending) |

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson

SBs 946 & 947-Dixon, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

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