

Journal of the Senate

FIRST REGULAR SESSION

TWENTY-SEVENTH DAY—MONDAY, MARCH 1, 2021

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

“God saw everything that he had made and indeed it was good.” (Genesis 1:31a)

As we drove to the Capital this day and we saw the results of the snow and rain and saw the earth preparing for the new birth of spring, indeed it was good and we rejoice in waiting for the time of rebirth. We give thanks for everything that lives and breathes and we know it is sacred to You. You have given life to all and we know we must make the right choices that lead to opportunities for everything and everybody in our state for we know You have created us and we must learn to truly be a part of making good things happen. 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 for Thursday, February 25, 2021, was read and approved.

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

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O’Laughlin
Onder	Razer	Rehder	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Washington offered Senate Resolution No. 123, regarding the death of Carol Coe, which was adopted.

Senator Washington offered Senate Resolution No. 124, regarding the death of Garnett B. Wilson, which was adopted.

Senator Bean offered Senate Resolution No. 125, regarding Matthew Poole, which was adopted.

Senator Rehder offered Senate Resolution No. 126, regarding Broadway Street, Cape Girardeau, which was adopted.

Senator Riddle offered Senate Resolution No. 127, regarding the Sixtieth Wedding Anniversary of Roger and Jeannette Briggs, Troy, which was adopted.

CONCURRENT RESOLUTIONS

Senator Moon offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 13

Relating to public health authority.

Whereas, Article I, Section 1 of the Missouri Constitution states "That all political power vested in and derived from the people; that all government of right originates from the people, is founded upon their will only, and is instituted solely for the good of the whole."; and

Whereas, Article I, Section 31 of the Missouri Constitution states "That no law shall delegate to any commission, bureau, board or other administrative agency authority to make any rule fixing a fine or imprisonment as punishment for its violation."; and

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, First Regular Session, the House of Representatives concurring therein, hereby declare that no local health department, including the St. Louis County Department of Public Health, has any authority to fine or imprison or threaten to fine or imprison individuals or businesses that do not comply to any local health department orders, rules, guidelines, or regulations, including revoking or threatening to revoke business licenses or liquor licenses as a fine or punishment for non-compliance with orders, rules, guidelines or regulations; and

Be It Further Resolved that any state or local health department, including the St. Louis County Department of Public Health, shall send their concerns regarding such matters to the legislative body of Missouri, the General Assembly, to consider the proper legislation that may need to be addressed regarding the local health departments' concerns; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Director of the Department of Health and Senior Services; and

Be It Further Resolved that notice shall be distributed by the Director of the Department to local health departments via an email educating them on their lack of authority in these areas, along with a copy of this resolution; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

Senator Moon offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 14

Whereas, in the American system, sovereignty is defined as "final authority", and the people, not government, are the sovereign; and

Whereas, the people of the great State of Missouri are not united with the people of the other forty-nine states that comprise the United States of America on a principle of unlimited submission to their federal government; and

Whereas, the Constitution of the United States clearly establishes that all power not delegated by the people to government is retained by the people and the States; and

Whereas, the people of the several States comprising the United States of America created the federal government to be their agent for those purposes specifically enumerated in the Constitution; and

Whereas, the Tenth Amendment to the Constitution of the United States explicitly declares: "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people"; and

Whereas, the Tenth Amendment thus affirms that the total scope of federal power is only that which is specifically delegated by the people to the federal government in the Constitution of the United States and can go no further than what is necessary and proper to carry into execution those specifically enumerated powers; every non-enumerated power is deliberately left to State governments or the people themselves; and

Whereas, powers, too numerous to list in this resolution, have been exercised, past and present, by federal administrations, under the leadership of both Democrats and Republicans, to transgress the lines drawn by the Constitution of the United States; and

Whereas, when powers that have not been delegated to the federal government are assumed and exercised over the States and their people, as the Declaration of Independence affirms, “it is their right, it is their duty, to throw off such government” usurpation and infringement into those areas, lest the people of this State be placed under the dominion and control of those who wrongly have usurped those rights; and

Whereas, numerous opinions delivered by the Supreme Court of the United States have been wrongly deemed the supreme law of the land when no actual law was passed by the only authority that is constitutionally authorized to make law: the United States Congress; and

Whereas, the President of the United States has issued Executive Orders reaching outside the constitutionally-specified limits of the jurisdiction of the Executive Branch of government and these orders have also been wrongly interpreted and enforced as the supreme law of the land:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, First Regular Session, the House of Representatives concurring therein, hereby affirm the sovereignty of the people of the State of Missouri in those areas protected by the Tenth Amendment to the Constitution of the United States; and

Be It Further Resolved that this Resolution shall serve as a notice to the federal government to cease and desist activities outside the scope of its constitutionally-delegated powers; and

Be It Further Resolved that there is hereby created the “Joint Committee on the Review of Federal Overreach”, which shall have as its charge to identify specific federal laws and regulations outside the scope of the powers delegated by the people to the federal government in the Constitution of the United States and that thus infringe on the proper powers of the State; and

Be It Further Resolved that the Joint Committee shall be composed of five members of the Senate, with no more than three members of one party, and five members of the House of Representatives, with no more than three members of one party. The Senate members of the Joint Committee shall be appointed by the President Pro Tempore of the Senate and the House members by the Speaker of the House of Representatives. The Joint Committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the Senate and one a member of the House of Representatives. A majority of the members shall constitute a quorum. Meetings of the Joint Committee may be called at such time and place as the chairperson or co-chairpersons designate; and

Be It Further Resolved that the Joint Committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The Joint Committee may make reasonable requests for staff assistance from the research and appropriations staffs of the House and Senate, but is not authorized to hire additional staff; and

Be It Further Resolved that the Joint Committee may prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the General Assembly by December 31, 2021, at which time the Joint Committee shall be dissolved; and

Be It Further Resolved that members of the Joint Committee and any staff personnel assigned to the Joint Committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the Joint Committee; and

Be It Further Resolved that the actual expenses of the Joint Committee, its members, and any staff assigned to the Joint Committee incurred by the Joint Committee shall be paid by the Joint Contingent Fund; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, each member of the Missouri Congressional delegation, and the presiding officer of each of the legislative houses in the several states.

Senator Bernskoetter offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 15

Relating to Scoliosis Awareness Month in Missouri.

Whereas, increasing public awareness of scoliosis will help children, parents, adults, and health care providers understand, recognize, and treat the complexities of spinal deformities such as scoliosis; and

Whereas, scoliosis, an abnormal curvature of the spine with no known cause, is a condition that affects 2-3% of the population, or an estimated 7 million people in the United States, without regard to gender, race, age, or economic status; and

Whereas, an estimated one million scoliosis patients utilize health care yearly, and approximately one of every six children who are diagnosed with this condition eventually being required to receive active medical treatment; and

Whereas, the primary age of onset scoliosis is between ten and fifteen with females being five times more likely to require treatment; and

Whereas, screening programs allow for early detection and for treatment opportunities which may alleviate the worst effects of the condition:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, First Regular Session, the House of Representatives concurring therein, hereby designate June as "Scoliosis Awareness Month" in Missouri to increase public awareness of the spinal condition of scoliosis and to recognize the need for research to reduce the pain and suffering it causes; and

Be It Further Resolved that the Department of Health and Senior Services shall take appropriate action to promote Scoliosis Awareness Month, including adopting appropriate programs and initiatives to raise public awareness of scoliosis and the importance of early screening; and

Be It Further Resolved that the Secretary of the Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 571—By Schatz.

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to implementation of federal law in this state, with an effective date.

SB 572—By Schatz.

An Act to repeal section 67.1471, RSMo, and to enact in lieu thereof one new section relating to the department of economic development.

SB 573—By Schatz.

An Act to repeal section 319.015, RSMo, and to enact in lieu thereof two new sections relating to the underground damage prevention review board, with penalty provisions.

SB 574—By Gannon.

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to food delivery, with an effective date.

SB 575—By Bean.

An Act to repeal section 208.018, RSMo, and to enact in lieu thereof one new section relating to farmers' markets.

SB 576—By Mosley.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to ethics.

SB 577—By Riddle.

An Act to authorize the conveyance of certain state property.

SB 578—By Riddle.

An Act to repeal section 30.750, RSMo, and to enact in lieu thereof six new sections relating to economic development.

SB 579—By Rehder.

An Act to repeal section 136.055, RSMo, and to enact in lieu thereof one new section relating to fee office contracts awarded by the department of revenue.

SB 580—By Rehder.

An Act to repeal section 32.300, RSMo, and to enact in lieu thereof one new section relating to remote systems for the performance of transportation functions by the department of revenue.

SB 581—By Eslinger.

An Act to repeal sections 287.610, 287.615, and 287.812, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation.

SB 582—By Eslinger.

An Act to amend chapter 178, RSMo, by adding thereto one new section relating to sheltered workshops.

SB 583—By Eslinger.

An Act to repeal sections 162.261, 162.281, 162.291, 162.471, 162.481, and 162.491, RSMo, and to enact in lieu thereof six new sections relating to school district subdistricts.

SB 584—By Eslinger.

An Act to repeal sections 334.104 and 335.175, RSMo, and to enact in lieu thereof two new sections relating to collaborative practice arrangements between physicians and advanced practice registered nurses.

SB 585—By Eslinger.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to funding allocations for institutions of higher education.

SB 586—By Brattin.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 587—By Brattin.

An Act to repeal sections 115.151, 115.160, and 115.960, RSMo, and to enact in lieu thereof three new sections relating to voter registration.

SB 588—By Brattin.

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to implementation of federal law in this state, with an effective date.

SB 589—By Brattin.

An Act to repeal sections 9.010 and 9.020, RSMo, and to enact in lieu thereof two new sections relating to state holidays.

SB 590—By Brattin.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to elementary and secondary school buses.

SB 591—By Roberts.

An Act to repeal section 435.014, RSMo, and to enact in lieu thereof five new sections relating to alternative dispute resolution.

SB 592—By Roberts.

An Act to repeal sections 67.990 and 67.993, RSMo, and to enact in lieu thereof two new sections relating to the senior citizens' services fund.

SB 593—By Roberts.

An Act to repeal sections 559.016 and 559.600, RSMo, and to enact in lieu thereof two new sections relating to probation.

SB 594—By Moon.

An Act to repeal section 415.415, RSMo, and to enact in lieu thereof one new section relating to self-storage.

SB 595—By Moon.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to a cause of action against a public body for economic damages.

SB 596—By Moon.

An Act to repeal section 542.296, RSMo, and to enact in lieu thereof one new section relating to searches and seizures by law enforcement officers.

SB 597—By Moon.

An Act to repeal section 143.011, RSMo, and to enact in lieu thereof one new section relating to income taxes.

SB 598—By O'Laughlin.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to retirement benefits from public employee retirement systems.

SB 599—By O'Laughlin.

An Act to authorize the conveyance of property owned by the state in the City of Kirksville, Adair County, Missouri.

SB 600—By O'Laughlin.

An Act to authorize the conveyance of property owned by the state in Pike County to the state highways and transportation commission.

SB 601—By O’Laughlin.

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

SB 602—By O’Laughlin.

An Act to repeal section 105.465, RSMo, and to enact in lieu thereof one new section relating to the requirement to dissolve a candidate committee.

SB 603—By Koenig.

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to abortion.

SB 604—By Koenig.

An Act to repeal section 92.111, RSMo, and to enact in lieu thereof one new section relating to earnings tax.

SB 605—By Koenig.

An Act to amend chapter 29, RSMo, by adding thereto one new section relating to reports issued by the state auditor regarding certain loan and credit programs.

SB 606—By Burlison.

An Act to repeal section 226.541, RSMo, and to enact in lieu thereof one new section relating to outdoor advertising.

SB 607—By Williams.

An Act to repeal section 208.146, RSMo, and to enact in lieu thereof one new section relating to the ticket to work health assurance program.

SB 608—By Razer.

An Act to repeal sections 169.141 and 169.715, RSMo, and to enact in lieu thereof two new sections relating to retirement benefits for certain public school employees.

SB 609—By Razer.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to school bus transportation safety.

SB 610—By May.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Pioneering Black Women’s Day.

SB 611—By May.

An Act to repeal section 392.611, RSMo, and to enact in lieu thereof one new section relating to the regulation of internet protocol-enabled services.

SB 612—By May.

An Act to repeal section 82.390, RSMo, and to enact in lieu thereof one new section relating to the license collector of St. Louis City.

SB 613—By Crawford.

An Act to repeal section 376.1235, RSMo, and to enact in lieu thereof two new sections relating to insurance coverage for health services.

SB 614—By Crawford.

An Act to amend chapter 455, RSMo, by adding thereto one new section relating to electronic monitoring service providers.

SB 615—By Eigel.

An Act to repeal section 143.021, RSMo, and to enact in lieu thereof one new section relating to income taxes.

SB 616—By Eigel.

An Act to amend chapter 566, RSMo, by adding thereto one new section relating to the offense of sexual exploitation by a clergyman, with a penalty provision.

SB 617—By Eigel.

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet.

SB 618—By Bernskoetter.

An Act to repeal section 104.160, RSMo, and to enact in lieu thereof one new section relating to the board of trustees of the Missouri department of transportation and highway patrol employees' retirement system.

SB 619—By Bernskoetter.

An Act to repeal section 575.205, RSMo, and to enact in lieu thereof one new section relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

SB 620—By Bernskoetter.

An Act to amend chapter 550, RSMo, by adding thereto one new section relating to change of venue costs for capital cases.

SB 621—By Bernskoetter.

An Act to repeal section 494.455, RSMo, and to enact in lieu thereof one new section relating to the compensation of jurors.

SB 622—By Bernskoetter.

An Act to repeal section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first

regular session, and to enact in lieu thereof one new section relating to employment security.

SB 623—By Hough.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit to offset certain utility taxes.

SB 624—By Hough.

An Act to amend chapter 334, RSMo, by adding thereto eight new sections relating to health care.

SB 625—By Hough.

An Act to repeal section 144.027, RSMo, and to enact in lieu thereof one new section relating to sales tax credit for the replacement of certain vehicles.

SB 626—By Hough.

An Act to repeal section 144.027, RSMo, and to enact in lieu thereof one new section relating to vehicle sales tax.

SB 627—By Hough.

An Act to repeal section 143.011, RSMo, and to enact in lieu thereof one new section relating to income taxes.

SB 628—By Brattin.

An Act to repeal section 55.160, RSMo, and to enact in lieu thereof one new section relating to county auditors.

SB 629—By Hoskins.

An Act to repeal sections 143.121 and 143.124, RSMo, and to enact in lieu thereof two new sections relating to a tax deduction for certain military retirement benefits.

SB 630—By Hoskins.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to liability for removing a domestic animal from a motor vehicle.

SJR 29—By Burlison.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 51 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to voter approval of constitutional amendments proposed by initiative petition.

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 **HCS** for **HB 527**, entitled:

An Act to repeal sections 393.170 and 523.262, RSMo, and to enact in lieu thereof two new sections relating to eminent domain for certain utilities.

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 349**, entitled:

An Act to amend chapters 135 and 166, RSMo, by adding thereto ten new sections relating to educational scholarships, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SENATE BILLS FOR PERFECTION

Senator O'Laughlin moved that **SB 55**, **SB 23** and **SB 25**, with **SCS**, **SS No. 2** for **SCS**, as amended, be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Having voted on the prevailing side, Senator Rowden moved that the vote by which the adoption of **SS No. 2** for **SCS** for **SBs 55**, **23** and **25**, as amended, be reconsidered, which motion prevailed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Burlison	Cierpiot	Crawford	Eigel
Eslinger	Hegeman	Hoskins	Koenig	Luetkemeyer	Moon	O'Laughlin
Onder	Rehder	Riddle	Rowden	Schatz	White	Wieland—21

NAYS—Senators

Arthur	Beck	Brown	Gannon	Hough	May	Mosley
Razer	Rizzo	Roberts	Schupp	Washington	Williams—13	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

At the request of Senator O'Laughlin, **SB 55**, **SB 23** and **SB 25**, with **SCS**, **SS No. 2** for **SCS**, as amended, was placed on the Informal Calendar.

Senator Koenig requested unanimous consent of the Senate to correct the Committee on Ways and Means report on **SB 153**, by submitting a corrected report, which request was granted.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 153** and **SB 97**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hough moved that **SB 123** be taken up for perfection, which motion prevailed.

Senator Hough offered **SS** for **SB 123**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 123

An Act to repeal section 32.087, RSMo, and to enact in lieu thereof one new section relating to local sales taxes.

Senator Hough moved that **SS** for **SB 123** be adopted.

Senator Hough offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 123, Page 3, Section 32.087, Line 67, by inserting immediately after the word “imposed” the following: “**and retained**”; and further amend line 70, by inserting immediately after the word “imposed” the following: “**and retained**”; and further amend line 73, by inserting immediately after the word “imposed” the following: “**and retained**”.

Senator Hough moved that the above amendment be adopted, which motion prevailed.

Senator Crawford offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 123, Page 1, In the Title, Line 3, by striking “local sales taxes”; and inserting in lieu thereof the following: “sales taxes, with an emergency clause for a certain section and an effective date for certain sections”; and

Further amend said bill, page 13, Section 32.087, line 415, by inserting after all of said line the following:

“32.310. 1. The department of revenue shall create and maintain a mapping feature on its official public website that displays sales **and use** tax information of political subdivisions of this state that have taxing authority, including the current tax rate for each sales **and use** tax imposed and collected. Such display shall have the option to showcase the borders and jurisdiction of the following political subdivisions on a map of the state to the extent that such political subdivisions collect sales **and use** tax:

- (1) Ambulance districts;
- (2) Community improvement districts;
- (3) Fire protection districts;
- (4) Levee districts;
- (5) Library districts;
- (6) Neighborhood improvement districts;
- (7) Port authority districts;
- (8) Tax increment financing districts;
- (9) Transportation development districts;
- (10) School districts; or

(11) Any other political subdivision that imposes a sales **or use** tax within its borders and jurisdiction.

2. The mapping feature shall also have the option to superimpose state house of representative districts and state senate districts over the political subdivisions.

3. A political subdivision collecting sales **or use** tax listed in subsection 1 of this section shall provide to the department of revenue mapping and geographic data pertaining to the political subdivision's borders and jurisdictions. The political subdivision shall certify the accuracy of the data by affidavit and shall provide the data in a format specified by the department of revenue. Such data **relating to sales taxes** shall be sent to the department of revenue by April 1, 2019, and shall be updated and sent to the department if a change in the political subdivision's borders or jurisdiction occurs thereafter. **Such data relating to use taxes shall be sent to the department of revenue by January 1, 2022. If a political subdivision fails to provide the information required under this subsection, the department of revenue shall use the last known sales or use tax rate for such political subdivision.**

4. The department of revenue may contract with another entity to build and maintain the mapping feature.

5. By July 1, 2019, the department shall implement the mapping feature using the **sales tax** data provided to it under subsection 3 of this section. **By August 28, 2022, the department shall implement the mapping feature using use tax data provided to it under subsection 3 of this section.**

6. If the boundaries of a political subdivision listed in subsection 1 of this section in which a sales or use tax has been imposed shall thereafter be changed or altered, the political subdivision shall forward to the director of revenue by United States registered mail or certified mail a certified copy of the ordinance adding or detaching territory from the political subdivision within ten days of adoption of the ordinance. The ordinance shall reflect the effective date of the ordinance and shall be accompanied by a map in a form to be determined by the director of revenue. Upon receipt of the ordinance and map, the tax imposed under the local sales tax law shall be effective in the added territory or abolished in the detached territory on the first day of a calendar quarter after one hundred twenty days' notice to sellers.

33.575. 1. There is hereby created in the state treasury the "Cash Operating Expense Fund", which shall consist of money as provided under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. (1) The state general revenue portion from remittances made pursuant to section 144.752 and paragraph (e) of subdivision (3) of section 144.605, with the exception of revenues collected pursuant to section 144.701 and Article IV, Sections 43(a) and 47(a) of the Missouri Constitution, shall be deposited into the cash operating expense fund.

(2) Subject to appropriation, the following moneys may be transferred into the cash operating expense fund:

(a) Any funds appropriated to the office of the governor for expenses related to emergency duties performed by the national guard when ordered out by the governor, for matching funds for federal grants and for emergency assistance as provided in section 44.032, and for expenses of any state

agency responding during a declared emergency at the direction of the governor, provided the services furnish immediate aid and relief, that were unexpended at the end of the fiscal year; and

(b) Any funds appropriated to the cash operating expense fund by the general assembly or otherwise credited to the fund.

3. In any fiscal year in which actual revenues are less than the revenue estimates upon which appropriations were based or in which there is a budget need due to a natural disaster, as proclaimed by the governor to be an emergency, the governor may, subject to appropriation, transfer from the fund to the general revenue fund such moneys as are necessary to make up all or part of the deficit between the actual revenues and the revenue estimates or to meet the needs of the emergency caused by the natural disaster, as the case may be.

4. When the balance in the fund at the close of any fiscal year exceeds two and one-half percent of net general revenue collections for the previous fiscal year, the excess balance shall be transferred, subject to appropriation, as follows:

(1) Fifty percent of the excess balance shall be transferred to the credit of the state road fund established pursuant to Article IV, Section 30(b) of the Missouri Constitution, for the purposes of funding the governor's transportation cost-share program; and

(2) Fifty percent of the excess balance shall be transferred to the credit of the debt retirement fund for the purpose of retiring state debt.

5. There is hereby created in the state treasury the "Debt Retirement Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Subject to appropriation, moneys in the fund shall be used for the retirement of debt related to bonds issued by or on behalf of the state and for which the office of administration is required to file annual continuing disclosure reports on the electronic municipal market access website, or its successor.

6. For the purposes of this section, "net general revenue collections" means all revenue deposited into the general revenue fund less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund.

144.140. 1. From every remittance to the director of revenue made on or before the date when the same becomes due, the person required to remit the same shall be entitled to deduct and retain an amount equal to two percent thereof.

2. The director shall provide a monetary allowance from the taxes collected to a certified service provider under the terms of the contract signed with the certified service provider, provided that such allowance shall be funded entirely from money collected by the certified service provider.

3. Any certified service provider receiving an allowance under subsection 2 of this section shall not be entitled to simultaneously deduct the allowance provided for under subsection 1 of this section.

4. For the purposes of the section, "certified service provider" shall mean an agent certified by the

department of revenue to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

144.605. The following words and phrases as used in sections 144.600 to 144.745 mean and include:

(1) "Calendar quarter", the period of three consecutive calendar months ending on March thirty-first, June thirtieth, September thirtieth or December thirty-first;

(2) "Certified service provider" or "CSP", an agent certified by the department of revenue to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases;

[(2)] **(3) "Engages in business activities within this state" includes:**

(a) Maintaining or having a franchisee or licensee operating under the seller's trade name in this state if the franchisee or licensee is required to collect sales tax pursuant to sections 144.010 to 144.525;

(b) Soliciting sales or taking orders by sales agents or traveling representatives;

(c) A vendor is presumed to engage in business activities within this state if any person, other than a common carrier acting in its capacity as such, that has substantial nexus with this state:

a. Sells a similar line of products as the vendor and does so under the same or a similar business name;

b. Maintains an office, distribution facility, warehouse, or storage place, or similar place of business in the state to facilitate the delivery of property or services sold by the vendor to the vendor's customers;

c. Delivers, installs, assembles, or performs maintenance services for the vendor's customers within the state;

d. Facilitates the vendor's delivery of property to customers in the state by allowing the vendor's customers to pick up property sold by the vendor at an office, distribution facility, warehouse, storage place, or similar place of business maintained by the person in the state; or

e. Conducts any other activities in the state that are significantly associated with the vendor's ability to establish and maintain a market in the state for the sales;

(d) The presumption in paragraph (c) **of this subdivision** may be rebutted by demonstrating that the person's activities in the state are not significantly associated with the vendor's ability to establish or maintain a market in this state for the vendor's sales;

(e) [Notwithstanding paragraph (c), a vendor shall be presumed to engage in business activities within this state if the vendor enters into an agreement with one or more residents of this state under which the resident, for a commission or other consideration, directly or indirectly refers potential customers, whether by a link on an internet website, an in-person oral presentation, telemarketing, or otherwise, to the vendor, if the cumulative gross receipts from sales by the vendor to customers in the state who are referred to the vendor by all residents with this type of an agreement with the vendor is in excess of ten thousand dollars during the preceding twelve months;

(f) The presumption in paragraph (e) may be rebutted by submitting proof that the residents with whom the vendor has an agreement did not engage in any activity within the state that was significantly associated with the vendor's ability to establish or maintain the vendor's market in the state during the preceding twelve months. Such proof may consist of sworn written statements from all of the residents with whom the vendor has an agreement stating that they did not engage in any solicitation in the state on behalf of the

vendor during the preceding year provided that such statements were provided and obtained in good faith] **Selling tangible personal property for delivery into this state provided the seller's gross receipts from delivery of tangible personal property into this state in the previous calendar year or current calendar year exceeds one hundred thousand dollars. For the purposes of calculating a seller's gross receipts under this paragraph, following the close of each calendar quarter, a vendor shall determine whether the vendor met the requirements under this paragraph during the twelve-month period ending on the last day of the preceding calendar quarter. If the vendor met such requirements for any such twelve-month period, such vendor shall collect and remit the tax as provided under section 144.635 for a period of not less than twelve months, beginning not more than three months following the close of the preceding calendar quarter, and shall continue to collect and remit the tax for as long as the vendor is engaged in business activities within this state, as provided for under this paragraph, or otherwise maintains a substantial nexus with this state;**

[(3)] (4) "Maintains a place of business in this state" includes maintaining, occupying, or using, permanently or temporarily, directly or indirectly, by whatever name called, an office, place of distribution, sales or sample room or place, warehouse or storage place, or other place of business in this state, whether owned or operated by the vendor or by any other person other than a common carrier acting in its capacity as such;

[(4)] (5) "Person", any individual, firm, copartnership, joint venture, association, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or agency, except the state transportation department, estate, trust, business trust, receiver or trustee appointed by the state or federal court, syndicate, or any other group or combination acting as a unit, and the plural as well as the singular number;

[(5)] (6) "Purchase", the acquisition of the ownership of, or title to, tangible personal property, through a sale, as defined herein, for the purpose of storage, use or consumption in this state;

[(6)] (7) "Purchaser", any person who is the recipient for a valuable consideration of any sale of tangible personal property acquired for use, storage or consumption in this state;

[(7)] (8) "Sale", any transfer, barter or exchange of the title or ownership of tangible personal property, or the right to use, store or consume the same, for a consideration paid or to be paid, and any transaction whether called leases, rentals, bailments, loans, conditional sales or otherwise, and notwithstanding that the title or possession of the property or both is retained for security. For the purpose of this law the place of delivery of the property to the purchaser, user, storer or consumer is deemed to be the place of sale, whether the delivery be by the vendor or by common carriers, private contractors, mails, express, agents, salesmen, solicitors, hawkers, representatives, consignors, peddlers, canvassers or otherwise;

[(8)] (9) "Sales price", the consideration including the charges for services, except charges incident to the extension of credit, paid or given, or contracted to be paid or given, by the purchaser to the vendor for the tangible personal property, including any services that are a part of the sale, valued in money, whether paid in money or otherwise, and any amount for which credit is given to the purchaser by the vendor, without any deduction therefrom on account of the cost of the property sold, the cost of materials used, labor or service cost, losses or any other expenses whatsoever, except that cash discounts allowed and taken on sales shall not be included and "sales price" shall not include the amount charged for property returned by customers upon rescission of the contract of sales when the entire amount charged therefor is refunded either in cash or credit or the amount charged for labor or services rendered in installing or applying the property sold, the use, storage or consumption of which is taxable pursuant to sections 144.600 to 144.745. The sales

price shall not include usual and customary delivery charges that are separately stated. In determining the amount of tax due pursuant to sections 144.600 to 144.745, any charge incident to the extension of credit shall be specifically exempted;

[(9)] (10) “Selling agent”, every person acting as a representative of a principal, when such principal is not registered with the director of revenue of the state of Missouri for the collection of the taxes imposed pursuant to sections 144.010 to 144.525 or sections 144.600 to 144.745 and who receives compensation by reason of the sale of tangible personal property of the principal, if such property is to be stored, used, or consumed in this state;

[(10)] (11) “Storage”, any keeping or retention in this state of tangible personal property purchased from a vendor, except property for sale or property that is temporarily kept or retained in this state for subsequent use outside the state;

[(11)] (12) “Tangible personal property”, all items subject to the Missouri sales tax as provided in subdivisions (1) and (3) of subsection 1 of section 144.020;

[(12)] (13) “Taxpayer”, any person remitting the tax or who should remit the tax levied by sections 144.600 to 144.745;

[(13)] (14) “Use”, the exercise of any right or power over tangible personal property incident to the ownership or control of that property, except that it does not include the temporary storage of property in this state for subsequent use outside the state, or the sale of the property in the regular course of business;

[(14)] (15) “Vendor”, every person engaged in making sales of tangible personal property by mail order, by advertising, by agent or peddling tangible personal property, soliciting or taking orders for sales of tangible personal property, for storage, use or consumption in this state, all salesmen, solicitors, hawkers, representatives, consignees, peddlers or canvassers, as agents of the dealers, distributors, consignors, supervisors, principals or employers under whom they operate or from whom they obtain the tangible personal property sold by them, and every person who maintains a place of business in this state, maintains a stock of goods in this state, or engages in business activities within this state and every person who engages in this state in the business of acting as a selling agent for persons not otherwise vendors as defined in this subdivision. Irrespective of whether they are making sales on their own behalf or on behalf of the dealers, distributors, consignors, supervisors, principals or employers, they must be regarded as vendors and the dealers, distributors, consignors, supervisors, principals or employers must be regarded as vendors for the purposes of sections 144.600 to 144.745.

144.608. 1. For the purpose of more efficiently securing the payment of and accounting for the tax collected and remitted by retailers and vendors, the department is hereby authorized:

(1) To consult, contract, and work jointly with the streamlined sales and use tax agreement’s governing board to allow sellers to use the governing board’s certified service providers and central registration system services; or

(2) To consult, contract, and work with certified service providers independently. The department is authorized to determine the method and amount of compensation to be provided to certified service providers by this state for the services of such certified service providers to certain sellers, provided that no certified service provider or seller utilizing a certified service provider shall be entitled to the deduction provided in subsection 1 of section 144.140.

2. The director of revenue shall make, promulgate, and enforce reasonable rules and regulations

for the administration and enforcement of the provisions of this chapter relating to the collection and remittance of sales and use tax by certified service providers. 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 January 1, 2023, shall be invalid and void.

144.637. 1. The director of revenue shall provide and maintain a database that describes boundary changes for all taxing jurisdictions and the effective dates of such changes for the use of vendors collecting the tax imposed under sections 144.600 to 144.745.

2. For the identification of counties and cities, codes corresponding to the rates shall be provided according to Federal Information Processing Standards (FIPS) as developed by the National Institute of Standards and Technology. For the identification of all other jurisdictions, codes corresponding to the rates shall be in a format determined by the director.

3. The director shall provide and maintain address-based boundary database records for assigning taxing jurisdictions and associated rates. The database records shall meet the requirements developed pursuant to the federal Mobile Telecommunications Sourcing Act, 4 U.S.C. Section 119(a). If a vendor is unable to determine the applicable rate and jurisdiction using an address-based database record after exercising due diligence, the vendor may apply the nine-digit zip code designation applicable to a purchase. If a nine-digit zip code designation is not available for a street address or if a vendor is unable to determine the nine-digit zip code designation applicable to a purchase after exercising due diligence to determine the designation, the vendor may apply the rate for the five-digit zip code area. For the purposes of this section, there shall be a rebuttable presumption that a vendor has exercised due diligence if the vendor has attempted to determine the tax rate and jurisdiction by utilizing software approved by the director and makes the assignment from the address and zip code information applicable to the purchase. The databases shall be in the same approved format as the database records under this section and meet the requirements developed pursuant to the federal Mobile Telecommunications Sourcing Act, 4 U.S.C. Section 119(a). If the director certifies an address-based database provided by a third party, a vendor may use such database in place of the database provided for in this subsection.

4. The electronic database provided for in subsections 1, 2, and 3 of this section shall be in downloadable format as determined by the director. The database may be directly provided by the director or provided by a third party as designated by the director. The databases shall be provided at no cost to the user of the database. The provisions of subsection 3 of this section shall not apply if the purchased product is received by the purchaser at the business location of the vendor.

5. No vendor shall be liable for reliance upon erroneous data provided by the director on tax rates, boundaries, or taxing jurisdiction assignments.

144.638. 1. The director shall provide and maintain a taxability matrix. The state's entries in the matrix shall be provided and maintained by the director in a database that is in a downloadable format.

2. The director shall provide reasonable notice of changes in the taxability of the products or

services listed in the taxability matrix.

3. A seller or CSP shall be relieved from liability to this state or any local taxing jurisdiction for having charged and collected the incorrect amount of state or local sales or use tax resulting from such seller's or CSP's reliance upon erroneous data provided or approved by the director in the taxability matrix, and a seller shall be relieved from liability for erroneous returns made by a CSP on behalf of the seller.

144.710. [From every remittance made by a vendor as required by sections 144.600 to 144.745 to the director of revenue on or before the date when the remittance becomes due, the vendor may deduct and retain an amount equal to two percent thereof.] **The provisions of section 144.140 relating to the allowance for timely remittance of payment shall be applicable to the tax levied under sections 144.600 to 144.745.**

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

(1) "Marketplace facilitator", a person that:

(a) Facilitates a retail sale by a marketplace seller by listing or advertising for sale by the marketplace seller in any forum, tangible personal property or services that are subject to tax under this chapter; and

(b) Either directly or indirectly through agreements or arrangements with third parties collecting payment from the purchaser and transmitting such payment to the marketplace seller regardless of whether the marketplace facilitator receives compensation or other consideration in exchange for its services.

A marketplace facilitator is a seller and shall comply with the provisions of this chapter. A marketplace facilitator does not include a person who provides internet advertising services, or product listing, and does not collect payment from the purchaser and transmit payment to the marketplace seller, and does not include a person with respect to the provision of travel agency services or the operation of a marketplace or that portion of a marketplace that enables consumers to receive travel agency services. For the purposes of this subdivision, "travel agency services" means facilitating, for a commission, fee, or other consideration, vacation or travel packages, rental car or other travel reservations, tickets for domestic or foreign travel by air, rail, ship, bus, or other medium of transportation, or hotel or other lodging accommodations;

(2) "Marketplace seller", a seller that makes sales through any electronic marketplace operated by a marketplace facilitator;

(3) "Person", any individual, firm, copartnership, joint venture, association, corporation, municipal or private, whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or agency, except the department of transportation, estate, trust, business trust, receiver or trustee appointed by the state or federal court, syndicate, or any other group or combination acting as a unit;

(4) "Purchaser", any person who is the recipient for a valuable consideration of any sale of tangible personal property acquired for use, storage, or consumption in this state;

(5) "Retail sale", the same meaning as defined under sections 144.010 and 144.011, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors required

to be titled under the laws of the state and subject to tax under subdivision (9) of subsection 1 of section 144.020;

(6) “Seller”, a person selling or furnishing tangible personal property or rendering services on the receipts from which a tax is imposed under section 144.020.

2. (1) Beginning January 1, 2023, marketplace facilitators that engage in business activities within this state shall register with the department to collect and remit use tax, as applicable, on sales made through the marketplace facilitator’s marketplace by or on behalf of a marketplace seller that are delivered into the state, whether by the marketplace facilitator or another person, and regardless of whether the marketplace seller for whom sales are facilitated possesses a retail sales license or would have been required to collect use tax had the sale not been facilitated by the marketplace facilitator. Such retail sales shall include those made directly by the marketplace facilitator and shall also include those retail sales made by marketplace sellers through the marketplace facilitator’s marketplace. The collection and reporting requirements of this subsection shall not apply to retail sales other than those made through a marketplace facilitator’s marketplace. Nothing in this section shall be construed to limit or prohibit the ability of a marketplace facilitator and a marketplace seller to enter into agreements regarding the fulfillment of the requirements of this chapter.

(2) All taxable sales made through a marketplace facilitator’s marketplace by or on behalf of a marketplace seller shall be deemed to be consummated at the location in this state to which the item is shipped or delivered, or at which possession is taken by the purchaser.

3. Marketplace facilitators that are required to collect use tax under this section shall report and remit the tax separately from any sales and use tax collected by the marketplace facilitator, or by affiliates of the marketplace facilitator, which the marketplace facilitator would have been required to collect and remit under the provisions of this chapter prior to January 1, 2023. Such tax shall be reported and remitted as determined by the department. Marketplace facilitators shall maintain records of all sales delivered to a location in the state, including electronic or paper copies of invoices showing the purchaser, address, purchase amount, and use tax collected. Such records shall be made available for review and inspection upon request by the department.

4. Marketplace facilitators who properly collect and remit to the department in a timely manner use tax on sales in accordance with the provisions of this section by or on behalf of marketplace sellers shall be eligible for any discount provided under this chapter.

5. A marketplace facilitator shall provide the purchaser with a statement or invoice showing that the use tax was collected and shall be remitted on the purchaser’s behalf.

6. Any taxpayer who remits use tax under this section shall be entitled to refunds or credits to the same extent and in the same manner provided for in section 144.190 for taxes collected and remitted under this section. Nothing in this section shall relieve a purchaser of the obligation to remit use tax for any retail sale taxable under this chapter for which a marketplace facilitator or marketplace seller does not collect and remit the use tax.

7. Except as provided under subsections 8 and 9 of this section, marketplace facilitators shall be subject to the penalty provisions, procedures, and reporting requirements provided under the provisions of this chapter.

8. No class action shall be brought against a marketplace facilitator in any court in this state on behalf of purchasers arising from or in any way related to an overpayment of use tax collected on

retail sales facilitated by a marketplace facilitator, regardless of whether that claim is characterized as a tax refund claim. Nothing in this subsection shall affect a purchaser's right to seek a refund as provided under section 144.190.

9. A marketplace facilitator shall be relieved from liability under this section for the failure to collect and remit the correct amount of sales or use tax on retail sales facilitated for marketplace sellers to the extent that the marketplace facilitator demonstrates to the satisfaction of the department that the error was due to insufficient or incorrect information given to the marketplace facilitator by the marketplace seller; provided, however, that a marketplace facilitator shall not be relieved of liability under this paragraph if the marketplace facilitator and the marketplace seller are affiliated;

10. For the purposes of this section, a marketplace facilitator shall not include a third party financial institution appointed by a merchant or a marketplace facilitator to handle various forms of payment transactions, such as processing credit cards and debit cards, and whose sole activity with respect to marketplace sales is to facilitate the payment transactions between two parties.

11. The state general revenue portion from remittances made pursuant to this section, with the exception of revenues collected pursuant to section 144.701 and Article IV, Sections 43(a) and 47(a) of the Missouri Constitution, shall be deposited to the credit of the cash operating expense fund established pursuant to section 33.575.

12. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2023, shall be invalid and void.

144.757. 1. Any county or municipality[, except municipalities within a county having a charter form of government with a population in excess of nine hundred thousand,] may, by a majority vote of its governing body, impose a local use tax if a local sales tax is imposed as defined in section 32.085 **or if a sales tax is imposed pursuant to section 94.850 or 94.890, with such local use tax imposed** at a rate equal to the rate of the local sales tax [in effect in] **and any sales tax imposed pursuant to section 94.850 or 94.890 by** such county or municipality; provided, however, that no ordinance or order enacted pursuant to sections 144.757 to 144.761 shall be effective unless the governing body of the county or municipality submits to the voters thereof at a municipal, county or state general, primary or special election a proposal to authorize the governing body of the county or municipality to impose a local use tax pursuant to sections 144.757 to 144.761. [Municipalities within a county having a charter form of government with a population in excess of nine hundred thousand may, upon voter approval received pursuant to paragraph (b) of subdivision (2) of subsection 2 of this section, impose a local use tax at the same rate as the local municipal sales tax with the revenues from all such municipal use taxes to be distributed pursuant to subsection 4 of section 94.890. The municipality shall within thirty days of the approval of the use tax imposed pursuant to paragraph (b) of subdivision (2) of subsection 2 of this section select one of the distribution options permitted in subsection 4 of section 94.890 for distribution of all municipal use taxes.

2.] (1) The ballot of submission[, except for counties and municipalities described in subdivisions (2)

and (3) of this subsection,] shall contain substantially the following language:

Shall the _____ (county or municipality’s name) impose a local use tax at the same rate as the total local sales tax rate, [currently _____ (insert percent),] provided that if the local sales tax rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action? [A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year] **Approval of this question will eliminate the disparity in tax rates collected by local and out-of-state sellers by imposing the same rate on all sellers.**

YES

NO

If you are in favor of the question, place an “X” in the box opposite “YES”. If you are opposed to the question, place an “X” in the box opposite “NO”.

(2) [(a) The ballot of submission in a county having a charter form of government with a population in excess of nine hundred thousand shall contain substantially the following language:

For the purposes of enhancing county and municipal public safety, parks, and job creation and enhancing local government services, shall the county be authorized to collect a local use tax equal to the total of the existing county sales tax rate of (insert tax rate), provided that if the county sales tax is repealed, reduced or raised by voter approval, the local use tax rate shall also be repealed, reduced or raised by the same voter action? Fifty percent of the revenue shall be used by the county throughout the county for improving and enhancing public safety, park improvements, and job creation, and fifty percent shall be used for enhancing local government services. The county shall be required to make available to the public an audited comprehensive financial report detailing the management and use of the countywide portion of the funds each year.

A use tax is the equivalent of a sales tax on purchases from out-of-state sellers by in-state buyers and on certain taxable business transactions. A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year.

YES

NO

If you are in favor of the question, place an “X” in the box opposite “YES”. If you are opposed to the question, place an “X” in the box opposite “NO”.

(b) The ballot of submission in a municipality within a county having a charter form of government with a population in excess of nine hundred thousand shall contain substantially the following language:

Shall the municipality be authorized to impose a local use tax at the same rate as the local sales tax by a vote of the governing body, provided that if any local sales tax is repealed, reduced or raised by voter approval, the respective local use tax shall also be repealed, reduced or raised by the same action? A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year.

YES

NO

If you are in favor of the question, place an “X” in the box opposite “YES”. If you are opposed to the question, place an “X” in the box opposite “NO”.

(3)] The ballot of submission in any city not within a county shall contain substantially the following language:

Shall the _____ (city name) impose a local use tax at the same rate as the local sales tax, [currently at a rate of _____ (insert percent)] which includes the capital improvements sales tax and the transportation tax, provided that if any local sales tax is repealed, reduced or raised by voter approval, the respective local use tax shall also be repealed, reduced or raised by the same action? [A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year]
Approval of this question will eliminate the disparity in tax rates collected by local and out-of-state sellers by imposing the same rate on all sellers.

YES

NO

If you are in favor of the question, place an “X” in the box opposite “YES”. If you are opposed to the question, place an “X” in the box opposite “NO”.

[4)] 2. If any of such ballots are submitted on August 6, 1996, and if a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect October 1, 1996, provided the director of revenue receives notice of adoption of the local use tax on or before August 16, 1996. If any of such ballots are submitted after December 31, 1996, and if a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect on the first day of the calendar quarter which begins at least forty-five days after the director of revenue receives notice of adoption of the local use tax. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the county or municipality shall have no power to impose the local use tax as herein authorized unless and until the governing body of the county or municipality shall again have submitted another proposal to authorize the governing body of the county or municipality to impose the local use tax and such proposal is approved by a majority of the qualified voters voting thereon.

3. The local use tax may be imposed at the same rate as the local sales tax then currently in effect in the county or municipality upon all transactions which are subject to the taxes imposed pursuant to sections 144.600 to 144.745 within the county or municipality adopting such tax; provided, however, that if any local sales tax is repealed or the rate thereof is reduced or raised by voter approval, the local use tax rate shall also be deemed to be repealed, reduced or raised by the same action repealing, reducing or raising the local sales tax.

4. For purposes of sections 144.757 to 144.761, the use tax may be referred to or described as the equivalent of a sales tax on purchases made from out-of-state sellers by in-state buyers and on certain intrabusiness transactions. Such a description shall not change the classification, form or subject of the use tax or the manner in which it is collected.

144.759. 1. All local use taxes collected by the director of revenue pursuant to sections 144.757 to 144.761 on behalf of any county or municipality, less one percent for cost of collection, which shall be deposited in the state’s general revenue fund after payment of premiums for surety bonds as provided in

section 32.087 shall be deposited with the state treasurer in a local use tax trust fund, which fund shall be separate and apart from the local sales tax trust funds. The moneys in such local use tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust fund which was collected in each county or municipality imposing a local use tax, and the records shall be open to the inspection of officers of the county or municipality and to the public. No later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month, except as provided in subsection 2 of this section, to the county or municipality treasurer, or such other officer as may be designated by the county or municipality ordinance or order, of each county or municipality imposing the tax authorized by sections 144.757 to 144.761, the sum due the county or municipality as certified by the director of revenue.

2. Subject to the provisions of subsection 1 of this section, the director of revenue shall distribute all moneys which would be due any county having a charter form of government and having a population of nine hundred thousand or more to the county treasurer or such other officer as may be designated by county ordinance, who shall distribute [such moneys as follows: the] **that** portion of the use [tax] **taxes** imposed by the county [which equals one-half the rate of sales tax in effect for such county shall be disbursed to the county treasurer for expenditure throughout the county for public safety, parks, and job creation, subject to any qualifications and regulations adopted by ordinance of the county. Such ordinance shall require an audited comprehensive financial report detailing the management and use of such funds each year. Such ordinance shall also require that the county and the municipal league of the county jointly prepare a strategy to guide expenditures of funds and conduct an annual review of the strategy. The treasurer or such other officer as may be designated by county ordinance shall distribute one-third of the balance to the county and to each city, town and village in group B according to section 66.620 as modified by this section, a portion of the two-thirds remainder of such balance equal to the percentage ratio that the population of each such city, town or village bears to the total population of all such group B cities, towns and villages. For the purposes of this subsection, population shall be determined by the last federal decennial census or the latest census that determines the total population of the county and all political subdivisions therein. For the purposes of this subsection, each city, town or village in group A according to section 66.620 but whose per capita sales tax receipts during the preceding calendar year pursuant to sections 66.600 to 66.630 were less than the per capita countywide average of all sales tax receipts during the preceding calendar year, shall be treated as a group B city, town or village until the per capita amount distributed to such city, town or village equals the difference between the per capita sales tax receipts during the preceding calendar year and the per capita countywide average of all sales tax receipts during the preceding calendar year] **that is equal to the rate of sales taxes imposed by the county pursuant to sections 66.600 and 67.547 to the cities, towns, and villages within such county and to the unincorporated area of the county on the ratio of the population that each such city, town, village, and the unincorporated areas of the county bears to the total population of the county.**

3. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county or municipality for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such counties or municipalities. If any county or municipality abolishes the tax, the county or municipality shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal, and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts

deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county or municipality, the director of revenue shall authorize the state treasurer to remit the balance in the account to the county or municipality and close the account of that county or municipality. The director of revenue shall notify each county or municipality of each instance of any amount refunded or any check redeemed from receipts due the county or municipality.

4. Except as modified in sections 144.757 to 144.761, all provisions of sections 32.085 and 32.087 applicable to the local sales tax, except for subsection 12 of section 32.087, and all provisions of sections 144.600 to 144.745 shall apply to the tax imposed pursuant to sections 144.757 to 144.761, and the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the tax.

Section B. Because of the importance of ensuring the fiscal health of the state in an emergency, the enactment of section 33.575 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 33.575 of this act shall be in full force and effect upon its passage and approval.

Section C. The repeal and reenactment of sections 144.140, 144.605, 144.710, and 144.759 and the enactment of sections 144.608 and 144.752 of this act shall become effective January 1, 2023.”; and

Further amend the title and enacting clause accordingly.

Senator Crawford moved that the above amendment be adopted.

Senator Brattin offered **SA 1 to SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Bill No. 123, Page 4, Section 33.575, Lines 117-120, by striking all of said lines and inserting in lieu thereof the following: “**balance shall be transferred, subject to appropriation, to the credit of the state road fund established**”; and further amend said page, line 123 by striking “; and”; and further amend said amendment, page 5, lines 124-143, by striking all of said lines and inserting in lieu thereof the following: “.”; and further renumber the remaining subdivision accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Hough, **SB 123**, with **SS** and **SA 2** (pending), was placed on the Informal Calendar.

At the request of Senator Riddle, **SB 7** was placed on the Informal Calendar.

Senator Bernskoetter moved that **SB 38** be taken up for perfection, which motion prevailed.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 38, Page 1, In the Title, Line 4, by striking the words “electric bicycles” and inserting in lieu thereof “alternative fuel vehicles”; and

Further amend said bill and page, section A, line 7 by inserting after all of said line the following:

“135.1000. 1. As used in this section, the following terms shall mean:

- (1) “Department”, the department of economic development;**
- (2) “Motor vehicle”, the same meaning as defined pursuant to section 301.010;**
- (3) “Qualified clean-burning motor vehicle fuel property”:**

(a) Equipment installed to modify a motor vehicle which is propelled by gasoline or diesel fuel so that the vehicle may be propelled by a hydrogen fuel cell, compressed natural gas, liquefied natural gas, or liquefied petroleum gas. Such equipment shall:

a. Be new, not previously used to modify or retrofit any motor vehicle propelled by gasoline or diesel fuel;

b. Meet all federal motor vehicle safety standards provided pursuant to 49 C.F.R. 571; and

c. For any commercial motor vehicle, meet all federal motor carrier safety regulations provided pursuant to 49 C.F.R. 390;

(b) A motor vehicle originally equipped so that the vehicle may be propelled by a hydrogen fuel cell, compressed natural gas, liquefied natural gas, or liquefied petroleum gas, but only to the extent of the portion of the basis of such motor vehicle which is attributable to the storage of such fuel, the delivery to the engine of such motor vehicle of such fuel, and the exhaust of gases from combustion of such fuel; or

(c) Property, not including a building and its structural components, which is:

a. Directly related to the delivery of compressed natural gas, liquefied natural gas or liquefied petroleum gas, or hydrogen, for commercial purposes or for a fee or charge, into the fuel tank of a motor vehicle propelled by such fuel including compression equipment and storage tanks for such fuel at the point where such fuel is so delivered, provided such property is not used to deliver such fuel into any other type of storage tank or receptacle and such fuel is not used for any purpose other than to propel a motor vehicle; or

b. A metered-for-fee, public access recharging system for motor vehicles propelled in whole or in part by electricity. Such property shall be new and shall not have been previously installed or used to refuel vehicles powered by compressed natural gas, liquefied natural gas or liquefied petroleum gas, hydrogen, or electricity;

(4) “State tax liability”, any liability incurred by a taxpayer pursuant to the provisions of chapter 143, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions;

(5) “Taxpayer”, a person, firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed by the provisions of chapter 143.

2. For all tax years beginning on or after January 1, 2022, a taxpayer shall be allowed a tax credit against the taxpayer’s state tax liability for costs incurred in purchasing or installing qualified clean-burning motor vehicle fuel property placed in service after December 31, 2021, provided that the state shall not allow credit under this subsection in excess of a total of three million dollars in one tax year.

3. In order to receive a tax credit pursuant to this section, a taxpayer shall apply to the department on forms to be provided by the department. The tax credit shall be calculated as follows:

(1) For qualified clean-burning motor vehicle fuel property defined in paragraph (a) or (b) of subdivision (3) of subsection 2 of this section, forty-five percent of the cost of the qualified clean-burning motor vehicle fuel property; and

(2) For qualified clean-burning motor vehicle fuel property defined in paragraph (c) of subdivision (3) of subsection 2 of this section, a per-location credit of seventy-five percent of the cost of the qualified clean-burning motor vehicle fuel property;

4. In cases where a motor vehicle is purchased by a taxpayer with qualified clean-burning motor vehicle fuel property installed by the manufacturer of such motor vehicle and no credit has been claimed pursuant to subdivision (1) of subsection 3 of this section by any prior owner of such vehicle, and in which the taxpayer is unable or elects not to determine the exact basis which is attributable to such property, the taxpayer may claim a credit in an amount not exceeding the lesser of ten percent of the cost of the motor vehicle or one thousand five hundred dollars.

5. If the tax credit authorized pursuant to this section exceeds the taxpayer's state tax liability, the difference shall not be refunded to the taxpayer, but may be carried forward to any subsequent taxable year, not to exceed a total of five years.

6. No tax credits shall be authorized pursuant to this section unless an appropriation is made for such tax credits.

7. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

8. Pursuant to section 23.253 of the Missouri Sunset Act:

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

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

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

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted.

Senator Eigel raised the point of order that the above amendment is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

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

On motion of Senator Bernskoetter, SB 38 was declared perfected and ordered printed.

Senator Wieland moved that **SB 89** be taken up for perfection, which motion prevailed.

Senator Wieland offered **SS** for **SB 89**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 89

An Act to repeal section 304.153, 385.220, and 385.320, RSMo, and to enact in lieu thereof four new sections relating to motor clubs, with existing penalty provisions.

Senator Wieland moved that **SS** for **SB 89** be adopted, which motion prevailed.

On motion of Senator Wieland, **SS** for **SB 89** was declared perfected and ordered printed.

CONCURRENT RESOLUTIONS

Senator Schatz offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 16

Whereas, the United States is an importer of oil and various petroleum products, making it dependent on foreign sources and subject to interruptions and price fluctuations stemming from geopolitical conflicts; and

Whereas, such instability has damaging consequences both for our economy and our national security; and

Whereas, the United States Geological Survey estimates a resource of up to 27 billion barrels of oil in the Chukchi and Beaufort seas of Alaska, providing a vast domestic oil reserve, but opposition and regulatory hurdles are keeping energy producers from accessing these resources; and

Whereas, the TC Energy Keystone XL pipeline project seeks to link expanded oil production from the Canadian oil sands to refineries in the United States and to facilitate the flow of oil from the Dakotas to the Gulf Coast, thereby decreasing our dependence on oil from outside of North America; and

Whereas, Canada is a close friend and ally, with whom we share links of infrastructure and energy networks and other ties, so that dollars spent on Canadian oil will likely contribute to the success of the American economy; and

Whereas, the Keystone XL pipeline project is projected to create construction and manufacturing jobs in the United States, adding billions of dollars to the United States economy:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, First Regular Session, the House of Representatives concurring therein, hereby call upon President Joseph R. Biden Jr. and administration officials to:

(1) Support the increased importation of oil from Canadian oil sands and to approve the TC Energy Keystone XL pipeline to reduce our oil dependency on unstable governments, strengthen ties with an important ally, and create jobs for American workers;

(2) Support and facilitate permitting for oil production off the northern coast of Alaska to decrease our dependence on foreign oil and spur investment in the American economy; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for President Joseph R. Biden Jr. and each member of the Missouri Congressional delegation.

The Senate observed a moment of silence in memory of Rush Limbaugh.

REPORTS OF STANDING COMMITTEES

Senator Rowden, 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 **SB 38**, 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.

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 **HCS** for **HB 548**, entitled:

An Act to amend chapter 491, RSMo, by adding thereto one new section relating to forfeiture by wrongdoing.

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 139**, entitled:

An Act to repeal 419.020 and 419.040, RSMo, and to enact in lieu thereof two new sections relating to lodging establishments.

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 670**, entitled:

An Act to repeal sections 109.400 and 109.410, RSMo, relating to Missouri state archives-St. Louis trust fund.

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 657**, entitled:

An Act to repeal section 610.021, RSMo, and to enact in lieu thereof one new section relating to the sunshine law.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Riddle introduced to the Senate, Steve Hobbs, Mexico; Alan Winders, Mexico; and Darron Barry, Perry.

Senator Bean introduced to the Senate, Jana Merideth, Caruthersville; Sue Grantham, Caruthersville; Denny Callen, Caruthersville; John Ferguson, Caruthersville; and Lyle Randolph, Cape Girardeau.

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

SENATE CALENDAR

TWENTY-EIGHTH DAY—TUESDAY, MARCH 2, 2021

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 476-May	SB 505-Brattin
SB 477-Eigel	SB 506-Bean
SB 478-Hough	SB 507-Bean
SB 479-Hough	SB 508-Bean
SB 480-White	SB 509-Washington
SB 481-Hough	SB 510-Brown
SB 482-Beck	SB 511-Hegeman
SB 483-Koenig	SB 512-Hough
SB 484-Gannon	SB 513-Hough
SB 485-Gannon	SB 514-Onder
SB 486-Razer	SB 515-Gannon
SB 487-Onder	SB 516-Gannon
SB 488-May	SB 517-Gannon
SB 489-Roberts	SB 518-Gannon
SB 490-Bernskoetter	SB 519-Riddle
SB 491-Bernskoetter	SB 520-Roberts
SB 492-Brattin	SB 521-Roberts
SB 493-Gannon	SB 522-Koenig
SB 494-Eslinger	SB 523-White
SB 495-Roberts	SB 524-White
SB 497-Hough and Hegeman	SB 525-Arthur
SB 498-Hough	SB 526-Hegeman
SB 499-Schupp	SB 527-Hough
SB 500-Schupp	SB 528-White
SB 501-Wieland	SB 529-Cierpiot
SB 502-Moon	SB 530-Crawford
SB 503-Moon	SB 531-Schupp
SB 504-Rehder	SB 532-Rehder

SB 533-Rehder	SB 571-Schatz
SB 534-Rehder	SB 572-Schatz
SB 535-Gannon	SB 573-Schatz
SB 536-Hough	SB 574-Gannon
SB 537-Burlison	SB 575-Bean
SB 538-Burlison	SB 576-Mosley
SB 539-Burlison	SB 577-Riddle
SB 540-Burlison	SB 578-Riddle
SB 541-Brown	SB 579-Rehder
SB 542-Washington	SB 580-Rehder
SB 543-Washington	SB 581-Eslinger
SB 544-Brattin	SB 582-Eslinger
SB 545-Williams	SB 583-Eslinger
SB 546-Crawford	SB 584-Eslinger
SB 547-Hoskins	SB 585-Eslinger
SB 548-Hoskins	SB 586-Brattin
SB 549-Hoskins	SB 587-Brattin
SB 550-Schupp	SB 588-Brattin
SB 551-May	SB 589-Brattin
SB 552-May	SB 590-Brattin
SB 553-Gannon	SB 591-Roberts
SB 554-Eigel	SB 592-Roberts
SB 555-Hoskins	SB 593-Roberts
SB 556-Hoskins	SB 594-Moon
SB 557-Hoskins	SB 595-Moon
SB 558-Brattin	SB 596-Moon
SB 559-Schatz	SB 597-Moon
SB 560-Schatz	SB 598-O'Laughlin
SB 561-Gannon	SB 599-O'Laughlin
SB 562-Schupp	SB 600-O'Laughlin
SB 563-Burlison	SB 601-O'Laughlin
SB 564-Rehder	SB 602-O'Laughlin
SB 565-Moon	SB 603-Koenig
SB 566-Moon	SB 604-Koenig
SB 567-White	SB 605-Koenig
SB 568-White	SB 606-Burlison
SB 569-Arthur	SB 607-Williams
SB 570-Hough	SB 608-Razer

SB 609-Razer	SB 621-Bernskoetter
SB 610-May	SB 622-Bernskoetter
SB 611-May	SB 623-Hough
SB 612-May	SB 624-Hough
SB 613-Crawford	SB 625-Hough
SB 614-Crawford	SB 626-Hough
SB 615-Eigel	SB 627-Hough
SB 616-Eigel	SB 628-Brattin
SB 617-Eigel	SB 629-Hoskins
SB 618-Bernskoetter	SB 630-Hoskins
SB 619-Bernskoetter	SJR 28-Hegeman
SB 620-Bernskoetter	SJR 29-Burlison

HOUSE BILLS ON SECOND READING

HCS for HBs 85 & 310	HCS for HB 334
HCS for HB 350	HB 345-DeGroot
HB 153-Rone	HCS for HB 527
HCS for HB 574	HCS for HB 349
HB 476-Grier	HCS for HB 548
HCS for HB 271	HB 139-Hudson
HCS for HB 362	HB 670-Houx
HCS for HB 59	HB 657-Trent
HCS for HBs 547 & 752	

THIRD READING OF SENATE BILLS

SS for SCS for SB 27-Crawford	SB 38-Bernskoetter
SS for SB 64-Rehder	

SENATE BILLS FOR PERFECTION

1. SB 152-Hoskins, with SCS	5. SB 24-Eigel
2. SB 11-Schatz	6. SB 47-Hough
3. SB 43-White, with SCS	7. SB 86-Hegeman
4. SB 330-Burlison	8. SB 100-Koenig, with SCS

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| 9. SB 258-White | 24. SJR 2-Onder, with SCS |
| 10. SB 63-Rehder | 25. SB 137-Brattin |
| 11. SB 262-Schatz, with SCS | 26. SB 108-Cierpiot, with SCS |
| 12. SBs 53 & 60-Luetkemeyer, with SCS | 27. SB 141-Bean |
| 13. SB 179-Luetkemeyer | 28. SB 163-Cierpiot |
| 14. SB 128-Brown | 29. SB 40-Burlison, with SCS |
| 15. SB 6-Wieland | 30. SB 301-Bernskoetter, with SCS |
| 16. SB 106-Crawford, with SCS | 31. SB 333-Burlison |
| 17. SB 4-Wieland, with SCS | 32. SB 120-White, with SCS |
| 18. SB 9-Riddle | 33. SB 327-Koenig |
| 19. SBs 153 & 97-Koenig, with SCS | 34. SB 289-Brown, with SCS |
| 20. SB 91-Riddle, with SCS | 35. SB 176-Hough |
| 21. SB 283-Hoskins | 36. SB 46-Hough |
| 22. SB 119-Burlison, with SCS | 37. SB 3-Hegeman |
| 23. SB 149-Onder | 38. SB 212-White |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 1-Hegeman | SB 22-Koenig |
| SB 7-Riddle | SBs 55, 23 & 25-O'Laughlin, et al, with
SCS & SS for SCS (pending) |
| SB 10-Schatz, with SS (pending) | SB 123-Hough, with SS & SA 2 (pending) |
| SBs 12, 20, 21, 31, 56, 67 & 68-Onder, with SCS,
SS for SCS & SA 5 (pending) | |

RESOLUTIONS

Reported from Committee

SCR 3-Roberts and Moon, with SCS

To be Referred

SCR 13-Moon
SCR 14-Wieland

SCR 15-Bernskoetter
SCR 16-Schatz

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