

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-SEVENTH DAY—WEDNESDAY, APRIL 28, 2021

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

“Make me to know Your ways, O Lord: teach me Your paths.” (Psalm 25:4)

Gracious God, it was another full day yesterday and much more is to come our way with the demands of today it is so easy for our attention and control to start to slip away and so, we call upon You for direction and guidance, for encouragement and perseverance to handle all that will come our way. And help us Lord to do all that we must accomplish in this chamber. 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

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

Senators Luetkemeyer and Bernskoetter offered Senate Resolution No. 337, regarding J. Robert Ashcroft, which was adopted.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, Senator White submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS No. 2** for **SCS** for **HCS** for **HB 271** and **SS No. 2** for **SCS** for **SB 202**, begs leave to report that it has considered the same and recommends that the bills do pass.

HOUSE BILLS ON SECOND READING

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

HCS for **HB 835**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1212**—Governmental Accountability and Fiscal Oversight.

HB 253—Education.

HCS for **HB 849**—Economic Development.

HCS for **HB 17**—Appropriations.

HCS for **HB 18**—Appropriations.

HCS for **HB 19**—Appropriations.

THIRD READING OF SENATE BILLS

SS No. 2 for **SCS** for **SB 202**, introduced by Senator Cierpiot, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 202

An Act to repeal sections 386.370, 393.106, 394.120, and 400.9-109, RSMo, and to enact in lieu thereof eight new sections relating to electrical corporations.

Was taken up.

On motion of Senator Cierpiot, **SS No. 2** for **SCS** for **SB 202** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Onder	Razer	Rehder	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Washington	White	Wieland
Williams—29						

NAYS—Senator Moon—1

Absent—Senators

Bean	Hoskins	Hough—3
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Absent with leave—Senators—None

Excused from voting—Senator Hegeman—1

Vacancies—None

The President declared the bill passed.

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

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

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

HOUSE BILLS ON THIRD READING

Senator Crawford moved that **SS No. 2** for **SCS** for **HCS** for **HB 271** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS No. 2 for **SCS** for **HCS** for **HB 271** was read the 3rd time and passed by the following vote:

YEAS—Senators

Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Koenig	Luetkemeyer	May
O’Laughlin	Onder	Rehder	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	White	Wieland—25			

NAYS—Senators

Arthur	Moon	Mosley	Razer	Washington	Williams—6
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Absent—Senators

Bean	Hoskins	Hough—3
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Koenig	Luetkemeyer	May	Moon
Mosley	O’Laughlin	Onder	Rehder	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Washington	White	Wieland	Williams—28

NAYS—Senators

Beck	Razer—2
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Absent—Senators

Bean	Eigel	Hoskins	Hough—4
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Absent with leave—Senators—None

Vacancies—None

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

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

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

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

RECESS

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

HOUSE BILLS ON THIRD READING

HCS for HB 1, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

Was taken up by Senator Hegeman.

On motion of Senator Hegeman, **HCS for HB 1** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rehder	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Washington	White	Wieland	Williams—33		

NAYS—Senators—None

Absent—Senator Gannon—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 2, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 2, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that SCS for HCS for HB 2 be adopted.

Senator Hegeman offered SS for SCS for HCS for HB 2, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

Senator Hegeman moved that SS for SCS for HCS for HB 2 be adopted, which motion prevailed.

On motion of Senator Hegeman, SS for SCS for HCS for HB 2 was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	May
Mosley	O’Laughlin	Razer	Rehder	Riddle	Rizzo	Roberts
Rowden	Schatz	Washington	White	Wieland	Williams—27	

NAYS—Senators

Beck	Brattin	Burlison	Eigel	Moon	Onder	Schupp—7
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 3, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 3, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 3** be adopted.

Senator Hegeman offered **SS for SCS for HCS for HB 3**, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Senator Hegeman moved that **SS for SCS for HCS for HB 3** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS for SCS for HCS for HB 3** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur

Bean

Beck

Bernskoetter

Brown

Cierpiot

Crawford

Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Rehder	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Washington	White	Wieland
Williams—29						

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 4, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 4, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 4** be adopted.

Senator Hegeman offered **SS for SCS for HCS for HB 4, entitled:**

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

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

only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 4** be adopted.

Senator Eslinger assumed the Chair.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, Page 19, Section 4.490, Line 4, by striking said line and inserting in lieu thereof the following:

“systems, provided no funds shall be paid to any provider unless such provider allows individuals lawfully in possession of a valid concealed carry permit or endorsement to access or use their services”.

Senator Onder moved that the above amendment be adopted.

President Kehoe assumed the Chair.

Senator Rizzo raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

Senator Eslinger assumed the Chair.

President Kehoe assumed the Chair.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Onder offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, Page 19, Section 4.490, Lines 1-5, by striking all of said section from the bill; and

Further amend totals accordingly.

Senator Onder moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Eigel and Moon.

Senator Onder offered **SSA 1** for **SA 2**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, Page 19, Section 4.490, Line 3, by striking all of said line and inserting in lieu thereof the following:

“For distributing funds to urban transit providers located in cities with a population of less than one hundred fifty thousand inhabitants, small urban, and rural transportation”; and further amend line 5 by striking the number “\$1,710,875” and inserting in lieu thereof the following: “\$612,763”; and

Further amend the totals accordingly.

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above substitute amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Burlison, Koenig, Moon and O’Laughlin.

SSA 1 for SA 2 failed of adoption by the following vote:

YEAS—Senators

Bean	Brattin	Burlison	Crawford	Eigel	Koenig	Moon
O’Laughlin	Onder	Wieland—10				

NAYS—Senators

Arthur	Beck	Bernskoetter	Brown	Cierpiot	Eslinger	Gannon
Hegeman	Hough	Luetkemeyer	May	Mosley	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Washington	White
Williams—22						

Absent—Senators

Hoskins	Rehder—2
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Absent with leave—Senators—None

Vacancies—None

SA 2 was again taken up.

SA 2 failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Eigel	Koenig	Moon	Onder—6
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NAYS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	May	Mosley
O’Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Washington	White	Williams—25			

Absent—Senators

Hoskins	Rehder	Wieland—3
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Absent with leave—Senators—None

Vacancies—None

Senator Hegeman moved that **SS for SCS for HCS for HB 4** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS for SCS for HCS for HB 4** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
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Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O’Laughlin	Razer	Rehder	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Washington	White	Williams—28

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder—5
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Absent—Senator Wieland—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 5, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 5, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 5** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS for HCS for HB 5** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
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Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Rehder	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	White	Williams—27	

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder—5
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Absent—Senators

Washington	Wieland—2
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 6, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 6, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 6** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS for HCS for HB 6** was read the 3rd time and passed by the

following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Mosley	O’Laughlin	Razer	Rehder	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	White	Williams—28

NAYS—Senators

Burlison	Eigel	Moon	Onder—4
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Absent—Senators

Washington	Wieland—2
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 7, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 7, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 7** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS for HCS for HB 7** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O’Laughlin	Razer	Rehder	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Washington	White	Wieland

Williams—29

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 8, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 8, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 8** be adopted, which motion prevailed.

Senator Bean assumed the Chair.

President Kehoe assumed the Chair.

On motion of Senator Hegeman, **SCS for HCS for HB 8** was read the 3rd time and passed by the following vote:

YEAS—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	

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 9, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 9, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 9** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS for HCS for HB 9** was read the 3rd time and passed by the following vote:

YEAS—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	Williams—33		

NAYS—Senator Wieland—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 10, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 10, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 10** be adopted.

Senator Hegeman offered **SS for SCS for HCS for HB 10**, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of

Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 10** be adopted.

Senator Rizzo offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10, Page 14, Section 10.236, Line 7, by inserting immediately after said line the following:

“Section 10.237. To the Department of Mental Health

For the Division of Behavioral Health

For expenditures related to Section 36(c) of Article IV of the Missouri Constitution, provided that not more than ten percent (10%) flexibility is allowed between this section and Sections 10.110 and 10.210

From General Revenue Fund (0101) \$7,697,186

From Department of Mental Health Federal Fund (0148) 69,274,672

Total \$76,971,858”;

and

Further amend totals accordingly.

Senator Rizzo moved that the above amendment be adopted.

Senator Rizzo offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10, Page 1, Line 9, by striking “\$7,697,186” and inserting in lieu thereof the following: “\$15,394,371”;

and

Further amend line 10 by striking “\$69,274,672” and inserting in lieu thereof the following: “\$138,549,343”;

and

Further amend line 11 by striking “76,971,858” and inserting in lieu thereof the following: “153,943,714”.

Senator Rizzo moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Arthur, Razer, Roberts and Washington.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

SA 1 to SA 1 failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	Brown	Cierpiot	Hough	May	Mosley
Razer	Rizzo	Roberts	Rowden	Schupp	Washington	Williams—14

NAYS—Senators

Bean	Bernskoetter	Brattin	Burlison	Crawford	Eigel	Eslinger
Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer	Moon	O’Laughlin
Onder	Rehder	Riddle	Schatz	White	Wieland—20	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

At the request of Senator Rizzo, **SA 1** was withdrawn.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 10** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 10** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Moon	O’Laughlin	Onder	Rehder	Riddle	Rowden
Schatz	White	Wieland—24				

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for **HB 11**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 11**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 11

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 11** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 11**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 11

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 11** be adopted.

Senator Rizzo offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 45, Section 11.790, Line 13, by striking “\$1,712,194,972” and inserting in lieu thereof the following: “\$1,777,114,261”;

and

Further amend said bill, page 47, section 11.815, line 25 by inserting immediately after said line the following:

“Section 11.820. To the Department of Social Services

For the MO HealthNet Division

For expenditures related to Section 36(c) of Article IV of the Missouri Constitution, provided that not more than ten percent (10%) flexibility is allowed between this section and Sections 11.700, 11.715, 11.720,

11.725, 11.730, 11.744, 11.755, 11.760, 11.765, 11.785, 11.800, 11.805, 11.815, and 11.820

From General Revenue Fund (0101)	\$51,770,500
From Title XIX - Federal Fund (0163)	707,774,452
From Pharmacy Rebates Fund (0114)	4,271,526
From Pharmacy Reimbursement Allowance Fund (0144)	3,517,786
From Federal Reimbursement Allowance Fund (0142)	<u>18,265,035</u>
Total	\$785,599,299”;

and

Further amend totals accordingly.

Senator Rizzo moved that the above amendment be adopted.

Senator Rizzo offered SA 1 to SA 1:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 1, Line 3, by striking “\$1,777,117,261” and inserting in lieu thereof the following: “\$1,842,033,550”;

and

Further amend line 14, by striking “\$51,770,500” and inserting in lieu thereof the following: “\$103,541,000”;

and

Further amend line 15, by striking “707,774,452” and inserting in lieu thereof the following: “1,415,548,904”;

and

Further amend line 16, by striking “4,271,526” and inserting in lieu thereof the following: “8,543,052”;

and

Further amend line 17, by striking “3,517,786” and inserting in lieu thereof the following: “7,035,572”;

and

Further amend line 18, by striking “18,265,035” and inserting in lieu thereof the following: “36,530,070”

and

Further amend line 19, by striking “\$785,599,299” and inserting in lieu thereof the following: “\$1,571,198,598”.

Senator Rizzo moved that the above amendment be adopted and requested a roll call vote be taken. He

was joined in his request by Senators Arthur, Eigel, Mosley and Razer.

Senator Schatz assumed the Chair.

SA 1 to SA 1 failed of adoption by the following vote:

YEAS—Senators

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

NAYS—Senators

Bean	Bernskoetter	Brattin	Burlison	Crawford	Eigel	Eslinger
Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer	Moon	O’Laughlin
Onder	Rehder	Riddle	Schatz	White	Wieland—20	

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—None

At the request of Senator Rizzo, **SA 1** was withdrawn.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 11** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 11** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Crawford	Eigel
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
Moon	O’Laughlin	Onder	Rehder	Riddle	Rowden	Schatz
White	Wieland—23					

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 12, with **SCS**, entitled:

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for HCS for HB 12, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 12

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021, and ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS for HCS for HB 12** be adopted.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 12, Page 10, Section 12.300, Lines 2-6, by striking all of said lines and inserting in lieu thereof the following: "For funding Judicial Proceeding and Review";

and

Further amend section 12.310, lines 3-7, by striking all of said lines and inserting in lieu thereof the following: "supporting an integrated case management system";

and

Further amend page 11, section 12.315, lines 5-9, by striking all of said lines and inserting in lieu thereof the following: “use of the Supreme Court and other state courts”;

and

Further amend section 12.320, lines 3-8, by striking all of said lines and inserting in lieu thereof the following: “statewide court automation”;

and

Further amend section 12.330, lines 2-6, by striking all of said lines and inserting in lieu thereof the following: “For Judicial and Education Training”;

and

Further amend page 12, section 12.335, lines 2-6, by striking all of said lines and inserting in lieu thereof the following: “For funding the three (3) Court of Appeals”;

and

Further amend section 12.345, lines 2-6, by striking all of said lines and inserting in lieu thereof the following: “For funding the Circuit Courts”;

and

Further amend said section, page 13, lines 26-28, by striking all of said lines;

and

Further amend section 12.355, lines 3-5, by striking all of said lines and inserting in lieu thereof the following: “office”;

and

Further amend section 12.360, lines 3-6, by striking all of said lines and inserting in lieu thereof the following: “programs as provided in Section 452.554, RSMo”;

and

Further amend page 14, section 12.365, lines 3-7, by striking all of said lines and inserting in lieu thereof the following: “For funding the expenses of the Commission”;

and

Further amend section 12.370, lines 8-10, by striking all of said lines and inserting in lieu thereof the following: “Court”;

and

Further amend totals accordingly.

Senator Koenig moved that the above amendment be adopted, which motion failed.

Senator Hegeman moved that **SCS** for **HCS** for **HB 12** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 12** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Crawford	Eslinger
Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	May
Mosley	O’Laughlin	Razer	Rehder	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder—5
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Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 17**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 18**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 19**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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 **SB 37**.

With House Amendment Nos. 1, 2, 3, 4, 5, and 6.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 37, Page 1, In the Title, Line 3, by deleting the words “anhydrous ammonia” and inserting in lieu thereof the word “agriculture”; and

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

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

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

(1) “Biodiesel blend”, a blend of diesel fuel and biodiesel fuel between five percent and twenty percent for on-road and off-road diesel-fueled vehicle use. Biodiesel blend shall comply with the ASTM International specification D7467-19, or the most recent specifications;

(2) “Biodiesel fuel”, a renewable, biodegradable, mono alkyl ester combustible liquid fuel that is derived from agricultural and other plant oils or animal fats and that meets the ASTM International specification D6751-19, or the most recent specification, for Biodiesel Fuel (B100) or (B99) Blend Stock for Distillate Fuels. Biodiesel produced from palm oil is not biodiesel fuel for the purposes of this section, unless the palm oil is contained within waste oil and grease collected within the United States;

(3) “Department”, the Missouri department of revenue;

(4) “Retail dealer”, a person that owns or operates a retail service station;

(5) “Retail service station”, a location from which biodiesel blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.

2. For all tax years beginning on or after January 1, 2022, a retail dealer that sells a biodiesel blend at a retail service station shall be allowed a tax credit to be taken against the retail dealer’s state income tax liability. The amount of the tax credit shall be as follows:

(1) Two cents per gallon of biodiesel blend of at least five percent but not more than ten percent sold by a retail dealer at a retail service station during the tax year for which the tax credit is claimed; or

(2) Five cents per gallon of biodiesel blend in excess of ten percent sold by a retail dealer at a retail service station during the tax year for which the tax credit is claimed.

Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer’s state tax liability, the difference shall be refundable. The total amount of tax credits authorized pursuant to this section for any given fiscal year shall not exceed twenty million dollars.

3. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned equally to all eligible retail dealers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed.

4. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

5. The department may work with the division of weights and measures within the department of agriculture to validate that the biodiesel blend a retail dealer claims for the tax credit authorized

under this section contains a sufficient percentage of biodiesel fuel.

6. 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.

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

(1) The provisions of this section shall automatically sunset on December 31, 2027, 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 of this section; and

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

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

HOUSE AMENDMENT NO. 3

Amend Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

“135.305. A Missouri wood energy producer shall be eligible for a tax credit on taxes otherwise due under chapter 143, except sections 143.191 to 143.261, as a production incentive to produce processed wood products in a qualified wood-producing facility using Missouri forest product residue. The tax credit to the wood energy producer shall be five dollars per ton of processed material. The credit may be claimed for a period of five years and is to be a tax credit against the tax otherwise due. No new tax credits, provided for under sections 135.300 to 135.311, shall be authorized after June 30, [2020] **2027**. In no event shall the aggregate amount of all tax credits allowed under sections 135.300 to 135.311 exceed six million dollars in any given fiscal year. There shall be no tax credits authorized under sections 135.300 to 135.311 unless an appropriation is made for such tax credits.

135.686. 1. This section shall be known and may be cited as the “Meat Processing Facility Investment Tax Credit Act”.

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

(1) “Authority”, the agricultural and small business development authority established in chapter 348;

(2) “Meat processing facility”, any commercial plant, as defined under section 265.300, at which livestock are slaughtered or at which meat or meat products are processed for sale commercially and for human consumption;

(3) “Meat processing modernization or expansion”, constructing, improving, or acquiring buildings or facilities, or acquiring equipment for meat processing including the following, if used exclusively for meat processing and if acquired and placed in service in this state during tax years beginning on or after January 1, 2017, but ending on or before December 31, [2021] **2027**:

- (a) Building construction including livestock handling, product intake, storage, and warehouse facilities;
 - (b) Building additions;
 - (c) Upgrades to utilities including water, electric, heat, refrigeration, freezing, and waste facilities;
 - (d) Livestock intake and storage equipment;
 - (e) Processing and manufacturing equipment including cutting equipment, mixers, grinders, sausage stuffers, meat smokers, curing equipment, cooking equipment, pipes, motors, pumps, and valves;
 - (f) Packaging and handling equipment including sealing, bagging, boxing, labeling, conveying, and product movement equipment;
 - (g) Warehouse equipment including storage and curing racks;
 - (h) Waste treatment and waste management equipment including tanks, blowers, separators, dryers, digesters, and equipment that uses waste to produce energy, fuel, or industrial products;
 - (i) Computer software and hardware used for managing the claimant’s meat processing operation including software and hardware related to logistics, inventory management, production plant controls, and temperature monitoring controls; and
 - (j) Construction or expansion of retail facilities or the purchase or upgrade of retail equipment for the commercial sale of meat products if the retail facility is located at the same location as the meat processing facility;
- (4) “Tax credit”, a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 147;
- (5) “Taxpayer”, any individual or entity who:
- (a) Is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or the tax imposed under chapter 147;
 - (b) In the case of an individual, is a resident of this state as verified by a 911 address or, in the absence of a 911 system, a physical address; and
 - (c) Owns a meat processing facility located in this state;
- (6) “Used exclusively”, used to the exclusion of all other uses except for use not exceeding five percent of total use.

3. For all tax years beginning on or after January 1, 2017, but ending on or before December 31, [2021] **2027**, a taxpayer shall be allowed a tax credit for meat processing modernization or expansion related to the taxpayer’s meat processing facility. The tax credit amount shall be equal to twenty-five percent of the amount the taxpayer paid in the tax year for meat processing modernization or expansion.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer’s state tax liability for the tax year for which the credit is claimed. No tax credit claimed under this section shall be refundable. The tax credit shall be claimed in the tax year in which the meat processing modernization or expansion expenses were paid, but any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year may be carried forward to any of the taxpayer’s four subsequent tax years. The total amount of tax credits that any taxpayer may claim shall not exceed seventy-five thousand dollars per year. If two or more persons own and operate the meat processing facility, each person may claim a credit under this

section in proportion to his or her ownership interest; except that, the aggregate amount of the credits claimed by all persons who own and operate the meat processing facility shall not exceed seventy-five thousand dollars per year. The amount of tax credits authorized in this section and section 135.679 in a calendar year shall not exceed two million dollars. Tax credits shall be issued on an as-received application basis until the calendar year limit is reached. Any credits not issued in any calendar year shall expire and shall not be issued in any subsequent year.

5. To claim the tax credit allowed under this section, the taxpayer shall submit to the authority an application for the tax credit on a form provided by the authority and any application fee imposed by the authority. The application shall be filed with the authority at the end of each calendar year in which a meat processing modernization or expansion project was completed and for which a tax credit is claimed under this section. The application shall include any certified documentation, proof of meat processing modernization or expansion, and any other information required by the authority. All required information obtained by the authority shall be confidential and not disclosed except by court order, subpoena, or as otherwise provided by law. If the taxpayer and the meat processing modernization or expansion meet all criteria required by this section and approval is granted by the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credit certificates issued under this section may be assigned, transferred, sold, or otherwise conveyed, and the new owner of the tax credit certificate shall have the same rights in the tax credit as the original taxpayer. If a tax credit certificate is assigned, transferred, sold, or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit certificate and the value of the tax credit.

6. Any information provided under this section shall be confidential information, to be shared with no one except state and federal animal health officials, except as provided in subsection 5 of this section.

7. The authority shall promulgate rules establishing a process for verifying that a facility's modernization or expansion for which tax credits were allowed under this section has in fact expanded the facility's production within three years of the issuance of the tax credit and if not, the authority shall promulgate through rulemaking a process by which the taxpayer shall repay the authority an amount equal to that of the tax credit allowed.

8. The authority shall, at least annually, submit a report to the Missouri general assembly reviewing the costs and benefits of the program established under this section.

9. The authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

10. This section shall not be subject to the Missouri sunset act, sections 23.250 to 23.298.

137.1018. 1. The commission shall ascertain the statewide average rate of property taxes levied the preceding year, based upon the total assessed valuation of the railroad and street railway companies and the total property taxes levied upon the railroad and street railway companies. It shall determine total property taxes levied from reports prescribed by the commission from the railroad and street railway companies. Total taxes levied shall not include revenues from the surtax on subclass three real property.

2. The commission shall report its determination of average property tax rate for the preceding year, together with the taxable distributable assessed valuation of each freight line company for the current year to the director no later than October first of each year.

3. Taxes on property of such freight line companies shall be collected at the state level by the director on behalf of the counties and other local public taxing entities and shall be distributed in accordance with sections 137.1021 and 137.1024. The director shall tax such property based upon the distributable assessed valuation attributable to Missouri of each freight line company, using the average tax rate for the preceding year of the railroad and street railway companies certified by the commission. Such tax shall be due and payable on or before December thirty-first of the year levied and, if it becomes delinquent, shall be subject to a penalty equal to that specified in section 140.100.

4. (1) As used in this subsection, the following terms mean:

(a) “Eligible expenses”, expenses incurred in this state to manufacture, maintain, or improve a freight line company’s qualified rolling stock;

(b) “Qualified rolling stock”, any freight, stock, refrigerator, or other railcars subject to the tax levied under this section.

(2) For all taxable years beginning on or after January 1, 2009, a freight line company shall, subject to appropriation, be allowed a credit against the tax levied under this section for the applicable tax year. The tax credit amount shall be equal to the amount of eligible expenses incurred during the calendar year immediately preceding the tax year for which the credit under this section is claimed. The amount of the tax credit issued shall not exceed the freight line company’s liability for the tax levied under this section for the tax year for which the credit is claimed.

(3) A freight line company may apply for the credit by submitting to the commission an application in the form prescribed by the state tax commission.

(4) Subject to appropriation, the state shall reimburse, on an annual basis, any political subdivision of this state for any decrease in revenue due to the provisions of this subsection.

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

(1) The program authorized under **subsection 4 of** this section shall expire on August 28, [2020] **2027**; and

(2) **Subsection 4 of** this section shall terminate on September 1, [2021] **2028**.

348.436. The provisions of sections 348.430 to 348.436 shall expire December 31, [2021] **2027**.”; and
Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

“348.500. 1. This section shall be known and may be cited as the “Family Farms Act”.

2. As used in this section, “small farmer” means a farmer who is a Missouri resident and who has less than [two hundred fifty] **five hundred** thousand dollars in gross sales per year.

3. The agricultural and small business development authority shall establish a family farm breeding

livestock loan program for small farmers for the purchase of beef cattle, dairy cattle, sheep and goats, and swine only.

4. To participate in the loan program, a small farmer shall first obtain approval for a family farm livestock loan from a lender as defined in section 348.015. [Each small farmer shall be eligible for only one family farm livestock loan per family and for only one type of livestock.]

5. The maximum amount of the family farm livestock loan for each type of livestock shall be as follows:

(1) [Seventy-five] **One hundred fifty** thousand dollars for beef cattle;

(2) [Seventy-five] **One hundred fifty** thousand dollars for dairy cattle;

(3) [Thirty-five] **Seventy** thousand dollars for swine; and

(4) [Thirty] **Sixty** thousand dollars for sheep and goats.

6. Eligible borrowers under the program:

(1) Shall use the proceeds of the family farm loan to acquire breeding livestock;

(2) Shall not finance more than ninety percent of the anticipated cost of the purchase of such livestock through the family farm livestock loan; and

(3) Shall not be charged interest by the lender, as defined in section 348.015, for the first year of the qualified family farm livestock loan.

7. Upon approval of the family farm livestock loan by a lender under subsection 4 of this section, the loan shall be submitted for approval by the agricultural and small business development authority. The authority shall promulgate rules establishing eligibility under this section, taking into consideration:

(1) The eligible borrower's ability to repay the family farm livestock loan;

(2) The general economic conditions of the area in which the farm is located;

(3) The prospect of a financial return for the small farmer for the type of livestock for which the family farm livestock loan is sought; and

(4) Such other factors as the authority may establish.

8. For eligible borrowers participating in the program, the authority shall be responsible for reviewing the purchase price of any livestock to be purchased by an eligible borrower under the program to determine whether the price to be paid is appropriate for the type of livestock purchased. The authority may impose a one-time loan review fee of one percent which shall be collected by the lender at the time of the loan and paid to the authority.

9. Nothing in this section shall preclude a small farmer from participating in any other agricultural program.

10. 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, 2006, shall be invalid and void.”; and

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

HOUSE AMENDMENT NO. 5

Amend Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after said section and line the following:

“208.018. 1. Subject to federal approval, the department of social services shall establish a pilot program for the purpose of providing Supplemental Nutrition Assistance Program (SNAP) participants with access and the ability to afford fresh food when purchasing fresh food at farmers’ markets. The pilot program shall be established in at least one rural area and one urban area. Under the pilot program, such participants shall be able to:

(1) Purchase fresh fruit, vegetables, meat, fish, poultry, eggs, and honey with SNAP benefits with an electronic benefit transfer (EBT) card; and

(2) Receive a dollar-for-dollar match for every SNAP dollar spent at a participating farmers’ market or vending urban agricultural zone as defined in section 262.900 in an amount up to ten dollars per week whenever the participant purchases fresh food with an EBT card.

2. For purposes of this section, the term “farmers’ market” shall mean a market with multiple stalls at which farmer-producers sell agricultural products, particularly fresh fruit and vegetables, directly to the general public at a central or fixed location.

3. Purchases of approved fresh food by SNAP participants under this section shall automatically trigger matching funds reimbursement into the central farmers’ market vendor accounts by the department.

4. The funding of this pilot program shall be subject to appropriation. In addition to appropriations from the general assembly, the department may apply for available grants and shall be able to accept other gifts, grants, and donations to develop and maintain the program.

5. The department shall promulgate rules setting forth the procedures and methods of implementing this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under and pursuant to 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, 2014, shall be invalid and void.

6. Under and pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall [sunset automatically six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after the effective date of the reauthorization of this section] **expire on August 28, 2033**; and

[~~(3)~~ (2) This section shall terminate on September [first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset] **1, 2034**.”; and

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

HOUSE AMENDMENT NO. 6

Amend Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the

following:

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

(1) “Department”, the Missouri department of revenue;

(2) “Higher ethanol blend”, a fuel capable of being dispensed directly into motor vehicle fuel tanks for consumption that is comprised of at least fifteen percent but not more than eighty-five percent ethanol;

(3) “Retail dealer”, a person that owns or operates a retail service station;

(4) “Retail service station”, a location from which higher ethanol blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.

2. For all tax years beginning on or after January 1, 2022, a retail dealer that sells higher ethanol blend at such retail dealer’s retail service station shall be allowed a tax credit to be taken against the retail dealer’s state income tax liability. The amount of the credit shall equal five cents per gallon of higher ethanol blend sold by the retail dealer and dispensed through metered pumps at the retail dealer’s retail service station during the tax year in which the tax credit is claimed. Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer’s state tax liability, the difference shall not be refundable, but may be carried forward to any of the five subsequent tax years. The total amount of tax credits authorized pursuant to this section for any given fiscal year shall not exceed four million dollars.

3. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

4. 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.

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

(1) The provisions of this section shall automatically sunset on December 31, 2027, 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 of this section; and

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

281.015. Sections 281.005 to 281.115 shall be administered by the director of the department of agriculture of the state of Missouri[, hereafter referred to as the “director”].

281.020. As used in sections 281.010 to 281.115, the following terms mean:

(1) “Animal”, all vertebrate and invertebrate species, including but not limited to man and other mammals, birds, fish, and shellfish;

(2) “Applicator, operator or technician”:

(a) **“Certified applicator”, any certified commercial applicator, certified noncommercial applicator, certified private applicator, certified provisional private applicator, or certified public operator;**

(b) “Certified commercial applicator”, any individual, whether or not [he] **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, supervise the use of, [or] determine the need for the use of, **or supervise the determination of need for** any pesticide, whether classified for restricted use or for general use, while [he] **the individual** is engaged in the business of using pesticides on the lands of another as a direct service to the public in exchange for a fee or compensation;

[(b)] (c) “Certified noncommercial applicator”, any individual, whether or not [he] **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, or to supervise the use of, any pesticide which is classified for restricted use only on lands owned or rented by [him] **the individual** or [his] **the individual’s** employer;

[(c)] (d) “Certified private applicator”, any individual who is certified by the director as authorized to use[, or to supervise the use of,] any pesticide [which] **that** is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by [him] **the individual** or [his] **the individual’s** employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities[, on the property of another person];

[(d)] (e) **“Certified provisional private applicator”, any individual who is sixteen or seventeen years of age, an immediate family member of a certified private applicator, and certified by the director to use any pesticide that is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by the individual’s immediate family member, as long as the following requirements are met:**

a. The restricted use pesticide is not a fumigant;

b. The restricted use pesticide does not contain sodium cyanide or sodium fluoroacetate;

c. The individual does not apply any restricted use pesticide using aerial application equipment;

d. The individual does not supervise the use of any restricted use pesticide; and

e. The individual does not purchase any restricted use pesticide;

(f) “Certified public operator”, any individual who is certified by the director as authorized to use, or to supervise the use of, any pesticide classified for restricted use in the performance of [his] **the individual’s** duties as an official or employee of any agency of the state of Missouri or any political subdivision thereof, or any other governmental agency;

[(e)] (g) **“Noncertified restricted use pesticide applicator”, any person who is not certified in accordance with sections 281.010 to 281.115 who uses or determines the need for the use of restricted use pesticides under the direct supervision of a certified commercial applicator or uses restricted use pesticides under the direct supervision of a certified noncommercial applicator or certified public**

operator;

(h) “Private applicator”, any person not holding a certified private applicator’s license **or certified provisional private applicator’s license** who [shall be required to obtain a permit for the use of any restricted use pesticide] **uses general use pesticides or minimum risk pesticides** for the purposes of producing any agricultural commodity on property owned or rented by [him] **the person** or [his] **the person’s** employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities[, such permit shall authorize the one-time emergency purchase of a restricted use pesticide for the purpose of a one-time emergency use of that pesticide];

[(f)] **(i)** “Pesticide technician”, any individual working under the direct supervision of a commercial applicator certified in categories as specified by regulation, and who having met the competency requirements of [this chapter] **sections 281.010 to 281.115**, is authorized by the director to determine the need for the use of any pesticide as well as to the use of any pesticide;

[(g)] **(j)** “Pesticide technician trainee”, any individual working in the physical presence and under the direct supervision of a certified commercial applicator to gain the required on-the-job training in preparation for obtaining a pesticide technician’s license;

(3) “Beneficial insects”, those insects [which] **that**, during their life cycle, are effective pollinators of plants, are parasites or predators of pests, or are otherwise beneficial;

(4) “Defoliant”, any substance or mixture of substances intended for causing the leaves or foliage to drop from a plant, with or without causing abscission;

(5) “**Department**” or “**department of agriculture**”, **the state department of agriculture, and when by sections 281.010 to 281.115 the department of agriculture is charged to perform a duty, the director of the department of agriculture is authorized to perform such duty;**

(6) “Desiccant”, any substance or mixture of substances intended for artificially accelerating the drying of plant tissue;

[(6)] **(7)** “Determining the need for the use of any pesticide”, the act of inspecting land for the presence of pests for the purpose of contracting for their control or prevention through the use of pesticides in categories as specified by regulation;

[(7)] **(8)** “Device”, any instrument or contrivance, other than a firearm, [which] **that** is intended for trapping, destroying, repelling, or mitigating any pest or any other form of plant or animal life, other than man and other than bacteria, viruses, or other microorganisms on or in living man or other living animals, but not including equipment used for the application of pesticides when sold separately therefrom;

(9) “**Director**”, **the director of the department of agriculture or the director’s designee;**

(10) “**Distribute**”, **to sell, offer for sale, hold for sale, deliver for transportation in intrastate commerce, or transport in intrastate commerce;**

[(8)] **(11)** “Environment” includes, **but is not limited to**, water, air, land, and all plants and man and other animals living therein, and the interrelationships [which] **that** exist among these;

[(9)] **(12)** “Equipment” [means] , any type of ground, water, or aerial equipment or contrivance using motorized, mechanical, or pressurized power and used to apply any pesticide on land and anything that may be growing, habitating, or stored on or in such land, but shall not include any pressurized hand-sized

household apparatus used to apply any pesticide, or any equipment or contrivance of which the person who is applying the pesticide is the source of power or energy in making such pesticide application;

[(10)] (13) “Fungus”, any nonchlorophyll-bearing thallophyte, [that] **which** is[,] any nonchlorophyll-bearing plant of a lower order than mosses and liverworts, **such** as[, for example,] rust, smut, mildew, mold, yeast, and bacteria, except those on or in living man or other living animals, and except those on or in processed food, beverages, or pharmaceuticals;

(14) **“General use pesticide”, any pesticide, when applied in accordance with its directions for use, warnings, and cautions, and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, that will not generally cause unreasonable adverse effects on the environment;**

(15) **“Immediate family”, familial relationships limited to the spouse, parents, stepparents, foster parents, father-in-law, mother-in-law, children, stepchildren, foster children, sons-in-law, daughters-in-law, grandparents, brothers, sisters, brothers-in-law, sisters-in-law, aunts, uncles, nieces, nephews, and first cousins. As used in this subdivision, “first cousin” means the child of a parent’s sibling, i.e., the child of an aunt or uncle;**

[(11)] (16) “Individual”, any responsible, natural human being;

[(12)] (17) “Insect”, any of the numerous small invertebrate animals generally having the body more or less obviously segmented, for the most part belonging to the class Insecta, comprising six-legged, usually winged forms, **such** as[, for example,] beetles, bugs, bees, flies, and to other allied classes of arthropods whose members are wingless and usually have more than six legs, **such** as[, for example,] spiders, mites, ticks, centipedes, and wood lice;

[(13)] (18) “Land”, all land and water areas, including airspace, and all plants, animals, structures, buildings, contrivances, and machinery, appurtenant thereto or situated thereon, fixed or mobile, including any used for transportation;

(19) **“Minimum risk pesticide”, any pesticide product exempted under 40 C.F.R. 152.25(f) from registration requirements under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended;**

[(14)] (20) “Misuse of a pesticide”, a use of any [registered] pesticide in a manner inconsistent with its labeling; provided, that the use of a lesser concentration than provided on the label shall not be considered the misuse of a pesticide when used strictly for agricultural purposes, and when requested in writing by the person on whose behalf a pesticide is used;

[(15)] (21) “Nematode”, invertebrate animals of the phylum Nematelminthes and class Nematoda, that is, unsegmented round worms with elongated, fusiform, or sac-like bodies covered with cuticle, and inhabiting soil, water, plants, or plant parts; may also be called nemas or eelworms;

(22) **“Nontarget organism”, any plant, animal, or organism other than the target pests that a pesticide is intended to affect;**

[(16)] (23) “Person”, any individual, partnership, association, fiduciary, corporation, or any organized group of persons whether incorporated or not;

[(17)] (24) “Pest”:

(a) Any insect, snail, slug, rodent, nematode, fungus, weed; or

(b) Any other form of terrestrial or aquatic plant or animal life or virus, bacterium, or other microorganism, except viruses, bacteria, or other microorganisms on or in living man or other living animals, [which] **that** is normally considered to be a pest;

[(18)] **(25)** “Pesticide”:

(a) Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest; or

(b) Any substance or mixture of substances intended for use as a plant regulator, defoliant, or desiccant;

[(19)] **(26)** “Pesticide dealer”, any individual who is engaged in the business of distributing, selling, offering for sale, or holding for sale at retail, or direct wholesale to the end user, any pesticide classified for restricted use;

(27) “Pesticide dealership”, any location or outlet where restricted use pesticides are held for sale, distributed, or sold;

[(20)] **(28)** “Plant regulator”, any substance or mixture of substances, intended, through physiological action, for accelerating or retarding the rate of growth or rate of maturation, or for otherwise altering the behavior of plants or the produce thereof, but shall not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, or soil amendments. The term “plant regulator” does not include any of those nutrient mixtures or soil amendments [which] **that** are commonly known as vitamin-hormone horticultural products, intended for improvement, maintenance, survival, health, and propagation of plants, and [which] **that** are not for pest destruction and are nontoxic, nonpoisonous in the undiluted package concentration;

[(21)] “Private applicator permit”, a written certificate, issued by the director or his authorized agent, authorizing the purchase, possession or use of certain restricted use pesticides by a private applicator. Such permit shall authorize the one-time emergency purchase of a restricted use pesticide for the purpose of a one-time emergency use of such pesticide;

(22) **(29)** “Restricted use pesticide” or **“RUP”**, any pesticide when applied in accordance with its directions for use, warnings, and cautions and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, the director determines may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator;

[(23)] **(30)** “Sale”, selling or offering for sale any pesticide;

[(24)] **(31)** “Snails” or “slugs” includes all harmful mollusks;

[(25)] **(32)** “Unreasonable adverse effects on the environment”, any unreasonable risk to man or the environment, taking into account the economic, social, and environmental costs and benefits of the use of any pesticide;

[(26)] **(33)** “Under the direct supervision of a certified applicator”, when a pesticide is used by a competent person acting under the instructions and control of a certified applicator who is available if and when needed, even though such certified applicator is not physically present at the time and place the pesticide is used;

[(27)] **(34)** “Use”, mixing, **loading, or applying**[, storing or disposing of a] **any pesticide; cleaning pesticide equipment; or storing or disposing of pesticide containers, pesticides, spray mix, equipment**

wash waters, or other pesticide-containing materials;

[(28)] (35) “Weed”, any plant [which] **that** grows where not wanted; [and

(29)] (36) “Wildlife”, all living things that are neither human, domesticated, or pests, including, but not limited to, mammals, protected birds, and aquatic life.

281.025. 1. The director shall administer and enforce the provisions of sections 281.010 to 281.115 and shall have authority to issue regulations after a public hearing following due notice of not less than thirty days to all interested persons, in conformance with the provisions of chapter 536, to carry out the provisions of sections 281.010 to 281.115. Where the director finds that such regulations are needed to carry out the purpose and intent of sections 281.010 to 281.115, such regulations may relate to, but need not be limited to, prescribing the time, place, manner, methods, materials, and amounts and concentrations, in connection with the use of the pesticide, and may restrict or prohibit use of pesticides in designated areas during specified periods of time and shall encompass all reasonable factors [which] **that** the director deems necessary to prevent damage or injury. In issuing such regulations, the director may give consideration to pertinent research findings and recommendations of other agencies of this state, the federal government, or other reliable sources. The director may by regulation require that notice of a proposed application of a pesticide be given to landowners adjoining the property to be treated or in the immediate vicinity thereof, if [he] **the director** finds that such notice is necessary to carry out the purpose of sections 281.010 to 281.115. [The director may, by regulation, provide for the one-time emergency purchase and one-time emergency use of a restricted use pesticide by a private applicator.]

2. The pesticides on the list of restricted use pesticides, as determined by the federal agency having jurisdiction over the classification of pesticides, shall be so restricted in the state of Missouri. The director shall publish, at least annually, a list of pesticides [which] **that** have restricted uses. Such publication shall be made available to the public upon request. If the director determines that a pesticide, when used in accordance with its directions for use, warnings, and cautions, and for uses for which it is registered, may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator or other persons, the pesticide shall be used only by or under the direct supervision of a certified applicator[, or a private applicator with a permit]. Such pesticides may be subject to other restrictions as determined by the director, to include the time and conditions of possession and use.

3. No regulation, or any amendment or repeal thereof, provided for in sections 281.010 to 281.115 shall be adopted, except after public hearing giving an opportunity to the public to be heard, to be held after no less than thirty days’ prior notice of the date, time, and place of hearing, to be given by regular mail to any person who has registered with the director for purposes of notice of such public hearings, in accordance with procedures prescribed by the director.

4. At any hearing, opportunity to be heard shall be afforded to any interested person upon written request received not later than twenty-four hours prior to the hearing, and may also be afforded to other persons. In addition, any interested person, whether or not heard, may submit within seven days subsequent to the hearing a written statement of views. The director may solicit the views in writing of persons who may be affected by, or interested in any proposed regulation. Any person heard or represented at the hearing, or making written request for notice, shall be given written notice of the action of the director with respect to the subject thereof.

5. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

281.030. 1. The director may, by regulation, classify [certified applicator, operator or technician] licenses to be issued under sections 281.010 to 281.115. Such classifications may include but not be limited to commercial applicators, noncommercial applicators, private applicators, **provisional private applicators**, public operators [or] , pesticide technicians, **or noncertified RUP applicators**. Separate classifications may be specified as to ground, aerial, or manual methods used by any licensee to apply pesticides or to the use of pesticides for the control of pests.

2. The director may, by regulation, establish certification categories to be provided under each license classification. Each certification category shall be subject to separate testing procedures and requirements; provided, that no individual shall be required to pay an additional fee if [he] **the individual** is certified in one or all of the certification categories provided under the license for which [he] **the individual** has applied. The director may, by regulation, establish certification categories limited to the use of certain pesticides and issue a license therefor. Each certification category shall be subject to separate testing procedures covering only those pesticides for which the applicant seeks to be licensed.

3. The director may by regulation establish fees for identification documents.

281.035.1. No individual shall engage in the business of determining the need for the use of, supervising the use of, **supervising the determination of the need for the use of**, or using any pesticide, in categories as specified by regulation, on the lands of another at any time without a certified commercial applicator's license issued by the director. A certified commercial applicator shall not determine the need for the use of, supervise the use of, **supervise the determination of the need for the use of**, or use any pesticide for any particular purpose unless [he or she] **the certified commercial applicator** has demonstrated [his or her] **such certified commercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. The director shall require an annual fee of sixty-five dollars for each certified commercial applicator's license issued. No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any **general use pesticide or minimum risk pesticide** on the land of another at any time unless such individual is a pesticide technician or pesticide technician trainee in such categories as specified by regulation or is working under the direct supervision of a certified commercial applicator so authorizing, directing or instructing, in which case the certified commercial applicator shall be liable for any use of a **general use pesticide or minimum risk pesticide** by an individual operating under [his or her] **the certified commercial applicator's** direct supervision. The certified commercial applicator or the employer shall assure that the director is informed in writing within ten [working] days of the employment of any person as a pesticide technician or pesticide technician trainee.

2. **No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any restricted use pesticide on the land of another at any time unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified commercial applicator so authorizing, directing, or instructing, in which case the certified commercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified commercial applicator's direct supervision.**

3. Application for a certified commercial applicator's license shall be [made in writing] **submitted** to the director on a designated form obtained from the [director's office] **department**. Each application shall include such information as prescribed by the director by regulation.

[3.] 4. The director shall not issue a certified commercial applicator's license until the applicant is

certified by passing an examination provided by the director to demonstrate to the director [his or her] **the applicant's** competence and knowledge of the proper use of pesticides under the classifications [he or she] **the applicant** had applied for, and [his or her] **the applicant's** knowledge of the standards prescribed by regulations for the certification of commercial applicators.

[4.] **5.** The director may renew any certified commercial applicator's license under the classification for which such applicant is licensed, [subject to] **upon successful completion of approved recertification training or** reexamination for additional knowledge that may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

[5.] **6.** If the director finds the applicant qualified to use pesticides in the classification for which application has been made, and if the applicant files evidence that the requirement for bonds or insurance has been met as required under section 281.065, the director shall issue a certified commercial applicator's license limited to the classifications for which [he or she] **the applicant** is qualified, which shall expire one year from date of issuance unless [it] **the license** has been revoked or suspended prior thereto by the director for cause; provided, such financial responsibility required under section 281.065 does not expire at an earlier date, in which case [said] **the license** shall expire upon the expiration date of the financial responsibility. The director may limit the license of the applicant to the use of certain [restricted use] pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

[6.] **7.** The director shall require each certified commercial applicator or [his or her] **the certified commercial applicator's** employer to maintain records with respect to applications of any pesticide, **including pesticides used under direct supervision by licensed pesticide technicians, pesticide technician trainees, and licensed noncertified RUP applicators.** Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified commercial applicator or [his or her] **the certified commercial applicator's** employer.

[7.] **8.** A person or individual engaged in the business of using pesticides on the lands of another, who is deprived of [his or her] **such person's or individual's** sole certified commercial applicator by reason of death, illness, incapacity, or any absence which the director determines is unavoidable, is authorized to continue business operations without the services of a certified commercial applicator for a period of time deemed appropriate by the director, but not to exceed sixty days; except that, no restricted-use pesticide shall be used, or caused to be used, by such person or individual. Any such person or individual shall immediately notify the director as to the absence of [his or her] **such person's or individual's** sole certified commercial applicator.

[8.] **9.** Every certified commercial applicator shall display [his or her] **the certified commercial applicator's** license in a prominent place at the site, location, or office from which [he or she] **the certified commercial applicator** will operate as a certified commercial applicator; that place, location, or office being at the address printed on the license.

[9.] **10.** Every certified commercial applicator who changes the address from which [he or she] **the certified commercial applicator** will operate as a certified commercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.037. 1. Any individual who is not certified pursuant to section 281.035, 281.040, or 281.045[, or has not been issued a private applicator permit pursuant to subsection 5 of section 281.040] shall not use, or supervise the use of, any [restricted-use] **restricted use** pesticide without a certified noncommercial applicator license. A certified noncommercial applicator shall not use, or supervise the use of, any restricted use pesticide for any purpose unless [he or she] **the certified noncommercial applicator** has demonstrated [his or her] **the certified noncommercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category.

2. **No certified noncommercial applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified noncommercial applicator or the certified noncommercial applicator's employer unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified noncommercial applicator so authorizing, directing, or instructing, in which case the certified noncommercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified noncommercial applicator's direct supervision.**

3. Application for a certified noncommercial applicator license shall be [made in writing] **submitted** to the director on a designated form obtained from the [director's office] **department**. Each application shall include such information as prescribed by the director by regulation.

[3.] 4. The director shall not issue a certified noncommercial applicator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director [his or her] **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which [he or she] **the applicant** has applied, and [his or her] **the applicant's** knowledge of the standards prescribed by regulations for the certification of noncommercial applicators.

[4.] 5. If the director finds the applicant qualified to use restricted use pesticides in the classification for which [he or she] **the applicant** has applied, the director shall issue a certified noncommercial applicator license limited to the applicator categories in which [he or she] **the applicant** is certified. The license shall expire one year from the date of issuance unless [it] **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

[5.] 6. The director may renew any certified noncommercial applicator license under the classification for which the license is issued [subject to] **upon successful completion of approved recertification training or** reexamination for additional knowledge [which] **that** may be required to apply pesticides safely and properly.

[6.] 7. The director shall collect a fee of thirty-five dollars for each certified noncommercial applicator license issued.

[7.] 8. Any certified noncommercial applicator may use, or supervise the use of, restricted use pesticides only to or on lands or structures owned, leased or rented by [himself or herself] **the certified noncommercial applicator** or [his or her] **the certified noncommercial applicator's** employer.

[8.] 9. The director shall require the certified noncommercial applicator or [his or her] **the certified noncommercial applicator's** employer to maintain records with respect to applications of restricted use

pesticides. Any relevant information [which] **that** the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified noncommercial applicator or [his or her] **the certified noncommercial applicator's** employer.

[9.] **10.** Every certified noncommercial applicator shall display [his or her] **the certified noncommercial applicator's** license in a prominent place at the site, location, or office from which [he or she] **the certified noncommercial applicator** will operate as a certified noncommercial applicator; that place, location, or office being at the address printed on the license.

[10.] **11.** Every certified noncommercial applicator who changes the address from which [he or she] **the certified noncommercial applicator** will operate as a certified noncommercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.038.1. [After July 1, 1990,] No individual working under the direct supervision of a certified commercial applicator shall determine the need for the use of **or use any general use** pesticide [nor use any] **or minimum risk** pesticide in categories as specified by regulation, unless and until the individual has met the requirements of [this chapter] **sections 281.010 to 281.115.**

2. Application for a pesticide technician's license shall be [made in writing] **submitted** to the director on a designated form obtained from the [director's office] **department.** Each application shall include such information as prescribed by the director by regulation and shall be received by the director within forty-five days of employment of the pesticide technician or pesticide technician trainee.

3. The director shall not issue a pesticide technician's license until the individual has demonstrated [his or her] **the applicant's** competence by completion of an approved training program to the satisfaction of the director.

4. The director may renew any pesticide technician's license under the classification for which that applicant is licensed subject to completion of an additional approved training program to the satisfaction of the director as prescribed by regulation.

5. The director shall collect a fee of thirty-five dollars for each pesticide technician license issued.

6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, the director shall issue a pesticide technician's license limited to the classifications for which [he or she] **the applicant** is qualified, which shall expire one year from date of issuance unless [it] **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons for such denial of license.

7. In order for pesticide technicians to use or determine the need for the use of any general use pesticide:

(1) A certified commercial applicator shall be licensed to work from the same physical location as the pesticide technician; and

(2) The licensed certified commercial applicator shall be certified in the same use categories as the

pesticide technician as specified by regulation.

8. A pesticide technician may complete retraining requirements and renew the technician's license without a certified commercial applicator working from the same physical location.

281.040. 1. No private applicator shall use any [restricted-use] **restricted use** pesticide unless [he] **the private applicator** first complies with the requirements determined pursuant to subsection [2 or 5] **3** of this section, as necessary to prevent unreasonable adverse effects on the environment, including injury to the applicator or other persons, for that specific pesticide use.

2. No certified private applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified private applicator or the certified applicator's employer unless such individual is licensed as a certified private applicator or a certified provisional private applicator.

3. The private applicator shall qualify for a certified private applicator's license or a certified provisional private applicator's license by [either] attending [a course or completing an online course of instruction] an approved certification training program provided by University of Missouri Extension, completing an online certification training program provided by University of Missouri Extension, or by passing the required private applicator certification examination provided by the director on the use, handling, storage, and application of [restricted-use] restricted use pesticides in the proper certification categories as specified by regulation. The content of the instruction shall be determined and revised as necessary by the director. Upon completion of the [course] certification training program, completion of the online certification training program, or passage of the required private applicator certification examination, the director shall issue a certified private applicator's license or certified provisional private applicator's license to the applicant. The director shall not collect a fee for the issuance of such license[, but the] . University of Missouri Extension [service may] shall collect [a fee for the actual cost of the materials necessary to complete the course of instruction] reasonable fees for study materials and for enrollment in certification or recertification programs administered in-person or online. [However, no fee] Such fees shall be assessed [or collected from an individual completing an online course of instruction. Both the director of the department and of the University of Missouri Extension service shall review such costs annually.] based on the majority decision of a review committee convened every five years or as needed by the director. Such fees shall not exceed seventy-five dollars per program per applicant unless the members of the review committee representing statewide agricultural organizations vote unanimously in favor of setting the fee in an amount in excess of seventy-five dollars. Such committee shall be provided revenue and expense information for the training program from the University of Missouri Extension and information on the content of the instruction and method of delivery from the director. The review committee shall also determine a maximum in-seat training time limit for the training programs. The committee shall report its minutes, fee decisions, time limitation decisions, and its evaluation of the training provided to the chairs of the House of Representatives and Senate agriculture or equivalent committees. The review committee shall be composed of five members including:

(1) The director;

(2) The director of the University of Missouri Extension, or such director's designee;

(3) The president of a statewide corn producers organization who actively grows corn, or such president's designee;

(4) The president of a statewide soybean producers organization who actively grows soybeans, or such president's designee; and

(5) The president of the state's largest general farm membership organization, or such president's designee.

[3.] **4.** A certified private applicator's license shall expire five years from date of issuance and may then be renewed without charge or additional fee. Any certified private applicator holding a valid license may renew that license for the next five years [without additional training unless the director determines that additional knowledge related to the use of agricultural pesticides makes additional training necessary.] **upon successful completion of approved recertification training or by passing the required private applicator certification examination.**

5. On the date of the certified provisional private applicator's eighteenth birthday, such certified provisional private applicator's license shall automatically be converted to a certified private applicator license reflecting the original expiration date from issuance. A certified provisional private applicator's license shall expire five years from date of issuance and may be renewed as a certified private applicator's license without charge or additional fee.

[4.] **6.** If the director does not qualify the private applicator under this section [he], **the director** shall inform the applicant in writing of the reasons therefor.

[5. The private applicator may apply to the director, or his designated agent, for a private applicator permit for the one-time emergency purchase and use of restricted use pesticides. When the private applicator has demonstrated his competence in the use of the pesticides to be purchased and used on a one-time emergency basis, he shall be issued a permit for the one-time emergency purchase and use of restricted use pesticides. The director or his designated agent shall not collect a fee for the issuance of such permit.]

281.045. 1. All agencies of the state of Missouri and the political subdivisions thereof, and any other governmental agency shall be subject to the provisions of sections 281.010 to 281.115 and rules adopted thereunder concerning the use of restricted use pesticides.

2. Public operators for agencies listed in subsection 1 of this section shall not use, or supervise the use of, any restricted use pesticides on any land or structure without a certified public operator license issued by the director. The certified public operator shall not use or supervise the use of any restricted use pesticide for any purpose unless [he] **the certified public operator** has demonstrated [his] **the certified public operator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. [Any employee of any agency listed in subsection 1 of this section who is not licensed as a certified public operator may use restricted use pesticides only under the direct supervision of a certified public operator.]

3. No certified public operator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified public operator so authorizing, directing, or instructing, in which case the certified public operator shall be liable for any use of a restricted use pesticide by an individual operating under the certified public operator's direct supervision.

4. Application for a certified public operator license shall be [made in writing] **submitted** to the director on a designated form obtained from the [director's office] **department**. Each application shall include all information prescribed by the director by regulation.

[4.] **5.** The director shall not issue a certified public operator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director [his] **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which [he] **the applicant** has applied, and [his] **the applicant's** knowledge of the standards prescribed by regulations for the certification of public operators.

[5.] **6.** If the director finds the applicant qualified to use pesticides in the classification for which [he] **the applicant** has applied, the director shall issue a license, without a fee, to the certified public operator who has so qualified. The certified public operator license shall be valid only when the operator is acting as an operator using, or supervising the use of, restricted use pesticides in the course of [his] **the operator's** employment. A certified public operator license shall expire three years from the date of issuance unless [it] **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

[6.] **7.** The director may renew any certified public operator license under the classification for which that applicant is licensed[, subject to] **upon successful completion of approved recertification training or** reexamination for additional knowledge [which] **that** may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

[7.] **8.** The director shall require the certified public operator, or [his] **the certified public operator's** employer, to maintain records with respect to applications of restricted use pesticides. Any relevant information which the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified public operator or [his] **the certified public operator's** employer.

[8.] **9.** Agencies listed in subsection 1 of this section shall be subject to a legal action by any person damaged by any use of any pesticide, which may be brought in the county where the damage or any part thereof occurred.

[9.] **10.** Every certified public operator shall display [his] **the certified public operator's** license in a prominent place at the site, location, or office from which [he] **the certified public operator** will operate as a certified public operator, that place, location, or office being at the address printed on the license.

[10.] **11.** Every certified public operator who changes the address from which [he] **the certified public operator** will operate as a certified public operator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

12. Any person who volunteers to work for a public agency may use general use pesticides without a license under the supervision of the public agency on lands owned or managed by the state agency, political subdivision, or governmental agency.

281.048. 1. No individual shall use or determine the need for the use of any restricted use pesticide while working under the direct supervision of a certified commercial applicator until the individual has met the requirements of this section.

2. No individual shall use restricted use pesticides while working under the direct supervision of

a certified noncommercial applicator or certified public operator until the individual has met the requirements of this section.

3. Application for a noncertified RUP applicator's license shall be submitted to the director on a designated form obtained from the department. Each application shall include such information as prescribed by the director by regulation.

4. The director shall issue or renew a noncertified RUP applicator license once an individual has met the requirements set forth in 40 C.F.R. 171.201(c)(1) or (3). The director shall collect an annual fee of thirty-five dollars for each noncertified RUP applicator license issued. The license shall be valid for one year unless revoked or suspended by the department prior to its expiration. Any individual whose application is denied shall receive a written explanation as to the determination of the denial.

5. Individuals holding a valid noncertified RUP applicator license may use and determine the need for the use of restricted use pesticides, general use pesticides, and minimum risk pesticides under the direct supervision of a certified commercial applicator and only for the categories in which the commercial applicator is certified. The director may limit the license of the applicant to the use of certain pesticides, to certain areas, or to certain types of equipment if the applicant is only so qualified.

6. Every certified commercial applicator, certified noncommercial applicator, or certified public operator providing direct supervision to a licensed noncertified RUP applicator shall immediately notify the director when the licensed noncertified RUP applicator has changed address from which the applicator or operator will operate as a licensed noncertified RUP applicator or when the noncertified RUP applicator's employment has been terminated. The director shall immediately issue a revised license upon which shall be printed the change of address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

7. A noncertified RUP applicator may complete retraining requirements and renew the applicator's license without a certified commercial applicator, certified noncommercial applicator, or certified public operator working from the same physical location.

8. Every licensed noncertified RUP applicator shall display the applicator's license in a prominent place at the site, location, or office from which the applicator will operate as a noncertified RUP applicator, that place, location, or office being at the address printed on the license.

281.050. 1. No individual shall act in the capacity of a pesticide dealer or shall engage in the business of, advertise as, or assume to act as a pesticide dealer unless [he or she] **the individual** has obtained a license from the director [which] **that** shall expire one year from date of issuance. [An individual shall be required to obtain a license for] Each **pesticide dealership** location or outlet from which [such] **restricted use** pesticides are distributed, sold, held for sale, or offered for sale at retail or wholesale direct to the end user[. Pesticide dealers may be designated by the director as agents of the state for the purpose of issuing permits for restricted use pesticides to private applicators] **shall have at least one individual licensed as a pesticide dealer. Any individual possessing restricted use pesticides and selling or holding and offering for sale restricted use pesticides at retail or wholesale from a motor vehicle shall be licensed as a pesticide dealer. For the purposes of this subsection, "selling or holding and offering for sale" shall not include solely transporting product in commerce. No individual shall be issued more than one pesticide dealer license.**

2. Application for a pesticide dealer's license shall be made on a designated form obtained from the [director's office] **department**. The director shall collect a fee of thirty-five dollars for the issuance of each license. The provisions of this section shall not apply to a pesticide applicator who sells pesticides only as an integral part of [his or her] **the applicator's** pesticide application service when such pesticides are dispensed only through apparatuses used for such pesticide applications. The provisions of this section shall not apply to any federal, state, or county agency [which] **that** provides pesticides for its own programs.

3. Each applicant shall satisfy the director as to [his or her] **the applicant's** knowledge of the laws and regulations governing the use and sale of pesticides and [his or her] **the applicant's** responsibility in carrying on the business of a pesticide dealer **by passing a pesticide dealer examination provided by the director**. Each licensed pesticide dealer shall be responsible for insuring that all of [his or her] **the dealer's** employees and agents who sell or recommend restricted use pesticides have adequate knowledge of the laws and regulations governing the use and sale of such restricted use pesticides.

4. Each pesticide dealer shall be responsible for the acts of each person employed by [him or her] **the dealer** in the solicitation and sale of pesticides and all claims and recommendations for use of pesticides. The dealer's license shall be subject to denial, suspension, or revocation after a hearing for any violation of sections 281.010 to 281.115 whether committed by the dealer, or by the dealer's officer, agent or employee.

5. No pesticide dealer shall sell, give away, or otherwise make available any restricted use pesticides to anyone but certified **commercial applicators, certified noncommercial applicators [or] , certified public operators**, or to **certified private applicators [who have met the requirements of subsection 5 of section 281.040,] holding valid certifications in proper certification categories** or to other **licensed pesticide dealers**, except that pesticide dealers may allow the designated representative of such certified applicators, operators or private applicators to take possession of restricted use pesticides when those restricted use pesticides are purchased by and for use by or under the direct supervision of such certified applicator, operator or private applicator.

6. The director shall require the pesticide dealer, or [his or her] **the dealer's** employer, to maintain books and records with respect to sales of restricted use pesticides **at each dealership location or outlet**. Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of sale of the restricted use pesticide to which such records refer, and the director shall upon request in writing be furnished with a copy of such records by any licensed pesticide dealer or [his or her] **the dealer's** employer.

7. Every licensed pesticide dealer who changes [his or her] **the dealer's** address or place of business shall immediately notify the director.

281.055. 1. If the [application for] renewal of any license[,] **or certification [or permit]** provided for in [this chapter] **sections 281.010 to 281.115** is not filed prior to **the** expiration date in any year, a penalty of twenty-five percent shall be assessed and added to the original fee and shall be paid by the applicant before the license[,] **or certification [or permit]** shall be renewed[]; provided, that such penalty shall not apply if the applicant furnishes an affidavit certifying that he has not engaged in the business subsequent to the expiration of his license, certification or permit]. Any person holding a current valid license[,] **or certification [or permit]** may renew the license[,] **or certification [or permit]** for the next year without taking another examination unless the director determines that additional knowledge related to classifications for which the applicant has applied makes a new examination necessary. However, if the license is not renewed within sixty days following the date of expiration [then], **the license shall be cancelled and** the licensee

shall be required to satisfy all the requirements of licensure as if such person was never licensed.

2. The director may promulgate reasonable regulations requiring additional training and instruction on the part of any applicant for a license issued under sections 281.010 to 281.115.

3. The director shall have prepared for prospective licensee's use[,] a book of guidelines of factual necessary information related to the requirements of sections 281.010 to 281.115. A reasonable fee may be collected for [said] **the** publication.

281.060. 1. The director, after inquiry, and after opportunity for a hearing, may deny, suspend, revoke, or modify the provisions of any license[, permit,] or certification issued under sections 281.010 to 281.115, if [he] **the director** finds that the applicant or the holder of a license[, permit,] or certification has violated any provision of sections 281.010 to 281.115, or any regulation issued thereunder, or has been convicted or subject to a final order imposing a civil or criminal penalty pursuant to the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, or has been convicted, or is the subject of prosecution, in [another] **this state or in any** state or protectorate of the United States, or has had a pesticide applicator license[,] **or** certificate [or permit] denied, suspended, revoked or modified by [another] **any** state or protectorate of the United States, or the person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of any profession licensed or regulated under [this chapter] **sections 281.010 to 281.115**, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed. **Licensed certified applicators, licensed noncertified RUP applicators, licensed pesticide technicians, and licensed pesticide dealers shall notify the department within ten days of any conviction of or plea to any offense listed in this section.**

2. If the director determines, after inquiry and opportunity for a hearing, that any [individual] **person** is in violation of any provision of sections 281.010 to 281.115, or any regulations issued thereunder, the director shall have the authority to assess a civil penalty of not more than one thousand dollars for each violation, and in addition, may order that restitution be made to any person.

3. In the event that a person penalized or ordered to pay restitution under this section fails to pay the penalty or restitution, the director may apply to the circuit court of Cole County for, and the court is authorized to enter, an order enforcing the assessed penalty or restitution.

281.063. The director may subpoena witnesses and compel the production of books, documents, and records anywhere in the state in any hearing affecting the authority or privilege granted by a license[,] **or** certificate [or permit] issued under the provisions of sections 281.010 to 281.115.

281.065. 1. The director shall not issue a certified commercial applicator's license until the applicant or the employer of the applicant has furnished evidence of financial responsibility with the director consisting either of a surety bond or a liability insurance policy or certification thereof, protecting persons who may suffer legal damages as a result of [the operations of] **pesticide use by** the applicant; except that, such surety bond or liability insurance policy need not apply to damages or injury to crops, plants or land being worked upon by the applicant. Following the receipt of the initial license, the certified commercial applicator shall not be required to furnish evidence of financial responsibility to the department for the purpose of license renewal unless upon request. Annual renewals for surety bonds or liability insurance shall be maintained at the business location from which the certified commercial applicator is licensed. Valid surety bonds or liability insurance certificates shall be available for inspection by the director [or his or her

designee] at a reasonable time during regular business hours or, upon a request in writing, the director shall be furnished a copy of the surety bond or liability insurance certificate within ten [working] days of receipt of the request.

2. The amount of the surety bond or liability insurance required by this section shall be not less than fifty thousand dollars for each occurrence. Such surety bond or liability insurance shall be maintained at not less than that sum at all times during the licensed period. The director shall be notified by the surety or insurer within twenty days prior to any cancellation or reduction of the surety bond or liability insurance. If the surety bond or liability insurance policy which provides the financial responsibility for the certified commercial applicator is provided by the employer of the certified commercial applicator, the employer of the certified commercial applicator shall immediately notify the director upon the termination of the employment of the certified commercial applicator or when a condition exists under which the certified commercial applicator is no longer provided bond or insurance coverage by the employer. The certified commercial applicator shall then immediately execute **and submit to the director** a surety bond or an insurance policy to cover the financial responsibility requirements of this section and the certified commercial applicator or the applicator's employer shall maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed. The director may accept a liability insurance policy or surety bond in the proper sum which has a deductible clause in an amount not exceeding one thousand dollars; except that, if the bond- or policyholder has not satisfied the requirement of the deductible amount in any prior legal claim, such deductible clause shall not be accepted by the director unless the bond- or policyholder executes and maintains a surety bond or liability insurance which shall satisfy the amount of the deductible as to all claims that may arise in [his or her] **the bond- or policyholder's** application of pesticides.

3. If the surety becomes unsatisfactory, **the commercial applicator license shall expire and become invalid and** the bond- or policyholder shall immediately execute **and submit to the director** a new bond or insurance policy and maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed, and if [he or she] **the bond- or policyholder** fails to do so, the director shall cancel [his or her] **the bond- or policyholder** license, or deny the license of an applicant, and give [him or her] **the bond- or policyholder** notice of cancellation or denial, and it shall be unlawful thereafter for the applicant to engage in the business of using pesticides until the bond or insurance is brought into compliance with the requirements of subsection 1 of this section. If the bond- or policyholder does not execute a new bond or insurance policy within sixty days of expiration of such bond or policy, the licensee shall be required to satisfy all the requirements for licensure as if never before licensed.

4. Nothing in sections 281.010 to 281.115 shall be construed to relieve any person from liability for any damage to the person or lands of another caused by the use of pesticides even though such use conforms to the rules and regulations of the director.

281.070. 1. The director may investigate the use of any pesticide or claims of damages [which] **that** result from the use of any pesticide.

2. Any person who claims to have been damaged as a result of a pesticide use and who requests an investigation of that damage by the director shall file with the director, on a form provided by the director, a written statement claiming that [he] **the person** has been damaged. Damage statements shall be filed within thirty days after the date the damage is alleged to have occurred, unless a growing crop is alleged to have been damaged. If a growing crop is alleged to have been damaged, the damage statement shall be

filed at least two weeks prior to the time that twenty-five percent of that crop has been harvested. The director shall, upon receipt of the statement, notify the person alleged to have caused the damage and the owner or lessee of the land, or other person who may be charged with the responsibility of the damages claimed, and furnish copies of any statements which may be requested. The director shall inspect damages whenever possible and [he] **the director** shall make [his] **the director's** inspection reports available to the person claiming damage and to the person who is alleged to have caused the damage. Where damage is alleged to have occurred, the claimant shall permit the director, the licensee, and [his] **the licensee's** representatives, such as the bondsman or insurer, to observe, within reasonable hours, the lands or nontarget organism alleged to have been damaged.

3. The filing of or the failure to file need not be alleged in any complaint which might be filed in a court of law, and the failure to file a damage claim shall not be considered any bar to the maintenance of any criminal or civil action. The failure to file such a report shall not be a violation of sections 281.010 to 281.115. However, if the person failing to file such report is the only one injured from such use or application of a pesticide by others, the director may, when in the public interest, refuse to hold a hearing for the denial, suspension, or revocation of a license [or permit] issued under sections 281.010 to 281.115 until such report is filed.

4. The director may in the conduct of any investigation or hearing authorized or held by [him] **the director**:

(1) Examine, or cause to be examined, under oath, any person;

(2) Examine, or cause to be examined, books and records of the sale or use of any pesticide directly related to the investigation;

(3) Hear such testimony and take such evidence as will assist [him] **the director** in the discharge of [his] **the director's** duties under [this chapter] **sections 281.010 to 281.115**;

(4) Administer or cause to be administered [oath] **oaths**; and

(5) Issue subpoenas to require the attendance of witnesses and the production of books and records directly related to the investigation.

281.075. [1.] The director may issue a [license or] **pesticide applicator** certification on a reciprocal basis with other states without examination to a nonresident who is licensed [or] **as a certified [in another state substantially] applicator in accordance with the reciprocating state's requirements and is a resident of the reciprocating state. A pesticide applicator certification shall be issued** in accordance with the provisions of sections 281.010 to 281.115; except that, financial responsibility [must] **shall** be filed pursuant to section 281.065. Fees collected shall be the same as for resident licenses or certification.

[2. Any nonresident applying for any license under section 281.035, 281.037, 281.038 or 281.050 to operate in the state of Missouri shall designate in writing the secretary of state as the agent of such nonresident upon whom process may be served as provided by law; except that, any such nonresident who has designated a resident agent upon whom process may be served as provided by law shall not be required to designate the secretary of state as such agent. The secretary of state shall be allowed such fees therefor as provided by law for designating resident agents. The director shall be furnished with a copy of such designation of the secretary of state or of a resident agent, such copy to be certified by the secretary of state.]

281.085. No person shall discard, transport, or store any pesticide or pesticide containers in such a manner **that is inconsistent with label directions or** as to cause injury to humans, vegetation, crops,

livestock, wildlife, beneficial insects, or to pollute any waterway. The director may promulgate rules and regulations governing the discarding and storing of such pesticide or pesticide containers. In determining these rules and regulations the director shall take into consideration any regulations issued by the federal Environmental Protection Agency.

281.101. 1. It shall be unlawful for any [individual] **person** to violate any provision of sections 281.010 to 281.115, or any regulation issued thereunder.

2. The following are determined to be unlawful acts:

(1) It shall be unlawful to recommend for use, [to] **cause to use**, use, or [to] supervise the use of any pesticide in a manner inconsistent with its labeling required by labeling requirements of FIFRA, **the** Missouri pesticide use act or **the** Missouri pesticide registration act;

(2) It shall be unlawful for any [individual] **person** to misuse any pesticide;

(3) **It shall be unlawful for any person to use or supervise the use of pesticides that are cancelled or suspended;**

(4) **It shall be unlawful for any person not holding a valid certified applicator license in proper certification categories or a valid pesticide dealer license to purchase or acquire restricted use pesticides;**

(5) It shall be unlawful to make any false or misleading statements during the course of an investigation into the sale, distribution, use, or misuse of any pesticide;

[(4)] (6) It shall be unlawful to make any false or misleading statement on any application, form, or document submitted to the director concerning licensing pursuant to sections 281.010 to 281.115 or any regulations issued thereunder;

[(5)] (7) It shall be unlawful to make any false, misleading, or fraudulent statement or claim, through any media, [which] **that** misrepresents the effects of any pesticide, the methods to be utilized in the application of any pesticide, or the qualifications of the person determining the need for the use of any pesticide or using any pesticide;

[(6)] (8) It shall be unlawful to make any false or misleading statement specifying[,] or inferring that a person or [his] **the person's** methods are recommended by any branch of government or that any pesticide work done will be inspected by any branch of government;

[(7)] (9) It shall be unlawful to aid or abet any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder, or to conspire with any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder; **and**

(10) **It shall be unlawful for any person to steal or attempt to steal pesticide certification examinations or examination materials, cheat on pesticide certification examinations, evade completion of recertification or retraining requirements, or to aid or abet any person in stealing or attempting to steal examinations or examination materials, cheating on examinations, or evading recertification or retraining requirements.**

3. Other acts [which] **that** are not specified, but [which] **that** violate sections 281.010 to 281.115 or regulations issued thereunder, shall nevertheless be unlawful.

301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the

director of revenue shall establish a system of registration on a calendar year basis of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on a calendar year or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. Notwithstanding the provisions of section 307.355, an application for registration of a farm vehicle fleet shall be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application. The fees for vehicles added to the farm vehicle fleet which are required to be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee, and when licensed on or after January first the fee shall be one-fourth the annual fee. If biennial registration is sought for vehicles added to a farm vehicle fleet, an additional year's annual fee shall be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a farm vehicle fleet purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The farm vehicle fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred under this subsection.

4. Except as specifically provided in this subsection, all farm vehicles registered under this section shall be issued a special license plate which shall have the words "Farm Fleet Vehicle" and shall meet the requirements prescribed by section 301.130. Farm fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

5. The director shall make all necessary rules and regulations for the administration of this section and shall design all necessary forms required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking

authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.”; and

Further amend said bill, Page 14, Section 266.355, Line 25, by inserting after all of said section and line the following:

“Section B. The repeal and reenactment of sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.037, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101 of section A of this act and the enactment of section 281.048 of section A of this act shall become effective on January 1, 2024.”; and

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

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 15**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

RESOLUTIONS

Senator O’Laughlin offered Senate Resolution No. 338, regarding Kelsey Marek, Salisbury, which was adopted.

Senator Riddle offered Senate Resolution No. 339, regarding Chloe Momphard, Troy, which was adopted.

Senator Riddle offered Senate Resolution No. 340, regarding Kaylynn Dunn, Wright City, which was adopted.

Senator Riddle offered Senate Resolution No. 341, regarding Riley Sullivan, Silex, which was adopted.

Senator Brown offered Senate Resolution No. 342, regarding Russ Mudd, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 343, regarding Christy Campbell, Newburg, which was adopted.

Senator Brown offered Senate Resolution No. 344, regarding Catherine DeLong, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 345, regarding Kathy Mudd, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 346, regarding Mary E. Hinkel, Newburg, which was adopted.

INTRODUCTION OF GUESTS

Senator Bean introduced to the Senate, Campbell High School basketball team, Campbell.

Senator Eslinger introduced to the Senate, Rick Hamby, Bev Hamby, Robert Kline, Sandy Heriford, Jan Herschend; and Peter Herschend.

Senator Schupp introduced to the Senate, Devin Kancherla, Ladue.

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

SENATE CALENDAR

 FIFTY-EIGHTH DAY—THURSDAY, APRIL 29, 2021

FORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 265-Eslinger
SB 231-Burlison

SB 263-Crawford, with SCS

HOUSE BILLS ON THIRD READING

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| 1. HCS for HB 349 (Koenig)
(In Fiscal Oversight) | 17. HB 249-Ruth (Wieland) |
| 2. HCS for HJR 20, 2, 9 & 27 (Onder)
(In Fiscal Oversight) | 18. HCS for HB 685, with SCS (Brown) |
| 3. HCS#2 for HB 75 (Onder) | 19. HCS for HBs 85 & 310, with SCS
(Burlison) (In Fiscal Oversight) |
| 4. HCS for HB 362, with SCS (Wieland) | 20. HB 670-Houx (Moon) |
| 5. HB 657-Trent, with SCS (Hough) | 21. HB 488-Hicks, with SCS (Burlison)
(In Fiscal Oversight) |
| 6. HCS for HBs 1083, 1085, 1050, 1035,
1036, 873 & 1097 (Bernskoetter)
(In Fiscal Oversight) | 22. HCS for HB 13, with SCS (Hegeman) |
| 7. HCS for HB 59, with SCS (Luetkemeyer)
(In Fiscal Oversight) | 23. HCS#2 for HB 69, with SCS (Bean) |
| 8. HB 273-Hannegan, with SCS (Riddle) | 24. HCS for HBs 557 & 560 (White)
(In Fiscal Oversight) |
| 9. HCS for HB 574 (Riddle) | 25. HB 578-Bromley, with SCS (Brown)
(In Fiscal Oversight) |
| 10. HCS for HB 529, with SCS (Hoskins)
(In Fiscal Oversight) | 26. HB 687-Riley (Hough) |
| 11. HCS for HB 384, with SCS (Wieland)
(In Fiscal Oversight) | 27. HB 661-Ruth (Brown) |
| 12. HCS for HB 697, with SCS (Crawford) | 28. HB 530 & HCS for HB 292, with SCS
(Luetkemeyer) (In Fiscal Oversight) |
| 13. HB 604-Gregory (51), with SCS (Crawford) | 29. HS for HB 297 (Rehder) (In Fiscal Oversight) |
| 14. HCS for HJR 35 (Schatz)
(In Fiscal Oversight) | 30. HB 624-Richey (Arthur) (In Fiscal Oversight) |
| 15. HB 542-Shields (Burlison) | 31. HCS for HB 17 (Hegeman) |
| 16. HB 948-Francis, with SCS (Hoskins)
(In Fiscal Oversight) | 32. HCS for HB 18, with SCS (Hegeman) |
| | 33. HCS for HB 19, with SCS (Hegeman) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 1-Hegeman, with SS#2 & SA 1 (pending)	SB 182-O'Laughlin
SB 3-Hegeman	SB 183-O'Laughlin
SB 7-Riddle, with SS & SA 1 (pending)	SB 184-Bean, with SCS
SB 10-Schatz, with SS (pending)	SB 195-Koenig
SB 11-Schatz, with SS & SA 1 (pending)	SB 198-Eigel, with SCS
SB 24-Eigel, with SS#2 (pending)	SB 204-Cierpiot, with SCS
SB 30-Cierpiot	SB 206-Arthur
SB 39-Burlison, with SS (pending)	SB 218-Luetkemeyer, with SCS
SB 47-Hough	SB 227-Arthur
SB 54-O'Laughlin, with SCS	SB 236-Hough, with SCS
SBs 55, 23 & 25-O'Laughlin, et al, with SCS & SS for SCS (pending)	SB 244-Onder
SB 62-Williams, with SCS	SB 253-Hegeman
SB 65-Rehder, with SCS	SB 254-Riddle, with SCS, SS for SCS & SA 2 (pending)
SB 74-Bean, with SCS	SB 255-Riddle
SB 92-Riddle, with SCS	SB 282-Hegeman, with SCS
SB 94-Onder with SS, SA1 to SS & SA 1 to SA 1 (pending)	SB 287-Crawford
SB 95-Onder, with SCS	SB 291-Brown
SB 96-Hoskins, with SCS	SB 295-Crawford, with SCS
SB 98-Hoskins, with SCS (pending)	SB 301-Bernskoetter, with SCS & SA 1 (pending)
SB 100-Koenig, with SCS	SB 306-Bernskoetter, with SCS
SB 105-Crawford, with SCS	SB 313-Eigel
SB 114-Bernskoetter	SB 316-Hough
SB 123-Hough, with SS & SA 2 (pending)	SB 317-May
SB 131-Luetkemeyer	SB 318-May, with SCS
SB 132-O'Laughlin, with SCS	SB 334-Bernskoetter
SB 134-O'Laughlin and Cierpiot	SB 343-Brown
SB 137-Brattin	SB 354-Hoskins, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 138-Brattin, with SCS	SB 360-Wieland, with SCS
SB 139-Bean	SB 361-Wieland
SB 149-Onder	SB 369-White
SB 163-Cierpiot	SB 370-Brown
SB 168-Burlison	SB 372-Riddle
SB 169-Burlison	SB 375-Eigel
SB 174-Hough, with SCS	SB 383-Moon
SB 179-Luetkemeyer	

SB 390-Luetkemeyer	SB 529-Cierpiot
SB 399-Eigel	SB 547-Hoskins, with SCS
SB 400-Onder, with SCS	SB 561-Gannon
SB 404-Riddle	SB 562-Schupp
SB 408-Wieland	SB 577-Riddle, with SCS
SB 434-Washington	SB 582-Eslinger
SB 437-Hoskins	SB 604-Koenig, with SCS
SB 459-Brattin, with SCS	SJR 2-Onder, with SCS
SB 465-Hoskins, with SCS	SJR 4-Koenig
SB 466-Hoskins, with SCS	SJR 7-Eigel
SB 473-Brown	SJR 12-Luetkemeyer
SB 481-Hough, et al	SJR 16-Eslinger
SB 506-Bean	

HOUSE BILLS ON THIRD READING

HB 333-Simmons (Onder)	HB 850-Wiemann (Eigel)
HB 476-Grier (Bernskoetter)	
(In Fiscal Oversight)	

CONSENT CALENDAR

House Bills

Reported 4/15

HB 100-Sharp (36) (Washington)	HB 640-Morse (Bean)
HB 202-McGill (Gannon)	HB 1053-Patterson (Onder)
HB 404-Aldridge (May)	HB 296-Wallingford (White)
HB 449-Tate (Gannon)	HB 298-Wallingford (White)
HB 522-Windham (Williams)	HB 262-Black (137) (Eslinger)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 37-Bernskoetter, with HA 1, HA 2, HA 4, HA 4, HA 5 & HA 6

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 15, with SCS (Hegeman)
(House requests Senate recede or grant
conference)

RESOLUTIONS

Reported from Committee

SCR 4-Burlison
SCR 8-Hoskins
SCR 9-Moon

SCR 11-Brattin
SR 90-Onder
HCS for HCRs 4 & 5 (Roberts)

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