

SENATE AMENDMENT NO. _____

TO

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SA# _____ /SS/SCS/Senate Bill No. 631, Page 2, Section _____, Line 53,

2 by striking the first instance of the word "or" and
3 inserting in lieu thereof the following: "sexual
4 orientation, gender identity,"; and further amend said line,
5 by inserting after the word "age" the following: ","; and

6 Further amend said amendment, page 3, line 83, by
7 striking "2101" and inserting in lieu thereof the
8 following: "2102"; and

9 Further amend said amendment, page 4, line 105, by
10 inserting after "(12)" the following: "Gender identity,
11 the gender-related identity, appearance, mannerisms, or
12 other gender-related characteristics of an individual, with
13 or without regard to the individual's assigned sex at birth;
14 (13)"; and

15 Further amend said amendment, page 6, line 174, by
16 inserting after "(20)" the following: "Sexual
17 orientation", one's actual or perceived emotional or
18 physical attraction to, or romantic or physical
19 relationships with, members of the same gender, members of a
20 different gender, or members of any gender; or the lack of
21 any emotional or physical attraction to, or romantic or
22 physical relationships with, anyone. The term "sexual

23 orientation" includes a history of such attraction or
24 relationship or a history of no such attraction or
25 relationship;

26 (21)"; and further renumber the subdivisions
27 accordingly; and further amend line 175, by inserting after
28 all of said line the following:

29 "213.030. 1. The powers and duties of the commission
30 shall be:

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

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

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

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

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

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

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

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

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

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

86 (11) To adopt an official seal;

87 (12) To cooperate, act jointly, enter into cooperative
88 or work-sharing agreements with the United States Equal

89 Employment Opportunity Commission, the United States
90 Department of Housing and Urban Development, and other
91 federal agencies and local commissions or agencies to
92 achieve the purposes of this chapter;

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

98 (14) To establish a human rights fund as defined in
99 section 213.010, for the purposes of administering sections
100 213.040, 213.045, 213.050, 213.070, 213.075, and 213.076.

101 2. No rule or portion of a rule promulgated under the
102 authority of this chapter shall become effective unless it
103 has been promulgated pursuant to the provisions of [section
104 536.024] chapter 536.

105 213.040. 1. It shall be an unlawful housing practice:

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

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

118 (3) To make, print, or publish, or cause to be made,
119 printed, or published any notice, statement or
120 advertisement, with respect to the sale or rental of a
121 dwelling that indicates any preference, limitation, or

122 discrimination because of race, color, religion, national
123 origin, ancestry, sex, sexual orientation, gender identity,
124 disability, or familial status, or an intention to make any
125 such preference, limitation, or discrimination;

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

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

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

140 (a) That buyer or renter;

141 (b) A person residing in or intending to reside in
142 that dwelling after it is so sold, rented, or made
143 available; or

144 (c) Any person associated with that buyer or renter;

145 (7) To discriminate against any person in the terms,
146 conditions, or privileges of sale or rental of a dwelling,
147 or in the provision of services or facilities in connection
148 with such dwelling, because of a disability of:

149 (a) That person;

150 (b) A person residing in or intending to reside in
151 that dwelling after it is so sold, rented, or made
152 available; or

153 (c) Any person associated with that person.

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

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

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

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

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

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

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

183 a. An accessible route into and through the dwelling;

184 b. Light switches, electrical outlets, thermostats,
185 and other environmental controls in accessible locations;

186 c. Reinforcements in bathroom walls to allow later
187 installation of grab bars; and

188 d. Usable kitchens and bathrooms such that an
189 individual in a wheelchair can maneuver about the space.

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

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

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

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

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

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

213 (2) The commission shall encourage, but may not
214 require, the units of local government to include in their
215 existing procedures for the review and approval of newly
216 constructed covered multifamily dwellings, determinations as
217 to whether the design and construction of such dwellings are
218 consistent with subdivision (3) of subsection 2 of this

219 section, and shall provide technical assistance to units of
220 local government and other persons to implement the
221 requirements of subdivision (3) of subsection 2 of this
222 section;

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

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

236 7. Nothing in this section and sections 213.045 and
237 213.050 requires that a dwelling be made available to an
238 individual whose tenancy would constitute a direct threat to
239 the health or safety of other individuals or whose tenancy
240 would result in substantial physical damage to the property
241 of others.

242 8. Nothing in this section and sections 213.045 and
243 213.050 limits the applicability of any reasonable local or
244 state restriction regarding the maximum number of occupants
245 permitted to occupy a dwelling, nor does any provision in
246 this section and sections 213.045 and 213.050 regarding
247 familial status apply with respect to housing for older
248 persons.

249 9. As used in this section and sections 213.045 and
250 213.050, "housing for older persons" means housing:

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

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

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

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

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

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

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

277 (1) Persons residing in such housing as of August 28,
278 1992, who do not meet the age requirements of subdivision
279 (2) or (3) of subsection 9 of this section, provided that
280 new occupants of such housing meet the age requirements of
281 subdivision (2) or (3) of subsection 9 of this section; or

282 (2) Unoccupied units, provided that such units are
283 reserved for occupancy by persons who meet the age

284 requirements of subdivision (2) or (3) of subsection 9 of
285 this section.

286 11. Nothing in this section or section 213.045 or
287 213.050 shall prohibit conduct against a person because such
288 person has been convicted by any court of competent
289 jurisdiction of the illegal manufacture or distribution of a
290 controlled substance, as defined by section 195.010.

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

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

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

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

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

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

331 213.045. It shall be unlawful for any bank, building
332 and loan association, insurance company or other
333 corporation, association, firm or enterprise whose business
334 consists in whole or in part in the making of commercial
335 real estate loans, to deny a loan or other financial
336 assistance because of race, color, religion, national
337 origin, ancestry, sex, sexual orientation, gender identity,
338 disability, or familial status to a person applying therefor
339 for the purpose of purchasing, construction, improving,
340 repairing, or maintaining a dwelling, or to discriminate
341 against [him] such person in fixing of the amount, interest
342 rate, duration or other terms or conditions of such loan or
343 other financial assistance, because of the race, color,
344 religion, national origin, ancestry, sex, sexual
345 orientation, gender identity, disability, or familial status
346 of such person or of any person associated with [him] such
347 person in connection with such loan or other financial
348 assistance, or of the present or prospective owners,
349 lessees, tenants, or occupants, of the dwellings in relation

350 to which such loan or other financial assistance is to be
351 made or given.

352 213.050. It shall be unlawful to deny any person
353 access to or membership or participation in any multiple
354 listing service, real estate brokers' organization or other
355 service organization, or facility relating to the business
356 of selling or renting dwellings, because of race, color,
357 religion, national origin, ancestry, sex, sexual
358 orientation, gender identity, disability, or familial status.

359 213.055. 1. It shall be an unlawful employment
360 practice:

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

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

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

379 (2) For a labor organization to exclude or to expel
380 from its membership any individual or to discriminate in any
381 way against any of its members or against any employer or
382 any individual employed by an employer because of race,

383 color, religion, national origin, sex, sexual orientation,
384 gender identity, ancestry, age, or disability of any
385 individual; or to limit, segregate, or classify its
386 membership, or to classify or fail or refuse to refer for
387 employment any individual, in any way which would deprive or
388 tend to deprive any individual of employment opportunities,
389 or would limit such employment opportunities or otherwise
390 adversely affect [his] such individual's status as an
391 employee or as an applicant for employment, because of such
392 individual's race, color, religion, national origin, sex,
393 sexual orientation, gender identity, ancestry, age, or
394 disability; or for any employer, labor organization, or
395 joint labor-management committee controlling apprenticeship
396 or other training or retraining, including on-the-job
397 training programs to discriminate against any individual
398 because of [his] such individual's race, color, religion,
399 national origin, sex, sexual orientation, gender identity,
400 ancestry, age, or disability in admission to, or employment
401 in, any program established to provide apprenticeship or
402 other training;

403 (3) For any employer or employment agency to print or
404 circulate or cause to be printed or circulated any
405 statement, advertisement or publication, or to use any form
406 of application for employment or to make any inquiry in
407 connection with prospective employment, which expresses,
408 directly or indirectly, any limitation, specification, or
409 discrimination, because of race, color, religion, national
410 origin, sex, sexual orientation, gender identity, ancestry,
411 age, or disability unless based upon a bona fide
412 occupational qualification or for an employment agency to
413 fail or refuse to refer for employment, or otherwise to
414 discriminate against, any individual because of his or her
415 race, color, religion, national origin, sex, sexual

416 orientation, gender identity, ancestry, age, as it relates
417 to employment, or disability, or to classify or refer for
418 employment any individual because of [his or her] such
419 individual's race, color, religion, national origin, sex,
420 sexual orientation, gender identity, ancestry, age, or
421 disability.

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

441 3. Nothing contained in this chapter shall be
442 interpreted to require any employer, employment agency,
443 labor organization, or joint labor-management committee
444 subject to this chapter to grant preferential treatment to
445 any individual or to any group because of the race, color,
446 religion, national origin, sex, sexual orientation, gender
447 identity, ancestry, age, or disability of such individual or
448 group on account of an imbalance which may exist with

449 respect to the total number or percentage of persons of any
450 race, color, religion, national origin, sex, sexual
451 orientation, gender identity, ancestry, age, or disability
452 employed by any employer, referred or classified for
453 employment by any employment agency or labor organization,
454 admitted to membership or classified by any labor
455 organization, or admitted to or employed in any
456 apprenticeship or other training program, in comparison with
457 the total number or percentage of persons of such race,
458 color, religion, national origin, sex, sexual orientation,
459 gender identity, ancestry, age, or disability in any
460 community, state, section, or other area, or in the
461 available workforce in any community, state, section, or
462 other area.

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

468 213.065. 1. All persons within the jurisdiction of
469 the state of Missouri are free and equal and shall be
470 entitled to the full and equal use and enjoyment within this
471 state of any place of public accommodation, as hereinafter
472 defined, without discrimination or segregation because of
473 race, color, religion, national origin, sex, sexual
474 orientation, gender identity, ancestry, or disability.

475 2. It is an unlawful discriminatory practice for any
476 person, directly or indirectly, to refuse, withhold from or
477 deny any other person, or to attempt to refuse, withhold
478 from or deny any other person, any of the accommodations,
479 advantages, facilities, services, or privileges made
480 available in any place of public accommodation, as defined
481 in section 213.010 and this section, or to segregate or

482 discriminate against any such person in the use thereof
483 because of race, color, religion, national origin, sex,
484 sexual orientation, gender identity, ancestry, or disability.

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

493 213.070. 1. It shall be an unlawful discriminatory
494 practice for an employer, employment agency, labor
495 organization, or place of public accommodation:

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

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

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

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

513 2. This chapter, in addition to chapter 285 and
514 chapter 287, shall provide the exclusive remedy for any and

515 all claims for injury or damages arising out of an
516 employment relationship.

517 213.101. 1. The provisions of this chapter shall be
518 construed to accomplish the purposes thereof and any law
519 inconsistent with any provision of this chapter shall not
520 apply. Nothing contained in this chapter shall be deemed to
521 repeal any of the provisions of any law of this state
522 relating to discrimination because of race, color, religion,
523 national origin, sex, sexual orientation, gender identity,
524 ancestry, age, disability, or familial status.

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

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

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

545 5. The general assembly hereby expressly abrogates by
546 this statute the holding in *Hurst v. Kansas City Mo. School*
547 *District*, 437 S.W.3d 327 (Mo.App. W.D. 2014), that Missouri

548 Approved Instruction 19.01 may be applied to actions brought
549 pursuant to this chapter, and the holding in *Thomas v.*
550 *McKeever's Enterprises, Inc.*, 388 S.W.3d 206 (Mo.App. W.D.
551 2012), that juries shall not be instructed that plaintiffs
552 bear the burden of establishing "but for" causation in
553 actions brought pursuant to this chapter.

554 6. The general assembly hereby abrogates all Missouri-
555 approved jury instructions specifically addressing civil
556 actions brought under this chapter which were in effect
557 prior to August 28, 2017."