

Journal of the Senate

FIRST REGULAR SESSION

SIXTY-FIRST DAY - THURSDAY, MAY 1, 2025

The Senate met pursuant to adjournment.

President Wasinger in the Chair.

The Reverend Stephen George offered the following prayer:

“May the God of hope fill you with all joy and peace as you trust in Him, so that you may overflow with hope by the power of the Holy Spirit.” (Romans 15:13 NIV)

Almighty God, on this National Day of Prayer, we join our brothers and sisters across the nation in recognizing that You are the God of hope. As we put our trust in You today, we ask that You would fill us with joy and peace. May a peace beyond understanding settle over every debate, every decision, and every heart. We ask this in Your Holy Name, 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

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Moon
Mosley	Nicola	Nurrenbern	O’Laughlin	Roberts	Schnelting	Trent
Washington	Webber	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Carter	Cierpiot	Schroer—3
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Vacancies—None

The Lieutenant Governor was present.

The Senate observed a moment of silence for Kansas City Fireman Graham Hoffman.

RESOLUTIONS

Senator Nurrenbern offered Senate Resolution No. 430, regarding Eagle Scout Dominic J. Martin, Kansas City, which was adopted.

Senator Nurrenbern offered Senate Resolution No. 431, regarding Eagle Scout Reece Schroeder, Kansas City, which was adopted.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR
STATE OF MISSOURI
May 1, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Cary Corley, 303 Northeast Sunderland Court, Lee's Summit, Jackson County, Missouri 64064, as a member of the Committee of Professional Counselors, for a term ending August 28, 2028, and until his successor is duly appointed and qualified; vice, Cindy Baker, term expired.

Respectfully submitted,

Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 1, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Mark C. Ellebracht. Democrat, 1199 West Saint Paul Avenue, Excelsior Springs, Clay County, Missouri 64102, as a member of the Board of Probation and Parole, for a term ending December 10, 2029, or until his successor is duly appointed and qualified; vice, Jimmie Lee Wells, term expired.

Respectfully submitted,

Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 1, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Tracey S.C. Lewis, Independent, 3950 Bell Street, Kansas City, Jackson County, Missouri 64111, as a member of the Missouri Housing Development Commission, for a term ending October 13, 2028, and until his successor is duly appointed and qualified; vice, Tracey S.C. Lewis, reappointed.

Respectfully submitted,

Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 1, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Paul Ogier, Independent, 418 Greenstone Drive, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Health and Educational Facilities Authority of the State of Missouri, for a term ending July 30, 2029, and until his successor is duly appointed and qualified; vice, Michael Henze, term expired.

Respectfully submitted,
Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 1, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Jennifer D. Zimmerman, 6206 Northeast 120th Street, Kansas City, Clay County, Missouri 64166, as a member of the Peace Officer Standards and Training Commission, for a term ending October 3, 2025, and until her successor is duly appointed and qualified; vice, Edward Clark, term expired.

Respectfully submitted,
Mike Kehoe
Governor

President Pro Tem O'Laughlin moved that the above appointments be returned to the Governor per his request, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Scott Boswell, as a member of the Kansas City Board of Police Commissioners;

Also,

Justin Arnold, as a member of the Peace Officer Standards and Training Commission;

Also,

Christopher DiGiuseppi, as a member of the Peace Officer Standards and Training Commission;

Also,

Alphonso Hogan, as a member of the Peace Officer Standards and Training Commission;

Also,

Erik Holland, as a member of the Peace Officer Standards and Training Commission;

Also,

Thomas Leasor, as a member of the Peace Officer Standards and Training Commission;

Also,

Joseph Barbaglia, Democrat, as a member of the St. Louis City Board of Election Commissioners;

Also,

W. Dudley McCarter, Independent, as a member of the Coordinating Board for Higher Education;

Also,

Andrew L. Schwartz, Republican, as a member of the St. Louis City Board of Election Commissioners;
and

William Thiel, as a member of the Missouri Agricultural and Small Business Development Authority.

Senator O’Laughlin requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator O’Laughlin moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

PRIVILEGED MOTIONS

Senator Crawford moved that **SS** for **SCS** for **SB 98**, with **HA 1**, **HA 2**, **HA 3**, **HA 4**, **HA 5**, **HA 6**, **HA 7**, **HA 8**, and **HA 9**, be taken up for 3rd reading and final passage, which motion prevailed.

HA 1 was taken up.

Senator Crawford moved that **HA 1** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nurrenbern	O’Laughlin	Roberts	Schnelting	Trent	Washington	Webber
Williams—29						

NAYS—Senators

Moon	Nicola—2
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Absent—Senators—None

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

HA 2 was taken up.

Senator Crawford moved that **HA 2** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Black	Brattin	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough
Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley	Nurrenbern
O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber	Williams—28

NAYS—Senators

Moon Nicola—2

Absent—Senator Bernskoetter—1

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

HA 3 was taken up.

Senator Crawford moved that **HA 3** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nurrenbern	O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber
Williams—29						

NAYS—Senators

Moon Nicola—2

Absent—Senators—None

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

HA 4 was taken up.

Senator Crawford moved that **HA 4** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brown (16)	Brown (26)	Burger
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Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough
Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley	Nurrenbern
O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber	Williams—28

NAYS—Senators

Moon	Nicola—2
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Absent—Senator Brattin—1

Absent with leave—Senators

Carter	Cierpiot	Schroer—3
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Vacancies—None

HA 5 was taken up.

Senator Crawford moved that **HA 5** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nurrenbern	O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber
Williams—29						

NAYS—Senators

Moon	Nicola—2
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Absent—Senators—None

Absent with leave—Senators

Carter	Cierpiot	Schroer—3
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Vacancies—None

HA 6 was taken up.

Senator Crawford moved that **HA 6** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Gregory (15)	Gregory (21)	Henderson	Hough	Hudson
Lewis	Luetkemeyer	May	McCreery	Mosley	Nurrenbern	O'Laughlin
Roberts	Trent	Washington	Webber	Williams—26		

NAYS—Senators

Fitzwater	Moon	Nicola—3
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Absent—Senators

Brattin	Schnelting—2
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Absent with leave—Senators

Carter	Cierpiot	Schroer—3
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Vacancies—None

HA 7 was taken up.

Senator Crawford moved that **HA 7** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough
Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley	Nurrenbern
O'Laughlin	Roberts	Trent	Washington	Webber	Williams—27	

NAYS—Senators

Moon Nicola—2

Absent—Senators

Brattin Schnelting—2

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

HA 8 was taken up.

Senator Crawford moved that **HA 8** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nurrenbern	O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber
Williams—29						

NAYS—Senators

Moon Nicola—2

Absent—Senators—None

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

HA 9 was taken up.

Senator Crawford moved that **HA 9** to **SS** for **SCS** for **SB 98** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nurrenbern	O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber
Williams—29						

NAYS—Senators

Moon Nicola—2

Absent—Senators—None

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

On motion of Senator Crawford, **SS** for **SCS** for **SB 98**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Mosley
Nurrenbern	O'Laughlin	Roberts	Schnelting	Trent	Washington	Webber
Williams—29						

NAYS—Senators

Moon Nicola—2

Absent—Senators—None

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

The President declared the bill passed.

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 Luetkemeyer moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

BILLS DELIVERED TO THE GOVERNOR

SS for **SB 1**, after having been duly signed by the Speaker of the House of Representatives in open session, was delivered to the Governor by the Secretary of the Senate.

PRIVILEGED MOTIONS

Senator Henderson moved that the Senate refuse to concur in **HCS** for **SS** for **SB 67**, as amended, and request the House to recede from its position and take up and pass the bill, which motion prevailed.

HOUSE BILLS ON THIRD READING

HCS for **HB 169**, entitled:

An Act to repeal sections 301.010 and 307.010, RSMo, and to enact in lieu thereof two new sections relating to cotton trailers.

Was taken up by Senator Bean.

On motion of Senator Bean, **HCS** for **HB 169** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Lewis	Luetkemeyer	May	McCreery	Moon
Mosley	Nicola	Nurrenbern	O'Laughlin	Roberts	Schnelting	Trent
Washington	Webber	Williams—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Carter	Cierpiot	Schroer—3
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Vacancies—None

The President declared the bill passed.

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

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

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

President Pro Tem O'Laughlin assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Bernskoetter, Chair of the Committee on Fiscal Oversight, submitted the following reports:

Madam President: Your Committee on Fiscal Oversight, to which were referred **SS No. 2** for **HB 419** and **SS** for **SCS** for **HB 754**, begs leave to report that it has considered the same and recommends that the bills do pass.

On behalf of Senator Cierpiot, Chair of the Committee on Commerce, Consumer Protection, Energy and the Environment, Senator Henderson submitted the following report:

Madam President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HBs 516, 290, and 778**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached do pass.

On behalf of Senator Brown (16), Chair of the Committee on Emerging Issues and Professional Registration, Senator Burger submitted the following report:

Madam President: Your Committee on Emerging Issues and Professional Registration, to which was referred **HB 596**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Madam President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HB 1041**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brattin, Chair of the Committee on Education, submitted the following report:

Madam President: Your Committee on Education, to which was referred **HCS** for **HB 607**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Trent, Chair of the Committee on General Laws, submitted the following reports:

Madam President: Your Committee on General Laws, to which was referred **HCS** for **HBs 145** and **59**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Madam President: Your Committee on General Laws, to which was referred **HCS** for **HB 105**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Schroer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, Senator Gregory (15) submitted the following report:

Madam President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 49**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Black, Chair of the Committee on Local Government, Elections, and Pensions, submitted the following report:

Madam President: Your Committee on Local Government, Elections and Pensions, to which was referred **HCS** for **HB 507**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Carter, Chair of the Committee on Families, Seniors, and Health, Senator Nicola submitted the following report:

Madam President: Your Committee on Families, Seniors, and Health, to which was referred **HCS** for **HJR 73**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

President Wasinger assumed the Chair.

HOUSE BILLS ON THIRD READING

Senator Crawford moved that **SS No. 2** for **HB 419**, be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS No. 2 for **HB 419** was again taken up.

On motion of Senator Crawford, **SS No. 2** for **HB 419** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)
Burger	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Luetkemeyer	May	Mosley	Nicola	Nurrenbern
O'Laughlin	Roberts	Schnelting	Trent	Webber	Williams—27	

NAYS—Senators

Lewis	McCreery	Moon	Washington—4
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Absent—Senators—None

Absent with leave—Senators

Carter Cierpiot Schroer—3

Vacancies—None

The President declared the bill passed.

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 Luetkemeyer moved that motion lay on the table, which motion prevailed.

Pursuant to Senate Rule 93, Senator Moon submitted the following:

May 1, 2025

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

PROTEST OF SS NO. 2 FOR HB 419

Pursuant to Missouri Senate Rule 93, I submit my protest to Senate Substitute No. 2 for House Bill 419.

When introduced, the purpose of House Bill (HB) 419 related to tuition for military personnel. Specifically, the bill provided that “military service personnel, their spouses, and unemancipated children under the age of 24, individuals serving the Missouri National Guard, and any individuals serving in U.S. Armed Forces, be considered Missouri residents for the purposes of any undergraduate or graduate degree in Missouri institutions of higher education.”

House Bill 419 was heard in the Senate Veterans and Military Affairs committee and was passed unchanged by the committee.

A Senate Substitute was adopted which changed the purpose from the original (relating to tuition for military personnel) to relating to education. This change included a provision to allow Missouri State University to offer doctoral programs, the observance of Veterans Day as a holiday for the University of Missouri employees, bonds held by the state treasurer, the acceptance of International Baccalaureate scores by Missouri Universities, the Public Safety Recruitment and Retention Act, and the ‘boots to business’ program.

Missouri’s Constitution states, in Article III, section 21, “. . . no bill shall be so amended through its passage through either house as to change its original purpose.” In my understanding of the changes made to HB 419, it appears to be evident the bill violates the state constitution. Therein lies the reason for my vote against the bill.



Mike Moon
District 29

Senator Crawford moved that **SS for SCS for HB 754**, be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for SCS for HB 754 was again taken up.

On motion of Senator Crawford, **SS for SCS for HB 754** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16)	Brown (26)	Burger
Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson	Hough
Hudson	Luetkemeyer	Nicola	O’Laughlin	Schnelting	Trent—20	

NAYS—Senators

Beck	Lewis	May	McCreery	Moon	Mosley	Nurrenbern
Roberts	Washington	Webber	Williams—11			

Absent—Senators—None

Absent with leave—Senators

Carter	Cierpiot	Schroer—3
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Vacancies—None

The President declared the bill passed.

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 Luetkemeyer moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Brown (26) moved that the Senate refuse to concur in **HCS** for **SS** for **SB 63**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

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

Madam President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SB 68**, as amended, and grants the Senate a conference thereon.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has concurred in **SA 1** to **HCS** for **HJR**s **23** and **3** and has taken up and passed **HCS** for **HJR**s **23** and **3**, as amended.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has concurred in **SA 1** and **SA 2** to **HCS** for **HB**s **296** and **438** and has taken up and passed **HCS** for **HB**s **296** and **438**, as amended.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 2**. Representatives: Deaton, Davidson, Fogle, Chappell, Terry.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3**. Representatives: Deaton, Davidson, Fogle, Cupps, Kimble.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 4**. Representatives: Deaton, Davidson, Fogle, Brown (149), Kimble.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 5**. Representatives: Deaton, Davidson, Fogle, Voss, Murray.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 6**. Representatives: Deaton, Davidson, Fogle, Voss, Murray.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 7**. Representatives: Deaton, Davidson, Fogle, Chappell, Kimble.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 8**. Representatives: Deaton, Davidson, Fogle, Brown (149), Douglas.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 9**. Representatives: Deaton, Davidson, Fogle, Brown (149), Douglas.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 10**. Representatives: Deaton, Davidson, Fogle, Hausman, Proudie.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 11**. Representatives: Deaton, Davidson, Fogle, Hausman, Proudie.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 12**. Representatives: Deaton, Davidson, Fogle, Chappell, Terry.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 13**. Representatives: Deaton, Davidson, Fogle, Voss, Young.

Also,

Madam President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 17**. Representatives: Deaton, Davidson, Fogle, Cupps, Murray.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 396**.

Bill ordered enrolled.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCR 3**.

Concurrent Resolution ordered enrolled.

REFERRALS

President Pro Tem O’Laughlin referred **HB 1041** and **HCS** for **HJR 73** to the Committee on Fiscal Oversight.

On motion of Senator Luetkemeyer, the Senate recessed until 12:00 p.m.

RECESS

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

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 2**: Senators Nurrenbern, May, Henderson, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3**: Senators Washington, Nurrenbern, Henderson, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 4**: Senators Nurrenbern, Williams, Fitzwater, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 5**: Senators Nurrenbern, May, Fitzwater, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 6**: Senators Washington, Nurrenbern, Bean, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 7**: Senators Washington, May, Bean, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 8**: Senators May, Williams, Hudson, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 9**: Senators May, Washington, Hudson, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 10**: Senators Washington, Williams, Crawford, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 11**: Senators Washington, May, Crawford, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 12**: Senators Washington, Nurrenbern, Fitzwater, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 13**: Senators Williams, May, Crawford, Black, and Hough.

President Pro Tem O’Laughlin appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 17**: Senators Washington, Nurrenbern, Crawford, Black, and Hough.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief:

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 71**, entitled:

An Act to repeal sections 34.074, 43.546, 57.530, 70.630, 87.140, 87.145, 87.260, 210.482, 210.487, 287.243, 569.170, 590.060, and 590.100, RSMo, and to enact in lieu thereof fifty-six new sections relating to compensation for public safety personnel, with penalty provisions and an emergency clause for a certain section.

With HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 71, Page 1, In the Title, Line 4, by deleting the words "compensation for public safety personnel" and inserting in lieu thereof the words "public safety"; and

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

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 71, Pages 7-13, Section 173.2655, Lines 1-202, by deleting said lines and inserting in lieu thereof the following:

"173.2655. 1. This section and section 173.2660 shall be known and may be cited as the "Public Safety Recruitment and Retention Act".

2. For purposes of this section and section 173.2660, unless the context clearly indicates otherwise, the following terms mean:

(1) "Advanced emergency medical technician", as such term is defined in section 190.100;

(2) "Department", the department of higher education and workforce development;

(3) "Emergency medical technician", as such term is defined in section 190.100;

(4) "Firefighter", any officer or employee of a fire department who is employed for the purpose of fighting fires, excluding volunteer firefighters and anyone employed in a clerical or other capacity not involving fire-fighting duties;

(5) "Institution of higher education", a public community college, state college, or state university located in Missouri; or an approved private institution, as such term is defined in section 173.1102, that chooses to accept any tuition award money pursuant to subdivision (2) of subsection 7 of this section; or an emergency medical services training entity accredited or certified by the Missouri department of health and senior services pursuant to the provisions of section 190.131;

(6) "Legal dependent", as such term is defined by the United States Department of Education for purposes of the Free Application for Federal Student Aid;

(7) "Line of duty", any action that public safety personnel is authorized or obligated by law, rule, or regulation to perform, related to or as a condition of employment or service;

(8) "Open seat", a vacant position in a class, course, or program that is available for enrollment, and which may become available when a student drops out or transfers, or when a class, course, or program has unused capacity, allowing new students to register or enroll;

(9) "Paramedic", as such term is defined in section 190.100;

(10) "Police officer", any person who, by virtue of office or public employment, is vested by law with the power and duty to make arrests for violation of the laws of the state of Missouri or ordinances of any municipality thereof, while acting within the scope of his or her authority as an employee of a public law enforcement agency, as such term is defined in section 590.1040;

(11) "Public safety personnel", includes any police officer, firefighter, paramedic, telecommunicator first responder, emergency medical technician, or advanced emergency medical technician who is trained and authorized by law or rule to render emergency medical assistance or treatment;

(12) "Telecommunicator first responder", as such term is defined in section 650.320;

(13) "Tuition", the charges and cost of tuition as set by the governing body of an institution of higher education, including fees such as course fees, activity fees, technology fees, and mandatory fees charged by such institution to all full-time students as a condition of enrollment, but excluding the costs of room, board, books, and any other educational materials, equipment, or supplies.

3. Subject to appropriation, public safety personnel with at least six years of service shall be entitled to an award worth up to one hundred percent of the resident tuition charges of an institution of higher education if the individual:

(1) Possesses one of the following:

(a) A current, valid license issued by the department of health and senior services authorizing such person to serve as an emergency medical technician, advanced emergency medical technician, or paramedic;

(b) A current, valid license issued by the peace officer standards and training commission authorizing such person to serve as a peace officer pursuant to the provisions of chapter 590;

(c) A current, valid certificate issued by the division of fire safety authorizing such person to serve as a firefighter; or

(d) A current, valid certificate confirming successful completion of any ongoing training requirements pursuant to section 650.340; and

(e) For all public safety personnel, a certificate of verification signed by the individual's supervisor or employer verifying that such individual is currently employed full-time as public safety personnel and trained and authorized by law or rule to render emergency medical assistance or treatment;

(2) Meets all admission requirements of the institution of higher education;

(3) Has not already earned a baccalaureate degree;

(4) Pursues studies leading to a license or certification issued by a training entity accredited or certified pursuant to the provisions of section 190.131, an associate degree or baccalaureate degree in one of the following academic subject areas:

(a) For police officers, eligible subjects include forensic science, fisheries and wildlife, political science, psychology, history, philosophy, sociology, anthropology, global studies, Spanish, journalism, advertising, public relations, nutrition and health sciences, communication sciences and disorders, and criminal justice;

(b) For firefighters, paramedics, emergency medical technicians, and advanced emergency medical technicians, eligible subjects include biology, chemistry, biochemistry, microbiology, nutrition and health sciences, communication sciences and disorders, Spanish, advertising, public relations, paramedicine, fire science, fire technology, fire administration, fire management, communications, homeland security, emergency management, disaster management, and crisis management; and

(c) For telecommunicator first responders, eligible subjects include any subject specified in paragraph (a) or (b) of this subdivision;

(5) Submits verification of the professional license or certificate and the certificate of verification required by subdivision (1) of this subsection to the department, in a form and manner as prescribed by the department;

(6) Files with the department documentation showing proof of employment as public safety personnel and proof of residence in Missouri each year such individual or such individual's legal dependent applies for and receives the tuition award;

(7) First applies for all other forms of federal and state student financial aid before applying for a tuition award, including, but not limited to, filing the United States Department of Education Free Application for Federal Student Aid and, if applicable, applying for financial assistance pursuant to the provisions of 38 U.S.C. Section 3301, et seq.; and

(8) Submits a document to the department confirming that the public safety personnel has satisfied the provisions of subdivision (7) of this subsection, to be submitted in a form and manner as prescribed by the department.

4. Public safety personnel may receive the tuition award pursuant to subsection 3 of this section for up to five years if they otherwise continue to be eligible for the tuition award. The five years of tuition award eligibility starts once the individual applies for and receives the tuition award for the first time and is available to such individual for the next five consecutive years or the individual's achievement of one hundred twenty credit hours, whichever occurs first.

5. Subject to appropriation, a legal dependent of public safety personnel with at least ten years of service shall be entitled to a tuition award worth up to one hundred percent of the resident tuition charges of an institution of higher education for an associate or baccalaureate degree program if such public safety personnel satisfies the provisions of subdivisions (1), (5), and (6) of subsection 3 of this section and the legal dependent:

(1) Executes an agreement with the department in accordance with the provisions of section 173.2660;

(2) Has not previously earned a baccalaureate degree;

(3) Meets all admission requirements of the institution of higher education;

(4) First applies for all other forms of federal and state student financial aid before applying for a tuition award, including, but not limited to, filing the United States Department of Education Free Application for Federal Student Aid and, if applicable, applying for financial assistance pursuant to the provisions of 38 U.S.C. Section 3301, et seq.;

(5) Submits a document to the department confirming that the legal dependent has satisfied subdivision (4) of this subsection, to be submitted in a form and manner as prescribed by the department;

(6) Submits the verification required pursuant to subsection 8 of this section to the department; and

(7) Pursues studies leading to a license or certification issued by a training entity accredited or certified pursuant to the provisions of section 190.131, an associate degree or baccalaureate degree in any one of the subject areas specified in paragraphs (a) to (c) of subdivision (4) of subsection 3 of this section.

6. A legal dependent may receive the tuition award for up to five years if the public safety personnel and the legal dependent continue to be eligible for such tuition award. The five years of tuition award eligibility starts once the legal dependent applies for and receives the tuition award for the first time and is available to such legal dependent for the next five consecutive years or the legal dependent's achievement of one hundred twenty credit hours, whichever occurs first.

7. The tuition award shall be worth:

(1) Up to one hundred percent of the public safety personnel's or the legal dependent's tuition remaining due after subtracting awarded federal financial aid grants and state scholarships and grants for the eligible public safety personnel or legal dependent during the time the public safety personnel or legal dependent is enrolled. To remain eligible, the public safety personnel or legal dependent shall comply with all requirements of the institution for continued attendance and award of an associate degree or a baccalaureate degree; or

(2) In the case of tuition at an approved private institution, up to one hundred percent of the public safety personnel's or the legal dependent's tuition remaining due after subtracting awarded federal financial aid grants and state scholarships and grants for the eligible public safety personnel or legal dependent during the time the public safety personnel or legal dependent is enrolled, up to a maximum amount that is equal to the total cost of tuition and mandatory fees charged to a Missouri resident at the public community college, state college, or state university with the highest combined tuition and mandatory fee cost in the state at the time a tuition grant is awarded, as determined by the department. A private institution that chooses to accept as a tuition payment any tuition award money pursuant to this subdivision shall not charge the recipient of the tuition award

any tuition that exceeds the maximum combined tuition and mandatory fee cost as determined by the department prior to the application of the tuition award.

8. (1) An application for a tuition award shall include a verification of the public safety personnel's satisfaction of the requirements of subdivisions (1), (5), and (6) of subsection 3 of this section. The public safety personnel shall include such verification when he or she or his or her legal dependent is applying to the department for a tuition waiver.

(2) The death of public safety personnel in the line of duty which occurs after submission of an application for a tuition award shall not disqualify such individual's otherwise eligible legal dependent from receiving the tuition award. In such case, in lieu of submitting the certificate of verification provided for in subdivision (1) of this subsection, the legal dependent shall submit a statement attesting that:

(a) At the time of death, such public safety personnel satisfied the requirements of subdivision (1) of this subsection; and

(b) Such public safety personnel died in the line of duty.

9. The department shall provide a tuition award to public safety personnel and legal dependents who satisfy the provisions of this section and section 173.2660, if applicable, and apply for an open seat at an institution of higher education, but shall not provide a tuition award if doing so would require the institution to create additional seats exceeding class, course, or program capacity.

10. All applicants for a tuition award shall submit their applications to the department no later than December fifteenth annually. No later than March first annually, the department shall send written notice of the applicant's eligibility or ineligibility for the tuition award and state whether the application has been approved or denied. If the applicant is determined not to be eligible for the tuition award, the notice shall include the reason or reasons for such determination. If the application is denied, the notice shall include the reason or reasons for the denial.

11. The department shall promulgate rules to implement the provisions of this section and section 173.2660. 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, 2025, shall be invalid and void.

12. (1) There is hereby created in the state treasury the "Public Safety Recruitment and Retention Fund", which shall consist of moneys appropriated by the general assembly or any gifts, donations, or bequests for the purpose of implementing the provisions of this section and section 173.2660. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of higher education and workforce development for the purpose of granting tuition awards as provided in this section and section 173.2660.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

13. In any year in which moneys in the public safety recruitment and retention fund are insufficient to fully fund tuition awards for all eligible applicants, tuition awards shall be awarded in the following order of priority; provided that, in the event of a tie in eligibility, available funds shall be distributed on a pro rata basis:

(1) Priority class one shall include public safety personnel, in the following order:

(a) Public safety personnel in departments located wholly or partially in counties or cities not within a county with the highest crime rate per capita, as determined by the most recent uniform crime reporting statistics from the Federal Bureau of Investigation; and

(b) Public safety personnel with the most years of service; and

(2) Priority class two shall include dependents of public safety personnel, in the following order:

(a) Dependents of public safety personnel in departments located wholly or partially in counties or cities not within a county with the highest crime rate per capita, as determined by the most recent uniform crime reporting statistics from the Federal Bureau of Investigation; and

(b) Dependents of public safety personnel with the most years of service.

14. The tuition awards provided for in this section and section 173.2660 are subject to appropriation. If there are no moneys in the fund established in subsection 12 of this section, no tuition awards shall be granted."; and

Further amend said bill, Pages 13-14, Section 173.2660, Lines 1-36, by deleting said lines and inserting in lieu thereof the following:

"173.2660. 1. Each legal dependent who is a tuition award recipient pursuant to the provisions of section 173.2655 shall execute an agreement as provided in this section. Such agreement shall include the following terms, as appropriate:

(1) The tuition award recipient agrees to reside within the state of Missouri for a period of five years following the use of the tuition award;

(2) Each year during the five-year period following use of the tuition award, the tuition award recipient agrees to file a state income tax return and provide a copy of such tax return to the department to document that such recipient still resides in the state of Missouri;

(3) If the tuition award recipient fails to annually file a tax return to prove residency in the state of Missouri for the five-year period following the use of the tuition award or fails to remain a resident of Missouri for the five-year period following the use of the tuition award, the tuition award recipient agrees that the tuition award shall be treated as a loan to such recipient, subject to the following conditions:

(a) Interest shall be charged on the unpaid balance of the amount received from the date the recipient ceases to reside in Missouri until the amount received is paid back to the state. The interest rate shall be adjusted annually and shall be equal to one percentage point over the prevailing United States prime rate in effect on January first of such year; and

(b) The servicer of such loans shall be the higher education loan authority of the state of Missouri created pursuant to sections 173.350 to 173.445; and

(4) Any residency, filing, or payment obligation incurred by the tuition award recipient under section 173.2655 is canceled in the event of the tuition award recipient's total and permanent disability or death.

2. The five-year residency requirement begins once the legal dependent applies for and receives the tuition award for the first time and continues until the tuition award recipient's:

(1) Completion of the five-year tuition award eligibility period;

(2) Completion of a baccalaureate degree at an institution of higher education;

(3) Completion of an associate degree at a public community college and notification to the department that such recipient does not intend to pursue a baccalaureate degree or additional associate degree using tuition awards pursuant to the public safety recruitment and retention act; or

(4) Notification to the department that such recipient does not plan to use additional tuition awards pursuant to the public safety recruitment and retention act."; and

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

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 71, Pages 1-2, Section 34.069, Lines 1-43, by deleting said section and lines; and

Further amend said bill, Page 3, Section 34.074, Lines 1-34, by deleting said section and lines from the bill; and

Further amend said bill, Page 4, Section 57.530, Lines 1-7, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 21, Section 287.243, Lines 77-93, by deleting said lines and inserting in lieu thereof the following:

"dollars, subject to appropriation, for death occurring on or after June 19, 2009."; and

Further amend said bill, Page 43, Section 569.170, Line 6, by deleting the word "**theft**" and inserting in lieu thereof the words "**the offense of stealing**"; and

Further amend said bill, page, and section, Lines 16-18, by deleting said lines and inserting in lieu thereof the following:

"2. **(1) Except as provided in subdivision (2) of this subsection**, the offense of burglary in the second degree is a class D felony.

(2) The offense of burglary in the second degree under:

(a) Subdivision (2) of subsection 1 of this section is a class C felony if the person was in possession of a firearm or stole a firearm from the motor vehicle; or

(b) Subdivision (3) of subsection 1 of this section is a class B misdemeanor unless committed as a second or subsequent violation of subdivision (3) of subsection 1 of this section, in which case it is a class A misdemeanor."; and

Further amend said bill and page, Section 569.175, Line 3, by inserting after the second instance of the word "**vehicles**" the words "**for the purpose of committing the offense of stealing**"; and

Further amend said bill, page, and section, Line 7, by deleting the words "**E felony**" and inserting in lieu thereof the words "**A misdemeanor**"; and

Further amend said bill, Page 44, Section 574.207, Lines 1-25, by deleting said section and lines; and

Further amend said bill, Pages 45-46, Section 590.100, Lines 1-32, by deleting said section and lines from the bill; and

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

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 71, Page 23, Section 287.243, Lines 146 to 147, by deleting the phrase:

"be reauthorized as of August 28, 2025, and shall"; and

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

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 71, Page 5, Section 70.630, Line 32, by inserting after all of said section and line the following:

"70.655. 1. Upon a member's retirement he or she shall receive an allowance for life in accordance with the applicable benefit program elected by the member's employer, as follows:

(1) Benefit program L-1. A member with credited service covered by benefit program L-1 shall receive an allowance for life equal to one percent of the member's final average salary multiplied by the number of years of such credited service;

(2) Benefit program L-3. A member with credited service covered by benefit program L-3 shall receive an allowance for life equal to one and one-quarter percent of the member's final average salary multiplied by the number of years of such credited service;

(3) Benefit program LT-4. A member with credited service covered by benefit program LT-4 shall receive an allowance for life equal to one percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-two, then such member shall receive a temporary allowance equal to one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-two;

(4) Benefit program LT-5. A member with credited service covered by benefit program LT-5 shall receive an allowance for life equal to one and one-quarter percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-two, then such member shall receive a temporary allowance equal to three-quarters of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-two;

(5) Benefit program L-6. A member with credited service covered by benefit program L-6 shall receive an allowance for life equal to two percent of the member's final average salary multiplied by the number of years of such credited service;

(6) Benefit program L-7. A member with credited service covered by benefit program L-7 shall receive an allowance for life equal to one and one-half percent of the member's final average salary multiplied by the number of years of such credited service;

(7) Benefit program LT-8. A member with credited service covered by benefit program LT-8 shall receive an allowance for life equal to one and one-half percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-two, then such member shall receive a temporary allowance equal to one-half of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-two;

(8) Benefit program LT-4(65). A member with credited service covered by benefit program LT-4(65) shall receive an allowance for life equal to one percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(9) Benefit program LT-5(65). A member with credited service covered by benefit program LT-5(65) shall receive an allowance for life equal to one and one-quarter percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring

as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to three-quarters of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(10) Benefit program LT-8(65). A member with credited service covered by benefit program LT-8(65) shall receive an allowance for life equal to one and one-half percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to one-half of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(11) Benefit program L-9. A member with credited service covered by benefit program L-9 shall receive an allowance for life equal to one and six-tenths percent of the member's final average salary multiplied by the number of years of such credited service;

(12) Benefit program LT-10(65). A member with credited service covered by benefit program LT-10(65) shall receive an allowance for life equal to one and six-tenths percent of the members' final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to four-tenths of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(13) Benefit program L-11. Benefit program L-11 may cover employment in a position only if such position is not concurrently covered by federal Social Security; in addition, if such position was previously covered by federal Social Security, benefit program L-11 may cover only employment rendered after cessation of federal Social Security coverage. A member with credited service covered by benefit program L-11 shall receive an allowance for life equal to two and one-half percent of the member's final average salary multiplied by the number of years of such credited service;

(14) Benefit program L-12. A member with credited service covered by benefit program L-12 shall receive an allowance for life equal to one and three-quarter percent of the member's final average salary multiplied by the number of years of such credited service;

(15) Benefit program LT-14(65). A member with credited service covered by benefit program LT-14(65) shall receive an allowance for life equal to one and three-quarter percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645, 70.650, or 70.670, then such member shall receive a temporary allowance equal to one-quarter of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death or the member's attainment of age sixty-five.

2. If each portion of a member's credited service is not covered by the same benefit program, then the member's total allowance for life shall be the total of the allowance for life determined under each applicable benefit program.

3. Each employer shall have the credited service of each of its members covered by benefit program L-1 provided for in this section unless such employer shall have elected another benefit program provided for in this section.

4. Except as otherwise provided in this subsection, each political subdivision, by majority vote of its governing body, may elect from time to time to cover its members, whose political subdivision employment is concurrently covered by federal Social Security, under one of the benefit programs provided for in this section. Each political subdivision, by majority vote of its governing body, may elect from time to time to cover its members, whose political subdivision employment is not concurrently covered by federal Social Security, under one of the benefit programs provided for in this section. The clerk or secretary of the political subdivision shall certify the election of the benefit program to the board within ten days after such vote. The effective date of the political subdivision's benefit program is the first day of the calendar month specified by such governing body, or the first day of the calendar month next following receipt by the board of the certification of election of benefit program, or the effective date of the political subdivision becoming an employer, whichever is the latest. Such election of benefit program may be changed from time to time by such vote, but not more often than biennially. If such changed benefit program provides larger allowances than the benefit program previously in effect, then such larger benefit program shall be applicable to the past and future employment with the employer by present and future employees. If such changed benefit program provides smaller allowances than the benefit program previously in effect, then such changed benefit program shall be applicable only to credited service for employment rendered from and after the effective date of such change. After August 28, 1994, political subdivisions shall not elect coverage under benefit program LT-4, benefit program LT-5, or benefit program LT-8. After August 28, 2005, political subdivisions shall not elect coverage under benefit program L-9 or benefit program LT-10(65).

5. Should an employer change its election of benefit program as provided in this section, the employer contributions shall be correspondingly changed effective the same date as the benefit program change.

6. The limitation on increases in an employer's contribution provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer electing a benefit program which provides larger allowances.

7. Subject to the provisions of subsections **8 and 9** [and 10] of this section, for an allowance becoming effective on September 28, 1975, or later, and beginning with the October first which is at least twelve full months after the effective date of the allowance, the amount of the allowance shall be redetermined effective each October first and such redetermined amount shall be payable for the ensuing year. Subject to the limitations stated in the next sentence, such redetermined amount shall be the amount of the allowance otherwise payable multiplied by the following percent: one hundred percent, plus two percent for each full year (excluding any fraction of a year) in the period from the effective date of the allowance to the current October first. In no event shall such redetermined amount (1) be less than the amount of the allowance otherwise payable nor (2) be more than the amount of the allowance otherwise payable multiplied by the following fraction: the numerator shall be the Consumer Price Index for the month of

June immediately preceding such October first (but in no event an amount less than the denominator below) and the denominator shall be the Consumer Price Index for the month of June immediately preceding the effective date of the allowance. As used herein, "Consumer Price Index" means **a measure of the Consumer Price Index [for Urban Wage Earners and Clerical Workers,]** as determined by the United States Department of Labor and **adopted by the board of trustees** [in effect January 1, 1975; provided, should such Consumer Price Index be restructured subsequent to 1974 in a manner materially changing its character, the board shall change the application of the Consumer Price Index so that as far as is practicable the 1975 intent of the use of the Consumer Price Index shall be continued]. As used herein "the amount of the allowance otherwise payable" means the amount of the allowance which would be payable without regard to these provisions redetermining allowance amounts after retirement.

8. [Subject to the provisions of subsections 9 and 10 of this section, for an allowance becoming effective on September 28, 1975, or later, the maximum allowance payable under the provisions of section 70.685 shall be redetermined each October first in the same manner as an allowance is redetermined under the provisions of subsection 7 of this section.

9.] (1) The system establishes reserves for the payment of future allowances to retirants and beneficiaries. Should the board determine, after consulting with the actuary, that the established reserves are more than sufficient to provide such allowances, the board may increase the annual increase rate provided for in [subsections] **subsection 7** [and 8] of this section, as it applies to any allowance payable, but in no event shall the total of all redetermined amounts as of October first of any year be greater than one hundred four percent of the allowances which would have been payable that October first without such redeterminations; provided, as of any redetermination date the same annual increase rate shall be applied to all allowances with effective dates in the range of November first to October first of the following year. The board may extend the provisions of [subsections] **subsection 7** [and 8] of this section to allowances which became effective before September 28, 1975; provided such an action by the board shall not increase an employer contribution rate then in effect;

(2) After August 28, 1993, the annual increase rate established by this subsection shall be a compound rate, compounded annually, and the four percent annual maximum rate shall also be a compound rate, compounded annually; provided, the use of such compounding shall not begin until October 1, 1993, and shall not affect redeterminations made prior to that date.

[10.] **9.** Should the board determine that the provisions of subsections 7[, 8] and [9] **8** of this section are jeopardizing the financial solvency of the system, the board shall suspend these provisions redetermining allowance amounts after retirement for such periods of time as the board deems appropriate.

70.680. 1. Any member in service with five or more years of credited service who has not attained the age and service requirements of section 70.645 and who becomes totally and permanently physically or mentally incapacitated for his duty as an employee, as the result of a personal injury or disease, may be retired by the board upon written application filed with the board by or on behalf of the member; provided, that after a medical examination of such member made by or under the direction of a medical committee consisting of three physicians, one of whom shall be selected by the board, one by or on behalf of such member, and the third by the first two physicians so named, the medical committee reports to the board, by majority opinion in writing, that such member is physically or mentally totally incapacitated for the

further performance of duty, that such incapacity will probably be permanent and that such member should be retired.

2. Upon disability retirement, as provided in subsection 1 of this section, a member shall receive an allowance for life provided for in section 70.655 and shall have the right to elect an option provided for in section 70.660. His or her disability retirement and allowance shall be subject to the provisions of subsection 5 of this section [and to the provisions of section 70.685].

3. Any member in service who becomes totally and permanently physically or mentally incapacitated for his duty as an employee, as the natural and proximate result of a personal injury or disease which the board finds to have arisen out of and in the course of his actual performance of duty as an employee, may be retired by the board upon written application filed with the board by or on behalf of the member; provided, that after a medical examination of such member made by or under the direction of a medical committee consisting of three physicians, one of whom shall be selected by the board, one by or on behalf of such member, and the third by the first two physicians so named, the medical committee reports to the board, by majority opinion in writing, that such member is physically or mentally totally incapacitated for the further performance of duty, that such incapacity will probably be permanent, and that such member should be retired.

4. Upon disability retirement as provided in subsection 3 of this section, a member shall receive an allowance for life provided for in section 70.655; provided, that for the sole purpose of computing the amount of such allowance, he or she shall be given credited service for the period from the date of his or her disability retirement to the date he or she would attain age sixty. He or she shall have the right to elect an option provided for in section 70.660. His or her disability retirement and allowance shall be subject to the provisions of subsection 5 of this section [and to the provisions of section 70.685].

5. At least once each year during the first five years following a member's retirement on account of disability, and at least once in each three-year period thereafter, the board shall require any disability retiree who has not attained his minimum service retirement age to undergo a medical examination to be made by a physician designated by the board. If the retiree refuses to submit to medical examination in any such period, his disability allowance shall be suspended by the board until his withdrawal of such refusal. If such refusal continues for one year, all his rights in and to a disability allowance shall be revoked by the board. If, upon medical examination of the retiree, the physician reports to the board that the retiree is physically and mentally able and capable of resuming his duty as an employee in the position held by him at the time of his disability retirement, then the board shall, if demanded by the retiree, arrange a further medical examination of such member made by or under the direction of a medical committee consisting of three physicians, one of whom shall be selected by the board, one by or on behalf of the member, and the third by the first two physicians named. Should the medical committee concur, by majority opinion in writing to the board, the disability retiree is capable of resumption of duty, his disability retirement shall terminate and he shall be returned to duty and he shall immediately again become a member of the system, his credited service at the time of disability retirement shall be restored to his credit, and the amount of his accumulated contributions at the time of his disability retirement shall be restored to his credit in the members deposit fund. If he was in receipt of a duty disability allowance provided for in subsection 3 of this section, he shall also be given service credit for the period he was in receipt of the duty disability allowance.

70.690. 1. In the event a member ceases to be a member other than by death before the date he becomes entitled to retire with an allowance payable by the system, he shall be paid, upon his written application filed with the board, his accumulated contributions standing to his credit in the members deposit fund.

2. In the event a member dies, and no allowance becomes or will become payable by the system on account of his death, his accumulated contributions standing to his credit in the members deposit fund at the time of his death shall be paid to such person or persons as he shall have nominated by written designation duly executed and filed with the board. If there be no such designated person or persons surviving such member, such accumulated contributions shall be paid to his surviving spouse, or to his estate if there is no surviving spouse.

3. In the event a member's membership in the system terminates, and no allowance becomes or will become payable on his account, any accumulated contributions standing to his credit in the members deposit fund unclaimed by such member or his legal representative within [three] **ten** years after the date his membership terminated, shall be transferred to the income-expense fund. If thereafter proper application is made for such accumulated contributions, the board shall pay them from the income-expense fund, but without interest after the date payment was first due.

70.745. 1. The board shall be the trustees of the funds of the system. Subject to the provisions of any applicable federal or state laws, the board shall have full power to invest and reinvest the moneys of the system, and to hold, purchase, sell, assign, transfer or dispose of any of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys.

2. The board of trustees may deliberate about, or make tentative or final decisions on, investments or other financial matters in a closed meeting under chapter 610 if disclosure of the deliberations or decisions would jeopardize the ability to implement a decision or to achieve investment objectives. A record of the retirement system that discloses deliberations about, or a tentative decision on, investments or other financial matters is not a public record under chapter 610 to the extent and so long as its disclosure would jeopardize the ability to implement a decision or to achieve investment objectives.

70.746. Notwithstanding any other provision of law to the contrary, the board of trustees may delegate to its duly appointed investment counselor authority to act in place of the board in the investment and reinvestment of all or part of the moneys of the system, and may also delegate to such counselor the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring, or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. [Such investment counselor shall be registered as an investment advisor with the United States Securities and Exchange Commission.] In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. In so doing, the board shall consider the long- and short-term needs of the system in carrying out its purposes, the system's present and anticipated financial requirements, the expected total return on the system's investment, general economic conditions, income, growth, long-term net appreciation, and probable safety of funds. No member of the board shall be liable for any action taken or omitted with respect to the exercise of or delegation of these powers and authority if such member shall have discharged

the duties of his or her position in good faith and with that degree of diligence, care, and skill which prudent men and women would ordinarily exercise under similar circumstances in a like position.

70.747. Notwithstanding any other provision of law to the contrary, the board shall have full power to invest and reinvest the funds and moneys of the system in improved real estate, including collective real estate funds and real estate investment trusts, wherever situated[; provided, however, that not more than one-tenth of the funds and moneys of the system at the time of such investment shall be so invested].

70.748. 1. Notwithstanding the provisions of section 105.662 to the contrary, the board may set up and maintain a local government employee retirement systems of Missouri investment fund account in which investment and reinvestment of all or part of the moneys of the retirement system may be placed and be available for investment purposes.

2. For the purpose of investing the funds of the retirement system, the funds may be combined with the funds of any retirement plan that is administered by the retirement system under section 70.621 and any retirement plan established for the purpose of providing benefits for employees of the system, but the funds of each plan shall be accounted for separately and for all other reporting purposes shall be separate.

3. The board of trustees may promulgate such rules and regulations consistent with the provisions of this section as deemed necessary for its proper administration, pursuant to the provisions of this section and this chapter. 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, 2025, shall be invalid and void.

86.200. The following words and phrases as used in sections 86.200 to 86.366, unless a different meaning is plainly required by the context, shall have the following meanings:

(1) "Accumulated contributions", the sum of all mandatory contributions deducted from the compensation of a member and credited to the member's individual account, together with members' interest thereon;

(2) "Actuarial equivalent", a benefit of equal value when computed upon the basis of mortality tables and interest assumptions adopted by the board of trustees;

(3) "Average final compensation":

(a) With respect to a member who earns no creditable service on or after October 1, 2001, the average earnable compensation of the member during the member's last three years of creditable service as a police officer, or if the member has had less than three years of creditable service, the average earnable compensation of the member's entire period of creditable service;

(b) With respect to a member who is not participating in the DROP pursuant to section 86.251 on October 1, 2001, who did not participate in the DROP at any time before such date, and who earns any creditable service on or after October 1, 2001, the average earnable compensation of the member during

the member's last two years of creditable service as a policeman, or if the member has had less than two years of creditable service, then the average earnable compensation of the member's entire period of creditable service;

(c) With respect to a member who is participating in the DROP pursuant to section 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer for reasons other than death or disability before earning at least two years of creditable service after such return, the portion of the member's benefit attributable to creditable service earned before DROP entry shall be determined using average final compensation as defined in paragraph (a) of this subdivision; and the portion of the member's benefit attributable to creditable service earned after return to active participation in the system shall be determined using average final compensation as defined in paragraph (b) of this subdivision;

(d) With respect to a member who is participating in the DROP pursuant to section 86.251 on October 1, 2001, or whose participation in the DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer after earning at least two years of creditable service after such return, the member's benefit attributable to all of such member's creditable service shall be determined using the member's average final compensation as defined in paragraph (b) of this subdivision;

(e) With respect to a member who is participating in the DROP pursuant to section 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and whose employment as a police officer terminates due to death or disability after such return, the member's benefit attributable to all of such member's creditable service shall be determined using the member's average final compensation as defined in paragraph (b) of this subdivision; and

(f) With respect to the surviving spouse or surviving dependent child of a member who earns any creditable service on or after October 1, 2001, the average earnable compensation of the member during the member's last two years of creditable service as a police officer or, if the member has had less than two years of creditable service, the average earnable compensation of the member's entire period of creditable service;

(4) "Beneficiary", any person in receipt of a retirement allowance or other benefit;

(5) "Board of trustees", the board provided in sections 86.200 to 86.366 to administer the retirement system;

(6) "Creditable service", prior service plus membership service as provided in sections 86.200 to 86.366;

(7) "DROP", the deferred retirement option plan provided for in section 86.251;

(8) "Earnable compensation", the annual salary [established under section 84.160 which] a member would earn during one year on the basis of the member's rank or position, plus any additional compensation for academic work and shift differential, that [may be provided] **is set** by any **state or municipal body or official** [or board] now or hereafter authorized by law to employ and manage a

permanent police force in such cities. Such amount shall include the member's deferrals to a deferred compensation plan pursuant to Section 457 of the Internal Revenue Code or to a cafeteria plan pursuant to Section 125 of the Internal Revenue Code or, effective October 1, 2001, to a transportation fringe benefit program pursuant to Section 132(f)(4) of the Internal Revenue Code. "Earnable compensation" shall not include a member's additional compensation for overtime, standby time, court time, nonuniform time or unused vacation time. **Further, "earnable compensation" shall not include any funds received by a member through a judgment or settlement of a legal action or claim made or threatened by the member against any city not within a county if the funds are intended to retroactively compensate the member for the salary differential between the member's actual rank and the rank the member claims he or she should have received.** Notwithstanding the foregoing, the earnable compensation taken into account under the plan established pursuant to sections 86.200 to 86.366 with respect to a member who is a noneligible participant, as defined in this subdivision, for any plan year beginning on or after October 1, 1996, shall not exceed the amount of compensation that may be taken into account under Section 401(a)(17) of the Internal Revenue Code, as adjusted for increases in the cost of living, for such plan year. For purposes of this subdivision, a "noneligible participant" is an individual who first becomes a member on or after the first day of the first plan year beginning after the earlier of:

(a) The last day of the plan year that includes August 28, 1995; or

(b) December 31, 1995;

(9) "Internal Revenue Code", the federal Internal Revenue Code of 1986, as amended;

(10) "Mandatory contributions", the contributions required to be deducted from the salary of each member who is not participating in DROP in accordance with section 86.320;

(11) "Medical board", the health care organization appointed by the trustees of the police retirement board and responsible for arranging and passing upon all medical examinations required under the provisions of sections 86.200 to 86.366, which shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations;

(12) "Member", a member of the retirement system as defined by sections 86.200 to 86.366;

(13) "Members' interest", interest on accumulated contributions at such rate as may be set from time to time by the board of trustees;

(14) "Membership service", service as a policeman rendered since last becoming a member, except in the case of a member who has served in the Armed Forces of the United States and has subsequently been reinstated as a policeman, in which case "membership service" means service as a policeman rendered since last becoming a member prior to entering such armed service;

(15) "Plan year" or "limitation year", the twelve consecutive-month period beginning each October first and ending each September thirtieth;

(16) "Policeman" or "police officer", any member of the police force of such cities who holds a rank in such police force;

(17) "Prior service", all service as a policeman rendered prior to the date the system becomes operative or prior to membership service which is creditable in accordance with the provisions of sections 86.200 to 86.366;

(18) "Reserve officer", any member of the police reserve force of such cities, armed or unarmed, who works less than full time, without compensation, and who, by his or her assigned function or as implied by his or her uniform, performs duties associated with those of a police officer and who currently receives a service retirement as provided by sections 86.200 to 86.366;

(19) "Retirement allowance", annual payments for life as provided by sections 86.200 to 86.366 which shall be payable in equal monthly installments or any benefits in lieu thereof granted to a member upon termination of employment as a police officer and actual retirement;

(20) "Retirement system", the police retirement system of the cities as defined in sections 86.200 to 86.366;

(21) "Surviving spouse", the surviving spouse of a member who was the member's spouse at the time of the member's death."; and

Further amend said bill, Page 7, Section 87.260, Line 20, by inserting after all of said section and line the following:

"105.688. The assets of a system may be invested, reinvested and managed by an investment fiduciary subject to the terms, conditions and limitations provided in sections 105.687 to 105.689. An investment fiduciary shall discharge his or her duties in the interest of the participants in the system and their beneficiaries and shall:

(1) Act with the same care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a similar capacity and familiar with those matters would use in the conduct of a similar enterprise with similar aims;

(2) Act with due regard for the management, reputation, and stability of the issuer and the character of the particular investments being considered;

(3) Make investments for the purposes of providing benefits to participants and participants' beneficiaries, and of defraying reasonable expenses of investing the assets of the system;

(4) Give appropriate consideration to those facts and circumstances that the investment fiduciary knows or should know are relevant to the particular investment or investment course of action involved, including the role of the investment or investment course of action plays in that portion of the system's investments for which the investment fiduciary has responsibility. For purposes of this subdivision, "appropriate consideration" shall include, but is not necessarily limited to a determination by the investment fiduciary that a particular investment or investment course of action is reasonably designed, as part of the investments of the system, to further the purposes of the system, taking into consideration the risk of loss and the opportunity for gain or other return associated with the investment or investment course of action; and consideration of the following factors as they relate to the investment or investment course of action:

(a) The diversification of the investments of the system;

(b) The liquidity and current return of the investments of the system relative to the anticipated cash flow requirements of the system; and

(c) The projected return of the investments of the system relative to the funding objectives of the system;

(5) Give appropriate consideration to investments which would enhance the general welfare of this state and its citizens if those investments offer the safety and rate of return comparable to other investments available to the investment fiduciary at the time the investment decision is made; **and**

(6) Not be prohibited from closing records to the extent that such records relate to information submitted by an individual, corporation, or other business entity in connection with investments in or financial transactions with business entities for investment purposes."; and

Further amend said bill, Page 14, Section 190.106, Line 20, by inserting after said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 6 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;

b. The health care provider stores such records completely in an electronic health record; and

c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

Such fee shall be the fee in effect on February 1, 2018, increased or decreased annually under this section.

3. For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" includes a statement or record that no such health history or treatment record responsive to the request exists.

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

5. The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

6. Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

7. A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased.

8. (1) Records containing a patient's health history and treatment created by an emergency care provider, as defined in section 191.630, or a telecommunicator first responder, as defined in section 650.320, in the course of the provider's or responder's official duties while responding to a formal request for assistance shall be made available, upon written request, to any person authorized to obtain the patient's health care records under the provisions of this section, or in response to a subpoena or court order.

(2) The furnishing of health care records under this subsection may be conditioned upon the payment of a fee in an amount equal to the fee allowed for the furnishing of any other health care record under this section.

(3) Personal health information, including patient health history and treatment, shall not be considered a public record, as described under chapter 610. Nothing in this section shall limit the release of information or public records with personal health information that is redacted regarding the general nature of the event.

(4) Nothing in this subsection shall limit the release of information to facilitate the normal delivery of patient care or to evaluate the quality of care as part of an established quality improvement program."; and

Further amend said bill, Page 24, Section 287.243, Line 175, by inserting after all of said section and line the following:

"292.606. 1. Fees shall be collected for a period of six years from August 28, [2018] **2025**.

2. (1) Any employer required to report under subsection 1 of section 292.605, except local governments and family-owned farm operations, shall submit an annual fee to the commission of one hundred dollars along with the Tier II form. Owners or operators of petroleum retail facilities shall pay a fee of no more than fifty dollars for each such facility. Any person, firm or corporation selling, delivering or transporting petroleum or petroleum products and whose primary business deals with petroleum products or who is covered by the provisions of chapter 323, if such person, firm or corporation is paying fees under the provisions of the federal hazardous materials transportation registration and fee assessment program, shall deduct such federal fees from those fees owed to the state under the provisions of this subsection. If the federal fees exceed or are equal to what would otherwise be owed under this subsection, such employer shall not be liable for state fees under this subsection. In relation to petroleum products "primary business" shall mean that the person, firm or corporation shall earn more than fifty percent of hazardous chemical revenues from the sale, delivery or transport of petroleum products. For the purpose of calculating fees, all grades of gasoline are considered to be one product, all grades of heating oils, diesel fuels, kerosenes, naphthas, aviation turbine fuel, and all other heavy distillate products except for grades of gasoline are considered to be one product, and all varieties of motor lubricating oil are considered to be one product. For the purposes of this section "facility" shall mean all buildings, equipment, structures and other stationary items that are located on a single site or on contiguous or adjacent sites and which are

owned or operated by the same person. If more than three hazardous substances or mixtures are reported on the Tier II form, the employer shall submit an additional twenty-dollar fee for each hazardous substance or mixture. Fees collected under this subdivision shall be for each hazardous chemical on hand at any one time in excess of ten thousand pounds or for extremely hazardous substances on hand at any one time in excess of five hundred pounds or the threshold planning quantity, whichever is less, or for explosives or blasting agents on hand at any one time in excess of one hundred pounds. However, no employer shall pay more than ten thousand dollars per year in fees. Moneys acquired through litigation and any administrative fees paid pursuant to subsection 3 of this section shall not be applied toward this cap.

(2) Employers engaged in transporting hazardous materials by pipeline except local gas distribution companies regulated by the Missouri public service commission shall pay to the commission a fee of two hundred fifty dollars for each county in which they operate.

(3) Payment of fees is due each year by March first. A late fee of ten percent of the total owed, plus one percent per month of the total, may be assessed by the commission.

(4) If, on March first of each year, fees collected under this section and natural resources damages made available pursuant to section 640.235 exceed one million dollars, any excess over one million dollars shall be proportionately credited to fees payable in the succeeding year by each employer who was required to pay a fee and who did pay a fee in the year in which the excess occurred. The limit of one million dollars contained herein shall be reviewed by the commission concurrent with the review of fees as required in subsection 1 of this section.

3. Beginning January 1, 2013, any employer filing its Tier II form pursuant to subsection 1 of section 292.605 may request that the commission distribute that employer's Tier II report to the local emergency planning committees and fire departments listed in its Tier II report. Any employer opting to have the commission distribute its Tier II report shall pay an additional fee of ten dollars for each facility listed in the report at the time of filing to recoup the commission's distribution costs. Fees shall be deposited in the chemical emergency preparedness fund established under section 292.607. An employer who pays the additional fee and whose Tier II report includes all local emergency planning committees and fire departments required to be notified under subsection 1 of section 292.605 shall satisfy the reporting requirements of subsection 1 of section 292.605. The commission shall develop a mechanism for an employer to exercise its option to have the commission distribute its Tier II report.

4. Local emergency planning committees receiving funds under section 292.604 shall coordinate with the commission and the department in chemical emergency planning, training, preparedness, and response activities. Local emergency planning committees receiving funds under this section, section 260.394, sections 292.602, 292.604, 292.605, 292.615 and section 640.235 shall provide to the commission an annual report of expenditures and activities.

5. Fees collected by the department and all funds provided to local emergency planning committees shall be used for chemical emergency preparedness purposes as outlined in sections 292.600 to 292.625 and the federal act, including contingency planning for chemical releases; exercising, evaluating, and distributing plans, providing training related to chemical emergency preparedness and prevention of chemical accidents; identifying facilities required to report; processing the information submitted by facilities and making it available to the public; receiving and handling emergency notifications of chemical releases; operating a local emergency planning committee; and providing public notice of chemical

preparedness activities. Local emergency planning committees receiving funds under this section may combine such funds with other local emergency planning committees to further the purposes of sections 292.600 to 292.625, or the federal act.

6. The commission shall establish criteria and guidance on how funds received by local emergency planning committees may be used.

7. A one-time fee shall be assessed in accordance with subsection 2 of this section and shall be calculated based on the filing due on March 1, 2025, and shall be paid by November 1, 2025."; and

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

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 71, Page 46, Section 640.011, Line 17, by inserting after all of said section and line the following:

"650.900. 1. There is hereby established within the department of public safety office of homeland security the "Missouri Task Force on Nonprofit Safety and Security". The task force shall study and make recommendations on the security needs of nonprofit organizations that are at elevated risk of terrorist attacks in Missouri and make recommendations on the following:

(1) The administration and funding for eligible nonprofit entities to apply for federal nonprofit security grants covering security personnel, security training, facility hardening, and other necessary security measures; and

(2) Outreach to and education for nonprofit entities about the grant program and the federal nonprofit security grant application process, with a particular focus on engaging and assisting first-time grant applications.

2. Members of the task force shall be appointed by the director of the department of public safety and shall include:

(1) The director of the office of homeland security or the director's designee;

(2) The superintendent of the Missouri state highway patrol or the superintendent's designee;

(3) The executive director of the Missouri Sheriffs' Association or the executive director's designee;

(4) The executive director of the Missouri Police Chiefs Association or the executive director's designee;

(5) The executive director of a statewide interfaith or interreligious organization or the executive director's designee;

(6) The executive director of a statewide association of nonprofit organizations or the executive director's designee; and

(7) Three representatives from nonprofit organizations including faith-based groups, academia, or organizations that work on countering domestic terrorism and extremism.

3. Members of the task force shall serve without compensation but may be reimbursed for their actual and necessary expenses.

4. The task force shall elect a chair by a majority vote of its members.

5. The task force shall establish a time and place for its meetings and shall meet at least quarterly, with additional meetings held upon the call of the chair.

6. A majority of the total task force members shall constitute a quorum and any official action taken by the task force shall require an affirmative vote of a majority of the members present and voting.

7. The task force shall issue a report to the office of homeland security of its findings and recommendations with respect to terrorist attacks in Missouri. The report shall be issued annually and at such other times as deemed necessary by the task force. The report shall also be provided to the chairs and ranking members of the senate committee on appropriations and the house budget committee.

650.910. 1. (1) There is hereby created in the state treasury the "Supplemental Nonprofit Safety and Security Fund", which shall consist of moneys collected under this section and section 650.900. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this fund shall be used solely as provided in this section and section 650.900.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. The fund shall be used to defray the costs of security enhancements or measures for eligible nonprofit organizations described in subsection 4 of this section, including:

(1) Safety and security planning, equipment, training, and exercises;

(2) Security-related technology;

(3) Threat awareness and response training;

(4) Upgrades to existing structures that enhance safety and security; and

(5) Vulnerability and threat assessments.

3. Nonprofit organizations whose applications for funding through the Federal Emergency Management Agency's nonprofit security grant program have been approved by the department of public safety office of homeland security are eligible for grants from the fund. No additional

application shall be required for grants from the fund and an application for a grant from the federal program is also an application for funding from the fund.

4. An eligible organization may receive a grant from the fund of up to five percent of the available grant pool for distribution. No grants under the fund shall be awarded until the announcement of the recipients and the amount of the grants awarded under the federal nonprofit security grant program.

5. No more than five percent of the available funds available annually shall be used for administration expenses associated with the fund.

6. The director may promulgate all necessary rules and regulations for the administration 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, 2025, shall be invalid and void."; and

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

Emergency Clause Adopted.

In which the concurrence of the Senate is respectfully requested.

RESOLUTIONS

Senator Hough offered Senate Resolution No. 432, regarding the Fiftieth Anniversary of Digital Monitoring Products, Springfield, which was adopted.

Senator Nurrenbern offered Senate Resolution No. 433, regarding Katie Lee, which was adopted.

Senators Nurrenbern, Lewis, and Washington offered Senate Resolution No. 434, regarding the passing of Graham Hoffman, Kansas City, which was adopted.

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Abby; Jackson; Blayke; Hank; Charlotte; and Theo; and Therapists and educators from the Special Learning Center.

On motion of Senator Luetkemeyer, the Senate adjourned until 4:00 p.m., Monday, May 5, 2025.

SENATE CALENDAR

SIXTY-SECOND DAY—MONDAY, MAY 5, 2025

FORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 506-Schroer
SB 196-Moon
SB 100-Cierpiot
SB 83-Burger, with SCS
SB 85-Nicola, with SCS

SB 162-Schnelting
SB 586-Hough
SB 753-Hough
SJR 47, 30 & 10-Carter, with SCS

HOUSE BILLS ON THIRD READING

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| 1. HB 225-Myers, with SCS (Brown (16))
(In Fiscal Oversight) | 12. HB 233-Gallick, with SCS (Brattin)
(In Fiscal Oversight) |
| 2. HCS for HB 1175 (Brattin)
(In Fiscal Oversight) | 13. HCS for HBs 44 & 426, with SCS
(Gregory (21)) (In Fiscal Oversight) |
| 3. HB 618-Stinnett (Brown (26))
(In Fiscal Oversight) | 14. HB 199-Falkner, with SCS (Gregory (15))
(In Fiscal Oversight) |
| 4. HB 269-Shields (Hough)
(In Fiscal Oversight) | 15. HCS for HB 999 (Nicola) |
| 5. HB 262-Brown, C. (16) (Brattin)
(In Fiscal Oversight) | 16. HCS for HBs 1524 & 1580 (Roberts)
(In Fiscal Oversight) |
| 6. HCS for HB 1346, with SCS (Gregory (21))
(In Fiscal Oversight) | 17. HCS for HBs 516, 290 & 778,
with SCS (Schroer) |
| 7. HCS for HBs 799, 334, 424 & 1069,
with SCS (Fitzwater) (In Fiscal Oversight) | 18. HB 596-Brown, C. (16) |
| 8. HB 1086-Brown, C. (16), with SCS
(Brown (26)) (In Fiscal Oversight) | 19. HB 1041-Diehl
(In Fiscal Oversight) |
| 9. HB 121-Murphy, with SCS (Coleman)
(In Fiscal Oversight) | 20. HCS for HB 607, with SCS (Fitzwater) |
| 10. HCS for HBs 177 & 469 (Carter)
(In Fiscal Oversight) | 21. HCS for HBs 145 & 59,
with SCS (Henderson) |
| 11. HB 147-Hovis, with SCS (Black)
(In Fiscal Oversight) | 22. HCS for HB 105 (Bernskoetter) |
| | 23. HB 49-Haley (Bernskoetter) |
| | 24. HCS for HB 507, with SCS (Black) |
| | 25. HCS for HJR 73 (Schnelting)
(In Fiscal Oversight) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 5-Cierpiot	SB 84-Burger
SB 6-Cierpiot	SB 87-Nicola, with SCS, SS for SCS & SA 1 (pending)
SB 8-Bernskoetter	SB 99-Crawford, with SCS
SB 14-Brown (16)	SBs 101 & 64-Cierpiot, with SCS
SB 23-Brattin, with SCS	SB 104-Bernskoetter, with SCS
SB 31-Beck	SB 107-Brown (16) and Black, with SS (pending)
SB 45-Fitzwater and Carter	SB 185-Cierpiot
SB 46-Trent and Coleman	SB 190-Brown (16) and Gregory (21), with SS & SA 2 (pending)
SBs 52 & 44-Schroer and Carter, with SCS, SS for SCS & SA 3 (pending)	SBs 215 & 70-Trent, with SCS
SB 54-Schroer, with SCS, SS for SCS & SA 3 (pending)	SB 217-Black, with SCS
SB 58-Carter and Moon, with SCS	SB 223-Coleman
SB 62-Brown (26), with SCS	SB 225-Coleman
SB 69-Henderson, with SS, SA 1 & SA 1 to SA 1 (pending)	SB 230-Brown (26)
SB 77-Schnelting, et al, with SS, SA 1 & SA 1 to SA 1 (pending)	SB 240-Burger, with SS & SA 1 (pending)
	SB 485-Schroer and Schnelting
	SJR 62-Cierpiot

HOUSE BILLS ON THIRD READING

HB 68-Overcast (Trent)	HCS for HB 711, with SCS, SS for SCS & SA 3 (pending) (Trent)
HCS for HB 75 (Schnelting)	HB 742-Baker, with SCS, SS for SCS & SA 1 (pending) (Brattin)
HCS#2 for HBs 567, 546, 758 & 958, with SS#2, SA 1 & SA 1 to SA 1 (pending) (Bernskoetter)	HB 939-Jones (12) (Brown (26))

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SB 7-Bernskoetter, with HCS, as amended	SS for SCS for SB 71-Gregory (15), with HCS, as amended
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BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

SS for SB 28-Bean, with HA 1, HA 2,
HA 1 to HA 3, HA 3, as amended, & HA 4
SS for SCS for SBs 81 & 174-Gregory (21),
with HCS, as amended
HCS for HB 2, with SS for SCS (Hough)
HCS for HB 3, with SCS (Hough)
HCS for HB 4, with SCS (Hough)
HCS for HB 5, with SCS (Hough)
HCS for HB 6, with SS for SCS (Hough)
HCS for HB 7, with SS for SCS (Hough)

HCS for HB 8, with SS for SCS (Hough)
HCS for HB 9, with SS for SCS (Hough)
HCS for HB 10, with SS for SCS (Hough)
HCS for HB 11, with SS for SCS (Hough)
HCS for HB 12, with SS for SCS (Hough)
HCS for HB 13, with SCS (Hough)
HCS for HB 17, with SCS (Hough)
HCS for HBs 595 & 343, with SS,
as amended (Schroer)

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

SS for SB 63-Brown (26), with HCS,
as amended
(Senate requests House recede or
grant conference)
SS for SB 67-Henderson, with HCS,
as amended (Senate requests House recede &
Take up and pass the bill)

SS for SCS for SB 68-Henderson, with HCS,
as amended
(Senate requests House recede or
grant conference)

RESOLUTIONS

SR 18-May
SR 32-Moon

SR 39-Nurrenbern

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