

# JOURNAL OF THE HOUSE

Second Regular Session, 95th GENERAL ASSEMBLY

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THIRD DAY, MONDAY, JANUARY 11, 2010

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Reverend James Earl Jackson.

O Lord, our Lord, how excellent is Your name in all the earth, Who have set Your glory above the heavens! When I consider Your heavens, the work of Your fingers, the moon and the stars, which You have ordained, who are we that You are mindful of us, or even worthy of Your visitation? You have made us to have dominion over the works of Your hands.

So we begin. The tasks are numerous, the work is difficult, and the answers are beyond our comprehension. We dare not attempt to tackle these difficult issues with only our collective expertise, intellect and abilities.

Grant us wisdom and understanding, patience and self-restraint along with humility.

Again, we ask that You help us to weigh our words, thoughts and motives before we speak or act. May we say the right things at the right time and for the right reason; weighing carefully the ramifications of our decisions.

I pray, Heavenly Father, that what is said and done in this place would not be self-serving, but advantageous to the people these representatives were elected to serve.

I ask these things in the name of Your Son. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the first day was approved as printed by the following vote:

AYES: 149

Allen	Atkins	Aull	Biermann	Bivins
Brandom	Bringer	Brown 149	Bruns	Burlison
Calloway	Carter	Casey	Chappelle-Nadal	Colona
Cooper	Corcoran	Cox	Cunningham	Curls
Davis	Day	Deeken	Denison	Dethrow
Dieckhaus	Diehl	Dixon	Dougherty	Dugger
Dusenberg	Emery	Englund	Ervin	Faith
Fallert	Fischer 107	Fisher 125	Flanigan	Flook
Frame	Franz	Funderburk	Gatschenberger	Grill
Grisamore	Guernsey	Guest	Harris	Hobbs
Hodges	Holsman	Hoskins 80	Hoskins 121	Hummel
Icet	Jones 89	Jones 117	Kander	Kelly
Kingery	Kirkton	Koenig	Komo	Kratky
Kraus	Kuessner	Lair	Lampe	Largent
Leara	LeBlanc	LeVota	Liese	Lipke
Loehner	McClanahan	McDonald	McGhee	McNary
McNeil	Meadows	Meiners	Molendorp	Morris

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Munzlinger	Nance	Nasheed	Newman	Nolte
Norr	Oxford	Pace	Parkinson	Parson
Pollock	Pratt	Quinn	Riddle	Roorda
Rucker	Ruestman	Ruzicka	Salva	Sander
Sater	Scavuzzo	Schaaf	Schad	Scharnhorst
Schieffer	Schlottach	Schoeller	Schoemehl	Schupp
Self	Shively	Silvey	Skaggs	Smith 14
Smith 150	Spreng	Stevenson	Still	Storch
Stream	Sutherland	Swinger	Thomson	Tilley
Todd	Viebrock	Vogt	Wallace	Walsh
Walton Gray	Wasson	Webb	Webber	Wells
Weter	Wilson 119	Wilson 130	Witte	Wright
Yaeger	Zerr	Zimmerman	Mr Speaker	

NOES: 002

Burnett Talboy

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 30	Brown 50	Hughes	Jones 63	Keeney
Low	Nieves	Tracy		

VACANCIES: 004

The Journal of the second day was approved as printed.

### **HOUSE RESOLUTIONS**

Representative Storch offered House Resolution No. 52.  
Representative Loehner offered House Resolution No. 67.

### **HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED**

House Resolution No. 48 through House Resolution No. 51  
House Resolution No. 53 through House Resolution No. 66

### **HOUSE CONCURRENT RESOLUTIONS**

Representative Cunningham offered House Concurrent Resolution No. 12.  
Representative Ervin offered House Concurrent Resolution No. 13  
and House Concurrent Resolution No. 14.  
Representative Meadows, et al., offered House Concurrent Resolution No. 15.  
Representative Loehner, et al., offered House Concurrent Resolution No. 16.  
Representative Diehl offered House Concurrent Resolution No. 18.

## SECOND READING OF HOUSE JOINT RESOLUTION

**HJR 69** was read the second time.

## SECOND READING OF HOUSE BILLS

**HB 1552, HB 1553, and HB 1555** through **HB 1561** were read the second time.

## REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

**HCR 7** - Agri-Business

**HCR 18** - Special Standing Committee on General Laws

## REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

**HB 1377** - Healthcare Transformation

**HB 1442** - Special Standing Committee on General Laws

**HB 1497** - Elections

**HB 1511** - Job Creation and Economic Development

**HB 1543** - Elementary and Secondary Education

## INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

**HCR 17**, introduced by Representatives Lair, Smith (150), Day, Jones (89), Wright, Nance, Flanigan, Denison, Brandom, Tracy and Munzlinger, relating to the disapproval of Missouri State Tax Commission's recommendations regarding the value for each grade of agricultural and horticultural land based on productive capability.

## INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

**HJR 70**, introduced by Representatives Kingery, Jones (89), Allen, Munzlinger, Colona, Scharnhorst, Grisamore, Roorda, Bivins, Dieckhaus, Sander, Schieffer, Gatschenberger, Schad, Guest, Walton Gray, Corcoran and Oxford, relating to the general assembly.

## INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

**HB 1562**, introduced by Representatives Kingery and Dethrow, relating to county classifications.

**HB 1563**, introduced by Representatives Kingery and Wilson (130), relating to suspension or expulsion of students.

**HB 1564**, introduced by Representatives Kingery, Grisamore, Lair and Kirkton, relating to public library district sales taxes.

**HB 1565**, introduced by Representatives Walton Gray and Chappelle-Nadal, relating to fire protection.

**HB 1566**, introduced by Representative Walton Gray, relating to civil service for fire protection districts and fire departments.

**HB 1567**, introduced by Representatives Meiners and Holsman, relating to the imposition of a transient guest tax by certain cities.

**HB 1568**, introduced by Representative Salva, relating to transient guest taxes for tourism.

**HB 1569**, introduced by Representative LeVota, relating to motor vehicles.

**HB 1570**, introduced by Representative Ervin, relating to health insurance.

**HB 1571**, introduced by Representatives Jones (117), Loehner, Nance, Ervin, Cox, Silvey, Guernsey, Wilson (130), Frame, Schlottach, Lair, Schieffer, Dusenber, Wells, Pollock, Wilson (119), Diehl, Deeken, Nolte, Grisamore, Meadows, Dieckhaus, Schad, Day, Kraus, Kuessner and Brandom, relating to the daily expense allowance for senators and representatives.

**HB 1572**, introduced by Representatives Meadows, Norr, Walton Gray, Schieffer, Storch, Walsh, Jones (89), McDonald, Grisamore and Pace, relating to van accessible parking spaces.

**HB 1573**, introduced by Representatives Meadows, Schieffer, Walsh, McDonald, Grisamore and Pace, relating to licensure of emergency medical technicians.

**HB 1574**, introduced by Representatives Sander, Jones (117), Roorda and Brandom, relating to 911 emergency communications service.

**HB 1575**, introduced by Representative Hoskins (80), relating to license plates.

**HB 1576**, introduced by Representative Hoskins (80), relating to a tax credit for personal property taxes paid on motor vehicles.

**HB 1577**, introduced by Representative Hoskins (80), relating to income tax credit for the elderly.

**HB 1578**, introduced by Representative Calloway, relating to fire protection district board members.

**HB 1579**, introduced by Representatives Webber, Kander and Colona, relating to uniformed and overseas voters.

**HB 1580**, introduced by Representatives Smith (14) and Lampe, relating to the hero at home program.

## COMMUNICATION

January 11, 2010

Mr. D. Adam Crumbliss  
Chief Clerk  
Missouri House of Representatives  
State Capitol, Room 306-C  
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to Chapters 105.452 to 105.461, RSMo, this letter is an official report that I have invested in agriculture value-added cooperatives in which I may be eligible to receive New Generation Cooperative Incentive Tax Credits, loan guarantees or may benefit from incentive funds. I would not have more than a ten-percent interest in any of the value-added cooperatives.

In order to comply with Chapters 105.452 to 105.461, RSMo, please publish this report in the Journal of the House.

Sincerely,

/s/ Therese Sander  
Representative  
District 22

## WITHDRAWAL OF HOUSE BILLS

TO: Adam Crumbliss, Chief Clerk

FROM: Doug Ervin

DATE: January 11, 2010

RE: Bill Withdrawal

I wish to withdraw **House Bill No. 1374**.

Thank you.

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January 11, 2010

Mr. Adam Crumbliss  
Chief Clerk  
Missouri House of Representatives  
Room 306C  
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I respectfully request the withdrawal of **House Bill No. 1554**.

Thank you for your assistance in this matter. Please contact me if you can provide additional information.

Sincerely,

/s/ Shane Schoeller  
Representative  
District 139

The following members' presence was noted: Brown (50) and Hughes.

### **ADJOURNMENT**

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Tuesday, January 12, 2010.

### **COMMITTEE MEETINGS**

#### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Wednesday, January 13, 2010, 2:00 p.m. Hearing Room 7.

Public testimony for Department of Conservation and Department of Agriculture.

#### **APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES**

Tuesday, January 12, 2010, 8:00 a.m. Hearing Room 5.

Department overview continued.

Committee will reconvene upon morning adjournment.

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Wednesday, January 13, 2010, 8:00 a.m. Hearing Room 5.

Department overview continued.

Committee will reconvene upon morning adjournment.

#### **APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES**

Thursday, January 14, 2010, 8:00 a.m. Hearing Room 5.

Department overview continued.

Committee will reconvene upon morning adjournment.

**BUDGET**

Tuesday, January 12, 2010, Hearing Room 3 upon morning adjournment.  
Organizational meeting and public testimony.

**HIGHER EDUCATION**

Wednesday, January 13, 2010, 8:00 a.m. Hearing Room 6.  
Midwestern Higher Education Compact presentation on 2010 Missouri State Report.  
Members of the Joint Committee on Education will also attend this presentation.

**JOB CREATION AND ECONOMIC DEVELOPMENT**

Tuesday, January 12, 2010, 5:00 p.m. Hearing Room 7.  
Executive session may follow.  
Public hearing to be held on: HB 1511

**JOINT COMMITTEE ON EDUCATION**

Wednesday, January 13, 2010, 1:00 p.m. Hearing Room 1.  
Election of Vice-Chair, review of Department of Elementary and Secondary Education critical needs budget request, Department of Higher Education presentation on higher education funding model.

**RETIREMENT**

Thursday, January 14, 2010, 8:30 a.m. Hearing Room 1.  
Informational meeting only with directors of the state retirement agencies.  
No legislation will be discussed.

**SMALL BUSINESS**

Wednesday, January 13, 2010, 12:00 p.m. Hearing Room 3.  
Joint committee meeting Small Business, Job Creation and Economic Development.  
Informational meeting presentations by Small Business Development Center; National Federation of Independent Businesses

**SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN ANIMAL AGRICULTURE**

Wednesday, January 13, 2010, 8:00 a.m. Hearing Room 7.  
Informational meeting with Steve Hamra, Bell City will present information hydroponic farms.  
Presentations by Department of Conservation, Department of Agriculture and the Farm Bureau.

**SPECIAL STANDING COMMITTEE ON GENERAL LAWS**

Tuesday, January 12, 2010, 5:00 p.m. Hearing Room 1.  
Executive session may follow.  
Public hearing to be held on: HCR 18

**HOUSE CALENDAR**

FOURTH DAY, TUESDAY, JANUARY 12, 2010

**HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING**

HCR 17

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 70

**HOUSE BILLS FOR SECOND READING**

HB 1562 through HB 1580