

# JOURNAL OF THE HOUSE

Second Regular Session, 95th GENERAL ASSEMBLY

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TENTH DAY, MONDAY, JANUARY 25, 2010

The House met pursuant to adjournment.

Speaker Richard in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You said in Your Word that when the righteous are in authority; the people rejoice.....(*Proverbs 29:2*).

Lord, You are the ultimate authority, all authority originates from You and You are high above all stated or bestowed authority.

I pray for the leaders of this Assembly. They need Your help. You've said in Your Word that if anyone lacks wisdom, let them ask. So I ask, on behalf of every representative, that You would grant them wisdom, insight into the true nature of things. And since there is safety in a multitude of counselors, surround them with wise counselors. Give them divine guidance. Help them to understand the times in which we live and show them the right course to take for this state.

Put a hedge of protection around each of Your servants and their family. Bless them with peace. May Your grace be sufficient and may each one receive the inner confidence that You are in control.

Now may the God of peace make us complete in every good work to do His will, working in us what is well pleasing in His sight. To Him be glory forever and ever.

In the name of your Son, I pray. Amen.

The Pledge of Allegiance to the flag was recited.

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

AYES: 147

Allen	Atkins	Aull	Biermann	Bivins
Brandom	Bringer	Brown 30	Brown 149	Bruns
Burlison	Burnett	Carter	Casey	Chappelle-Nadal
Colona	Corcoran	Cox	Cunningham	Curls
Davis	Day	Deeken	Denison	Dethrow
Dieckhaus	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	Hughes	Hummel	Icet	Jones 63
Jones 89	Jones 117	Kander	Keeney	Kelly
Kingery	Kirkton	Koenig	Komo	Kratky
Kraus	Kuessner	Lair	Lampe	Largent

Leara	LeBlanc	LeVota	Liese	Lipke
Loehner	McClanahan	McGhee	McNary	McNeil
Meadows	Meiners	Molendorp	Morris	Munzlinger
Nance	Nasheed	Newman	Nieves	Nolte
Norr	Oxford	Pace	Parkinson	Parson
Pollock	Pratt	Quinn	Riddle	Roorda
Ruzicka	Salva	Sander	Sater	Scavuzzo
Schaaf	Schad	Scharnhorst	Schieffer	Schlottach
Schoeller	Schupp	Self	Shively	Silvey
Skaggs	Smith 14	Smith 150	Spreng	Stevenson
Still	Storch	Stream	Sutherland	Swinger
Thomson	Tilley	Todd	Tracy	Viebrock
Vogt	Wallace	Walsh	Walton Gray	Wasson
Webb	Webber	Wells	Weter	Wilson 119
Wilson 130	Witte	Wright	Yaeger	Zerr
Zimmerman	Mr Speaker			

NOES: 001

Talboy

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 50	Calloway	Cooper	Diehl	Dixon
Hoskins 121	Low	McDonald	Rucker	Ruestman
Schoemehl				

VACANCIES: 004

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

House Resolution No. 220 through House Resolution No. 240

## **HOUSE CONCURRENT RESOLUTION**

Representative Gatschenberger, et al., offered House Concurrent Resolution No. 39.

## **SECOND READING OF HOUSE CONCURRENT RESOLUTIONS**

**HCR 34** and **HCR 35** were read the second time.

## **SECOND READING OF HOUSE JOINT RESOLUTIONS**

**HJR 81** and **HJR 82** were read the second time.

## **SECOND READING OF HOUSE BILLS**

**HB 1749** through **HB 1788** were read the second time.

## REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

- HCR 34** - Budget
- HCR 35** - Budget
- HCR 38** - Budget

## REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1390** - Special Standing Committee on Governmental Accountability and Ethics Reform
- HB 1655** - Special Standing Committee on Governmental Accountability and Ethics Reform
- HB 1708** - Special Standing Committee on Governmental Accountability and Ethics Reform
- HB 1727** - Special Standing Committee on Governmental Accountability and Ethics Reform
- HB 1754** - Special Standing Committee on Governmental Accountability and Ethics Reform

## COMMITTEE REPORTS

**Committee on Rules**, Chairman Parson reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HCRs 7, 3 & 17**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1377**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1442**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1542**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1544**, begs leave to report it has examined the same and recommends that it **Do Pass**.

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

**HJR 83**, introduced by Representatives Hodges, Atkins, Walton Gray, Nance, Storch, Kraus, Wilson (119), Schieffer, Pollock and Wells, relating to exemption of personal property for active duty military personnel.

**HJR 84**, introduced by Representative Aull, relating to bonded indebtedness of school districts.

**HJR 85**, introduced by Representative Aull, relating to volunteer bingo game operations.

### **INTRODUCTION OF HOUSE BILLS**

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

**HB 1789**, introduced by Representatives Thomson, Wallace, Nance, Wilson (119), Ruzicka, Wright and Aull, relating to grants for small schools.

**HB 1790**, introduced by Representatives Flook, Kander, Schad, Faith, Storch, Roorda, Ervin, Fisher (125), Grill, Stevenson, Bivins, Schieffer, McNary, Corcoran and Webber, relating to the Missouri false claims act.

**HB 1791**, introduced by Representative LeVota, relating to a surcharge for criminal cases.

**HB 1792**, introduced by Representative Parson, relating to minimum wage law.

**HB 1793**, introduced by Representative Molendorp, relating to county annual budgets.

**HB 1794**, introduced by Representatives Aull, Colona, Yaeger, Nance, Atkins, Wallace, Walton Gray, Pace, Roorda, Corcoran, Scavuzzo, Meadows, Schupp, Still, Schieffer, Morris, Englund, Sater, Kelly and Norr, relating to school violence prevention.

**HB 1795**, introduced by Representatives Aull, Yaeger, Nance, Atkins, Wallace, Walton Gray, Pace, Roorda, Scavuzzo, Spreng, Wells, Meadows, Schupp, Sutherland, Kuessner, Kelly, Still, Schieffer, Fallert, Jones (89), Jones (117), Franz, Scharnhorst, Talboy, Funderburk, Deeken, Hummel, Englund, Shively and Smith (150), relating to the civil air patrol.

**HB 1796**, introduced by Representative Aull, relating to insurance premium rates.

**HB 1797**, introduced by Representative Aull, relating to the joint committee on education.

**HB 1798**, introduced by Representatives Bruns, Nance, Kelly and Viebrock, relating to the state employee deferred compensation program.

**HB 1799**, introduced by Representatives Cox, Stevenson, Munzlinger and Sater, relating to the uniform interstate family support act.

**HB 1800**, introduced by Representatives Gatschenberger, Nieves, Biermann, Ruestman, Dusenberg, Dougherty, McGhee, Wells and Sater, relating to homestead property tax exemptions for senior citizens.

**HB 1801**, introduced by Representatives Gatschenberger, Wallace, Ruestman, Dougherty and Funderburk, relating to mandatory school attendance.

**HB 1802**, introduced by Representatives Gatschenberger, Munzlinger, Wilson (130), Parkinson, Pratt, Nieves, Calloway, Dusenberg, Ruestman, Schieffer, Dougherty, Grisamore, Koenig, Wells, Lair, Sater and Funderburk, relating to the purchase of rifles and shotguns.

**HB 1803**, introduced by Representatives Gatschenberger, Jones (89), Funderburk, Nieves, Dieckhaus, Ruestman, Wells, Kraus, Chappelle-Nadal, Dougherty and Koenig, relating to drug testing of school employees.

**HB 1804**, introduced by Representatives Kirkton, Stevenson, Oxford, McNeil, Atkins, Schupp, Storch, Deeken, Jones (117), Morris, Pace, Meiners and Walton Gray, relating to ignition interlock devices.

**HB 1805**, introduced by Representatives Smith (150), Pollock, Munzlinger, Zerr and Grisamore, relating to job creation.

### COMMITTEE APPOINTMENTS

January 25, 2010

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

Dear Mr. Crumbliss:

I hereby remove Representative Michael Corcoran as a member of the Public Safety Committee, and appoint Representative Linda Fischer as a member of the Public Safety Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Ron Richard  
Speaker

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January 25, 2010

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

Dear Mr. Crumbliss:

I hereby appoint Representative Steve Webb as a member of the Special Standing Committee on Professional Registration and Licensing.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Ron Richard  
Speaker

The following members' presence was noted: Cooper, Dixon, McDonald and Rucker.

### **ADJOURNMENT**

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Tuesday, January 26, 2010.

### **COMMITTEE MEETINGS**

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

Tuesday, January 26, 2010, 2:00 p.m. Hearing Room 4.  
Department of Agriculture FY 2011 budget presentation.

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

Wednesday, January 27, 2010, 2:00 p.m. Hearing Room 4.  
Department of Conservation FY 2011 budget presentation.

#### **APPROPRIATIONS - EDUCATION**

Wednesday, January 27, 2010, 2:00 p.m. Hearing Room 1.  
Department of Elementary and Secondary Education budget presentation

#### **APPROPRIATIONS - GENERAL ADMINISTRATION**

Tuesday, January 26, 2010, 12:00 p.m. Hearing Room 3.  
Budget overview presentation and public testimony: Public Defender

#### **APPROPRIATIONS - GENERAL ADMINISTRATION**

Wednesday, January 27, 2010, Hearing Room 3 upon morning adjournment.  
Budget overview presentation: Office of Administration

#### **APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Tuesday, January 26, 2010, 2:00 p.m. Hearing Room 6.  
Public testimony.

#### **APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT**

Tuesday, January 26, 2010, 8:00 a.m. Hearing Room 3.  
Organizational meeting.  
Public testimony: Departments of Transportation; Economic Development; Labor and Industrial Relations; and Insurance, Financial Institutions and Professional Registration.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 26, 2010, 2:00 p.m. Hearing Room 7.

Public testimony: Departments of Transportation; Economic Development; Labor and Industrial Relations; and Insurance, Financial Institutions and Professional Registration.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 2, 2010, 8:00 a.m. Hearing Room 3.

Departments of Labor and Industrial Relations; and Insurance, Financial Institutions and Professional Registration budget presentation.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 2, 2010, 2:00 p.m. Hearing Room 7.

Departments of Labor and Industrial Relations; and Insurance, Financial Institutions and Professional Registration budget presentation continued, if necessary.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 3, 2010, 2:00 p.m. Hearing Room 7.

Department of Economic Development budget presentation.

BUDGET

Wednesday, January 27, 2010, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HCR 34, HCR 35, HCR 38

CRIME PREVENTION

Wednesday, January 27, 2010, Hearing Room 5 upon morning adjournment.

Executive session may follow.

Public hearing to be held on: HB 1210, HB 1695

ELECTIONS

Tuesday, January 26, 2010, 8:15 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: HB 1497

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 27, 2010, 8:00 a.m. Hearing Room 6.

Executive session may be held.

HEALTH CARE POLICY

Wednesday, January 27, 2010, Hearing Room 6, 12:00 p.m. or upon morning adjournment.

Public hearing to be held on: HB 1498

INTERNATIONAL TRADE AND IMMIGRATION

Wednesday, January 27, 2010, 5:00 p.m. Hearing Room 7.

Public hearing to be held on: HB 1675

**JOB CREATION AND ECONOMIC DEVELOPMENT**

Tuesday, January 26, 2010, 5:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1635

**JOB CREATION AND ECONOMIC DEVELOPMENT**

Wednesday, January 27, 2010, 3:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 1684

**JOINT COMMITTEE ON EDUCATION**

Tuesday, January 26, 2010, 12:30 p.m. Hearing Room 6.

Review studies assigned to the Joint Committee on Education.

Urban Governance, Open Enrollment and Charter Schools.

**JOINT COMMITTEE ON TAX POLICY**

Wednesday, January 27, 2010, 3:00 p.m. Senate Committee Room 1.

Recommendation meeting.

Pursuant to Section 610.022.2 relating to closed meetings and Section 610.021(3) relating to personnel matters a vote may be taken to hold a closed meeting.

**JUDICIARY**

Wednesday, January 27, 2010, 12:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1433

**SPECIAL STANDING COMMITTEE ON GENERAL LAWS**

Thursday, January 28, 2010, 8:30 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HJR 57

**SPECIAL STANDING COMMITTEE ON GOVERNMENTAL ACCOUNTABILITY AND ETHICS REFORM**

Tuesday, January 26, 2010, 3:00 p.m. Hearing Room 5.

Public hearing to be held on: HB 1324, HB 1326, HB 1337, HB 1414, HB 1434

**SPECIAL STANDING COMMITTEE ON HEALTH INSURANCE**

Tuesday, January 26, 2010, 12:00 p.m. Hearing Room 5.

Working session.

No public testimony.

**SPECIAL STANDING COMMITTEE ON HEALTH INSURANCE**

Wednesday, January 27, 2010, 4:00 p.m. Hearing Room 5.

Working session.

No public testimony.

**TAX REFORM**

Wednesday, January 27, 2010, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: HB 1316, HB 1514, HB 1225, HB 1227

**TRANSPORTATION**

Tuesday, January 26, 2010, 12:00 p.m. Hearing Room 7.

Organizational meeting.

Informational legislative updates from Department of Transportation and Department of Revenue.

**HOUSE CALENDAR**

ELEVENTH DAY, TUESDAY, JANUARY 26, 2010

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 83 through HJR 85

**HOUSE BILLS FOR SECOND READING**

HB 1789 through HB 1805

**HOUSE BILLS FOR PERFECTION**

- 1 HB 1442 - Jones (89)
- 2 HCS HB 1544 - Fisher (125)
- 3 HB 1542 - Deeken

**HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING**

HCS HCRs 7, 3 & 17, (1-21-10, Pages 125-126) - Munzlinger