

JOURNAL OF THE HOUSE

Second Regular Session, 95th GENERAL ASSEMBLY

THIRTY-SECOND DAY, WEDNESDAY, MARCH 3, 2010

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Representative Bob Dixon.

Most holy and glorious Lord God, the Great Architect of the Universe, the Giver of all good gifts and graces, in Thy Name we have assembled, and in Thy Name we desire to proceed in all our doings.

Grant that the sublime principles of Freedom may so subdue every discordant passion within us, so harmonize and enrich our hearts with Thine own love and goodness, that the House of Representatives at this time may humbly reflect that order and beauty which reign forever before Thy throne.

We approach and make supplication in the Mighty Name of the Nazarene and for the sake of Freedom, which He perfectly embodies.

Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Spencer Clinton and Josh Kunkelman.

The Journal of the thirty-first day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1029 through House Resolution No. 1095

HOUSE CONCURRENT RESOLUTION

Representative Skaggs, et al., offered House Concurrent Resolution No. 69.

SECOND READING OF HOUSE BILLS

HB 2264 through **HB 2278** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 583, SB 649, SB 668, SB 669, SB 684, SB 753, SB 771, SCS SB 772, SB 804, SCS SBs 812, 752 & 909, SCS SB 834 and SCS SBs 841, 657 & 751 were read the second time.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Faith reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 76** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 86** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1408 & 1514** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

PERFECTION OF HOUSE BILL

HCS HB 1903, relating to the Federal Budget Stabilization Fund, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1903** was adopted.

On motion of Representative Icet, **HCS HB 1903** was ordered perfected and printed by the following vote:

AYES: 154

Allen	Atkins	Aull	Ayres	Biermann
Bivins	Brandom	Bringer	Brown 30	Brown 149
Bruns	Burlison	Burnett	Calloway	Carter
Casey	Colona	Conway	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	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
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
Rucker	Ruestman	Ruzicka	Salva	Sander
Sater	Scavuzzo	Schaaf	Schad	Schieffer
Schoeller	Schoemehl	Schupp	Self	Shively
Silvey	Smith 14	Smith 150	Spreng	Stevenson
Still	Storch	Stream	Sutherland	Swinger
Talboy	Thomson	Tilley	Todd	Tracy
Viebrock	Vogt	Wallace	Walsh	Walton Gray
Wasson	Webb	Webber	Wells	Weter
Whitehead	Wilson 119	Wilson 130	Witte	Wright
Yaeger	Zerr	Zimmerman	Mr Speaker	

NOES: 001

Skaggs

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 50	Chappelle-Nadal	Lipke	Low	McDonald
Scharnhorst	Schlottach			

VACANCIES: 001

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJRs 48, 50 & 57, relating to health care system participation, was taken up by Representative Jones (89).

Representative Nieves assumed the Chair.

HCS HJRs 48, 50 & 57 was laid over.

On motion of Representative Tilley, the House recessed until 3:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richard.

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJRs 48, 50 & 57, relating to health care system participation, was again taken up by Representative Jones (89).

Speaker Pro Tem Pratt resumed the Chair.

On motion of Representative Jones (89), **HCS HJRs 48, 50 & 57** was adopted.

On motion of Representative Jones (89), **HCS HJR 48, 50 & 57** was ordered perfected and printed by the following vote:

AYES: 113

Allen	Aull	Ayres	Biermann	Bivins
Brandom	Brown 30	Brown 149	Bruns	Burlison
Casey	Conway	Cooper	Cox	Cunningham
Davis	Day	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
Hoskins 121	Icet	Jones 89	Jones 117	Keeney
Kingery	Koenig	Komo	Kratky	Kraus
Lair	Largent	Leara	Liese	Loehner
McNary	Meadows	Meiners	Molendorp	Munzlinger
Nance	Nasheed	Nieves	Nolte	Parkinson
Parson	Pollock	Pratt	Quinn	Riddle
Rucker	Ruestman	Ruzicka	Salva	Sander
Sater	Scavuzzo	Schaaf	Schad	Scharnhorst
Schieffer	Schlottach	Schoeller	Schoemehl	Self
Shively	Silvey	Smith 14	Smith 150	Stevenson
Stream	Sutherland	Swinger	Thomson	Tilley
Todd	Tracy	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wright	Zerr	Mr Speaker		

NOES: 040

Atkins	Bringer	Brown 50	Burnett	Calloway
Carter	Corcoran	Curls	Holsman	Hoskins 80
Hughes	Hummel	Jones 63	Kander	Kelly
Kirkton	Kuessner	Lampe	LeBlanc	LeVota
Low	McClanahan	McNeil	Morris	Newman
Norr	Oxford	Pace	Schupp	Skaggs
Spreng	Still	Storch	Talboy	Walsh
Walton Gray	Webb	Webber	Whitehead	Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 009

Chappelle-Nadal	Colona	Deeken	Lipke	McDonald
McGhee	Roorda	Vogt	Zimmerman	

VACANCIES: 001

PERFECTION OF HOUSE BILL

HCS#2 HB 1472, relating to controlled substances, was taken up by Representative Franz.

Representative Roorda offered **House Amendment No. 1**.

Representative Smith (150) raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

HCS#2 HB 1472 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HJRs 48, 50 & 57 - Fiscal Review (Fiscal Note)
HB 1373 - Special Standing Committee on Professional Registration and Licensing
HB 1383 - International Trade and Immigration
HB 1386 - Ways and Means
HB 1407 - Judiciary
HB 1525 - Insurance Policy
HB 1531 - Elections
HB 1659 - Agri-Business
HB 1784 - Ways and Means
HB 1799 - Judiciary
HB 1833 - Agri-Business
HB 1942 - Public Safety
HB 1959 - Local Government
HB 2035 - Special Standing Committee on Professional Registration and Licensing
HB 2070 - Public Safety
HB 2102 - Agri-Business
HB 2113 - Retirement
HB 2152 - Financial Institutions
HB 2153 - Elections
HB 2156 - Insurance Policy
HB 2225 - Special Standing Committee on Emerging Issues in Animal Agriculture
HB 2239 - Crime Prevention
HB 2250 - Ways and Means

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Ruzicka reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Wallace reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1905**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Brown (30) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1595**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1643**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1806**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Special Standing Committee on Professional Registration and Licensing, Chairman Wasson reporting:

Mr. Speaker: Your Special Standing Committee on Professional Registration and Licensing, to which was referred **HB 1824**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

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

HB 2279, introduced by Representatives Brandom, Denison, Zerr, Pollock, Diehl and Flook, relating to tax credits against employer contributions.

HB 2280, introduced by Representatives Talboy, Colona, Pace, Norr, Yaeger, Oxford, LeVota, Low, Morris, Liese, Spreng, Newman and Lampe, relating to animal neglect.

HB 2281, introduced by Representatives Talboy, Kirkton, Holsman, Fischer (107), Fallert, Oxford, Roorda, LeBlanc, Newman, Aull, Atkins, Rucker, Kratky, Pace, Yaeger, Morris, Corcoran, Hughes, Lampe, Schieffer, Walton Gray, Colona, Burnett, Biermann and Kuessner, relating to election procedures.

HB 2282, introduced by Representatives Skaggs and LeBlanc, relating to elections.

HB 2283, introduced by Representatives Hobbs, Nance, Jones (89) and Hoskins (80), relating to payment of health insurance claims.

HB 2284, introduced by Representative Talboy, relating to midwifery.

HB 2285, introduced by Representative Thomson, to authorize the conveyance of property owned by the state to the City of Maryville.

HB 2286, introduced by Representatives Schoemehl, Roorda, Grill, Atkins, Corcoran, Oxford, McNeil, Quinn, Todd, Kratky, Colona, Hodges, Meadows, Walton Gray, Frame, Witte, Harris and Kuessner, relating to the Missouri radon certification program.

HB 2287, introduced by Representatives Still, Meadows, Schieffer, Fallert, Corcoran, Storch, Walsh and Pace, relating to the general assembly.

HB 2288, introduced by Representative Flook, relating to community improvement district powers.

HB 2289, introduced by Representative Dixon, relating to electronic notification by the department of revenue.

HB 2290, introduced by Representative Wasson, relating to public assistance benefits.

HB 2291, introduced by Representatives Munzlinger, Loehner, Nance, Cox, Fisher (125), Guernsey, Wilson (119), Sander, Wright and Schieffer, relating to the Missouri animal care advisory committee.

HB 2292, introduced by Representative Fallert, relating to the public education employee retirement system.

HB 2293, introduced by Representatives Whitehead, Jones (63), Nasheed, Carter, Calloway, Brown (50), Pace, Walton Gray, Morris, Newman, McNeil and Oxford, relating to the designation of a memorial highway.

HB 2294, introduced by Representative Dugger, relating to political party emblems on ballots.

ADJOURNMENT

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Thursday, March 4, 2010.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Thursday, March 4, 2010, 8:30 a.m. Hearing Room 6.

Public hearing to be held on: HB 1288

BUDGET

Monday, March 15, 2010, 9:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

BUDGET

Tuesday, March 16, 2010, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

BUDGET

Wednesday, March 17, 2010, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

BUDGET

Thursday, March 18, 2010, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

ELECTIONS

Tuesday, March 16, 2010, 8:15 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: HB 1531, HB 2153

FISCAL REVIEW

Thursday, March 4, 2010, 9:00 a.m. House Chamber south gallery.

Executive session may follow.

FISCAL REVIEW

Wednesday, March 17, 2010, 9:00 a.m. House Chamber south gallery.

All bills referred to committee.

Executive session may follow.

FISCAL REVIEW

Thursday, March 18, 2010, 9:00 a.m. House Chamber south gallery.

All bills referred to committee.

Executive session may follow.

HEALTHCARE TRANSFORMATION

Thursday, March 4, 2010, House Chamber south gallery upon morning adjournment.

Executive session will be held on: HB 1964

HEALTHCARE TRANSFORMATION

Tuesday, March 16, 2010, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 1495

HIGHER EDUCATION

Thursday, March 4, 2010, House Chamber south gallery upon morning adjournment.

Executive session will be held on: HB 1504

RETIREMENT

Tuesday, March 16, 2010, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 2122, HB 2221

STATE PARKS AND WATERWAYS

Thursday, March 4, 2010, 8:30 a.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 2109

TOURISM

Thursday, March 4, 2010, 9:00 a.m. House Lounge.

Joint meeting of the House and Senate Tourism Committees and the Tourism Commission.

Presentation of the annual report of the Tourism Commission.

TRANSPORTATION

Thursday, March 4, 2010, 8:30 a.m. House Chamber north gallery.

Executive session.

WAYS AND MEANS

Thursday, March 4, 2010, 9:00 a.m. Hearing Room 3.

Possible Executive session.

Public hearing to be held on: HB 1768

HOUSE CALENDAR

THIRTY-THIRD DAY, THURSDAY, MARCH 4, 2010

HOUSE BILLS FOR SECOND READING

HB 2279 through HB 2294

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 45, 69 & 70 - Kingery

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Icet

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1684 - Zerr
- 2 HCS#2 HB 1543 - Wallace
- 3 HCS HB 1446 - Jones (89)
- 4 HCS#2 HB 1472 - Franz
- 5 HCS#2 HBs 1692, 1209, 1405, 1499, 1535 & 1811 - Stevenson

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1542 - Deeken

HOUSE BILLS FOR PERFECTION - CONSENT

(3/1/2010)

- 1 HB 1258 - Todd
- 2 HB 1268 - Meiners
- 3 HB 1336 - Brandom
- 4 HB 1340 - Dugger
- 5 HB 1612 - Molendorp
- 6 HCS HB 1382 - Ervin
- 7 HB 1677 - Hoskins (80)
- 8 HB 1691 - Kraus
- 9 HB 1713 - Sander
- 10 HB 1775 - Shively
- 11 HB 1776 - Shively

(3/2/2010)

HB 1657 - Dethrow

HOUSE JOINT RESOLUTIONS FOR THIRD READING

- 1 HCS HJR 86 - Loehner
- 2 HJR 76 - Dethrow
- 3 HCS HJRs 48, 50 & 57, (Fiscal Review 3-3-10) - Jones (89)

HOUSE BILLS FOR THIRD READING

- 1 HCS HBs 1408 & 1514, E.C. - Smith (150)
- 2 HB 1519 - Hoskins (80)
- 3 HCS HB 1903, E.C. - Icet

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1208 - Day
- 2 HB 1745 - Day
- 3 HB 1559 - Brown (30)
- 4 HCS HB 1840 - Wright

HOUSE BILLS WITH SENATE AMENDMENTS

- SCS HCS HB 1544, E.C. - Fisher (125)