

# JOURNAL OF THE HOUSE

First Regular Session, 96th GENERAL ASSEMBLY

FIFTH DAY, WEDNESDAY, JANUARY 12, 2011

The House met pursuant to adjournment.

Speaker Tilley in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

*Let your light so shine before men, that they may see your good works, and glorify your Father who is in heaven. (Matthew 5:16)*

O God our Father, Who is the source of light and life, Whose glory is in all the world, without Whom no one is strong, no one is good - make us one with You as we begin this day. May our faith in You make us strong, hold us steady and keep us serene as we face the responsibilities and the tasks which confront us.

May we always know that You are with us. May we always believe that You are leading us. Amid all our differences may we be one in spirit, one in purpose, and one in good will as we give ourselves in deep devotion to the welfare of our beloved State of Missouri and for the good of all citizens. May the light of Your Spirit shine forever in our hearts.

In God's name we pray. Amen.

The Pledge of Allegiance to the flag was recited.

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

AYES: 155

Allen	Anders	Asbury	Atkins	Aull
Bahr	Barnes	Bernskoetter	Berry	Black
Brandom	Brattin	Brown 85	Brown 116	Burlison
Carlson	Carter	Casey	Cauthorn	Cierpiot
Colona	Conway 14	Conway 27	Cookson	Cox
Crawford	Cross	Curls	Curtman	Davis
Day	Denison	Dieckhaus	Dugger	Ellinger
Elmer	Entlicher	Faith	Fallert	Fisher
Fitzwater	Flanigan	Fraker	Franklin	Franz
Frederick	Fuhr	Funderburk	Gatschenberger	Gosen
Grisamore	Guernsey	Haefner	Hampton	Harris
Higdon	Hinson	Hoskins	Hough	Houghton
Hubbard	Hummel	Johnson	Jones 63	Jones 89
Jones 117	Kander	Keeney	Kelley 126	Kelly 24
Kirkton	Klippenstein	Koenig	Korman	Kratky
Lair	Lampe	Lant	Largent	Lasater
Lauer	Leach	Leara	Lichtenegger	Loehner
Long	Marshall	May	McCaherty	McCann Beatty
McDonald	McGeoghegan	McGhee	McManus	McNary

McNeil	Meadows	Molendorp	Montecillo	Nance
Nasheed	Neth	Nichols	Nolte	Oxford
Pace	Parkinson	Peters-Baker	Phillips	Pierson
Pollock	Quinn	Redmon	Reiboldt	Richardson
Riddle	Rizzo	Rowland	Ruzicka	Sater
Schad	Scharnhorst	Schatz	Schieber	Schieffer
Schoeller	Schupp	Shively	Shumake	Sifton
Silvey	Smith 71	Smith 150	Solon	Spreng
Still	Stream	Swearingen	Swinger	Talboy
Taylor	Thomson	Torpey	Wallingford	Walton Gray
Webb	Webber	Wells	Weter	White
Wieland	Wright	Wyatt	Zimmerman	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 50	Diehl	Hodges	Holsman	Hughes
Newman	Schneider	Zerr		

## HOUSE RESOLUTION

Representative Loehner offered House Resolution No. 81.

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 74 through House Resolution No. 80  
House Resolution No. 82 and House Resolution No. 83

## SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 9** was read the second time.

## SECOND READING OF HOUSE BILLS

**HB 147** through **HB 173** were read the second time.

## COMMITTEE REPORTS

**Committee on General Laws**, Chairman Franz reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 73** and **HB 47**, 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 Small Business**, Chairman Scharnhorst reporting:

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 45**, 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.

### **INTRODUCTION OF HOUSE JOINT RESOLUTION**

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

**HJR 5**, introduced by Representatives Pollock, Schoeller, Wells, Denison, Thomson, Smith (150), Korman, Houghton, Burlison, Black, Entlicher, Dugger, Cookson, Klippenstein, Schatz, Davis, McCaherty, Fitzwater, Hinson, Kelley (126), Harris, Franklin, Brattin, Wyatt, White, Brown (116), Richardson, Hough, Riddle, Wright, Lichtenegger, Loehner, Weter, Keeney, Tilley, Allen, Nasheed, McGhee, Dieckhaus, Schad, Ruzicka, Lair, Fisher, Phillips, Higdon, Jones (117), Jones (89), Redmon, Crawford, Elmer, Lant, Reiboldt, Cox, Guernsey, Hoskins, Cierpiot, Schieffer, Shumake, Curls and Zerr, relating to the personal right to hunt and fish.

### **INTRODUCTION OF HOUSE BILLS**

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

**HB 174**, introduced by Representatives Thomson, Wallingford, Cookson, Molendorp, Ruzicka, Lichtenegger, Richardson and Hoskins, relating to higher education governing boards.

**HB 175**, introduced by Representatives McNeil, Nance, Atkins, Schieffer, Nichols, Taylor, Sifton, Pace, McGhee, Curls, Carter, May, Ellinger, Oxford and Schupp, relating to senior citizens property tax relief.

**HB 176**, introduced by Representatives McNeil, Still, Schupp, Carlson, Ellinger, Pace, Kander, Webber, Webb, Atkins, Schieffer, Meadows and Oxford, relating to caller identification spoofing.

**HB 177**, introduced by Representatives McNeil, Ellinger, Pace, Carter, Webb, Schupp and Atkins, relating to automated speed enforcement systems.

**HB 178**, introduced by Representatives Nasheed, Carter, Colona and Curls, relating to expungement of certain criminal records.

**HB 179**, introduced by Representatives Nasheed, Curls, Walton Gray, Pace, Wyatt, Carter and Gatschenberger, relating to compulsory attendance for school age children.

**HB 180**, introduced by Representatives Nasheed, Curls, Walton Gray, Pace, Newman, Montecillo, Wyatt, Colona and Schupp, relating to voter registration information.

**HB 181**, introduced by Representatives Nasheed, Curls, Lichtenegger, Still, Newman, Colona, Schupp and Gatschenberger, relating to cigarette taxes.

**HB 182**, introduced by Representatives Walton Gray, Meadows, Pace, McCann Beatty, Hubbard, Ellinger, Oxford and Wright, relating to the designation of dress in blue for colon cancer awareness day.

**HB 183**, introduced by Representative Silvey, relating to police and civilian employees' retirement systems.

**HB 184**, introduced by Representative Dugger, relating to the compensation of road district commissioners.

**HB 185**, introduced by Representative Loehner, relating to the joint committee on urban agriculture.

**HB 186**, introduced by Representatives Entlicher, Dugger and Conway (27), relating to qualifications of clerks of county commissions.

**HB 187**, introduced by Representative Conway (27), relating to political party emblems on ballots.

**HB 188**, introduced by Representative Molendorp, relating to abatement of nuisances in certain counties.

**HB 189**, introduced by Representative Ruzicka, relating to possession and use of certain alcohol containers and devices on certain rivers.

**HB 190**, introduced by Representative Ruzicka, relating to cash transactions by the department of natural resources.

**HB 191**, introduced by Representative Ruzicka, relating to the state park earnings fund.

**HB 192**, introduced by Representative Jones (89), relating to environmental protection.

## COMMUNICATION

January 12, 2011

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 disclosure that my husband is a member of the Missouri State Highway Patrol (MSHP); and some of the legislation and amendments that I will be voting on could have a direct impact on our family, in the same manner in which other similarly situated members of the MSHP are affected.

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

Sincerely,

/s/ Shelley Keeney  
State Representative  
District 156

The following members' presence was noted: Diehl, Hodges, Holsman, Newman, Schneider and Zerr.

### **ADJOURNMENT**

On motion of Representative Jones (89), the House adjourned until 10:00 a.m., Thursday, January 13, 2011.

### **COMMITTEE MEETINGS**

#### **ADMINISTRATION AND ACCOUNTS**

Thursday, January 13, 2011, 8:30 AM House Hearing Room 3.  
Organizational Meeting.

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

Tuesday, January 18, 2011, 2:00 PM House Hearing Room 4.  
Organizational Meeting.  
Public Testimony.

#### **APPROPRIATIONS - EDUCATION**

Tuesday, January 18, 2011, 2:00 PM House Hearing Room 1.  
Executive Session may be held.  
Organization Meeting, Public Testimony.

#### **APPROPRIATIONS - EDUCATION**

Wednesday, January 19, 2011, 2:00 PM House Hearing Room 1.  
Public Testimony (continued).

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

Wednesday, January 19, 2011, 1:00 PM House Hearing Room 3.  
Organizational Meeting.

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

Tuesday, January 18, 2011, 2:00 PM House Hearing Room 5.  
Department of Mental Health overview.  
May reconvene upon afternoon adjournment.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 18, 2011, 2:00 PM House Hearing Room 3.

Presentation by the Department of Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 19, 2011, 2:00 PM House Hearing Room 6.

Presentation by Department of Public Safety.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 18, 2011, 2:00 PM House Hearing Room 6.

Executive Session may be held.

This meeting will serve as an organizational meeting to meet members and staff.

BUDGET

Wednesday, January 19, 2011, 8:00 AM House Hearing Room 3.

Organizational Meeting.

DOWNSIZING STATE GOVERNMENT

Thursday, January 13, 2011, 8:00 AM House Hearing Room 4.

Organizational Meeting.

ECONOMIC DEVELOPMENT

Tuesday, January 18, 2011, 5:00 PM House Hearing Room 7.

Presentation from the Department of Economic Development.

INSURANCE POLICY

Thursday, January 13, 2011, 9:00 AM House Hearing Room 6.

Organizational Meeting.

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Thursday, January 13, 2011, 9:00 AM House Hearing Room 5.

Approval of Annual Report.

JOINT COMMITTEE ON EDUCATION

Wednesday, January 26, 2011, 8:00 AM

Executive Session may be held.

Staff from Midwest Higher Education Compact will deliver their annual report to the Joint Committee on Education, Senate Education Committee, and House Higher Education Committee.

RULES - RULES PURSUANT TO RULE 25(32)(F)

Thursday, January 13, 2011, 3:15 PM House Hearing Room 1.

Executive Session may be held.

Public hearing to be held: HCS HB 45

CANCELLED

**RULES - RULES PURSUANT TO RULE 25(32)(F)**

Thursday, January 13, 2011, 4:00 PM House Hearing Room 1.  
Executive Session will be held: HCS HB 45, HCS HB 73 & 47

**SPECIAL STANDING COMMITTEE ON REDISTRICTING**

Thursday, January 13, 2011, 8:30 AM House Hearing Room 1.  
Organizational Meeting - no public testimony will be taken.

**TRANSPORTATION**

Tuesday, January 18, 2011, 12:00 PM House Hearing Room 7.  
Organizational Meeting.

**TRANSPORTATION FUNDING AND PUBLIC INSTITUTIONS**

Thursday, January 13, 2011, 8:00 AM House Hearing Room 7.  
Organizational Meeting.

**HOUSE CALENDAR**

SIXTH DAY, THURSDAY, JANUARY 13, 2011

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 5

**HOUSE BILLS FOR SECOND READING**

HB 174 through HB 192

**HOUSE RESOLUTIONS**

HCS HR 38, (1-11-11, Pages 104-133) - Jones (89)