

# JOURNAL OF THE HOUSE

Second Regular Session, 96th GENERAL ASSEMBLY

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THIRTEENTH DAY, THURSDAY, JANUARY 26, 2012

The House met pursuant to adjournment.

Representative Hampton in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

*I will extol Thee, my God, O King; and I will bless Thy name forever and ever. (Psalm 145:1)*

Eternal God, Who commits to us the swift and solemn trust of life; since we know not what a day may bring forth, but only that the hour for serving You is always present, may we wake to the instant claims of Your Holy Will, not waiting for tomorrow, but yielding to today. Consecrate with Your presence the way our feet may go that the humblest work may shine and the roughest places be made smooth. Lift us above fear and doubt by a simple and steadfast reliance on Your Holy Will.

May the light of faith burn brightly within us, may the life of hope ever glow in our hearts, and may the love of truth always lead us in the way of Your peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

## HOUSE RESOLUTION

Representative Jones (89) offered House Resolution No. 385.

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 379 through House Resolution No. 384

House Resolution No. 386 through House Resolution No. 413

## SECOND READING OF HOUSE JOINT RESOLUTION

**HJR 70** was read the second time.

## SECOND READING OF HOUSE BILLS

**HB 1494** through **HB 1525** were read the second time.

**REFERRAL OF HOUSE CONCURRENT RESOLUTION**

The following House Concurrent Resolution was referred to the Committee indicated:

**HCR 8** - Ways and Means

**REFERRAL OF HOUSE BILLS**

The following House Bills were referred to the Committees indicated:

- HB 1128** - Veterans
- HB 1169** - General Laws
- HB 1172** - Economic Development
- HB 1246** - Economic Development
- HB 1273** - Urban Issues
- HB 1291** - Professional Registration and Licensing
- HB 1292** - Crime Prevention and Public Safety
- HB 1300** - General Laws
- HB 1305** - Special Standing Committee on Renewable Energy
- HB 1318** - General Laws
- HB 1325** - Local Government
- HB 1330** - Judiciary
- HB 1336** - Local Government
- HB 1347** - Veterans
- HB 1356** - Tax Reform
- HB 1357** - Children and Families
- HB 1365** - Elections
- HB 1451** - Transportation
- HB 1452** - Crime Prevention and Public Safety
- HB 1466** - Urban Issues
- HB 1476** - Economic Development
- HB 1485** - Elections
- HB 1487** - Special Standing Committee on Renewable Energy
- HB 1525** - Crime Prevention and Public Safety

## COMMITTEE REPORTS

**Committee on Economic Development**, Chairman Zerr reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1311**, 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.

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1370**, 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 International Trade and Job Creation**, Chairman Nolte reporting:

Mr. Speaker: Your Committee on International Trade and Job Creation, to which was referred **HB 1185**, 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 International Trade and Job Creation, to which was referred **HB 1186** and **HB 1147**, 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 RESOLUTIONS

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

**HJR 71**, introduced by Representatives Elmer, Jones (117), Burlison, Hough, Solon, Wright, Curtman, Brattin and Crawford, relating to property taxation.

**HJR 72**, introduced by Representatives Bahr, Davis, Leach, Koenig, Houghton, Shumake, Curtman, Burlison, Jones (89), Lasater, Wyatt, Franklin, Sommer, Guernsey, Lichtenegger, Parkinson, Long, Schieber, Brattin, Smith (150), Rowland, Marshall, Jones (117), McGhee, Fisher, Frederick, Tilley, Cox, Wieland, Redmon, Reiboldt, Dugger, Schatz, Riddle, Franz, Fitzwater, Cookson, Keeney, Cauthorn, Funderburk, Zerr, Cierpiot, Scharnhorst and Solon, relating to health care freedom.

## INTRODUCTION OF HOUSE BILLS

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

**HB 1526**, introduced by Representative Dieckhaus, relating to school personnel.

**HB 1527**, introduced by Representatives Elmer, Richardson and Cox, relating to property exempt from attachment.

**HB 1528**, introduced by Representatives Wieland, Nance and Bahr, relating to intersection safety.

**HB 1529**, introduced by Representatives Jones (117), Schieber, Torpey, Sifton and Allen, relating to prior authorization for insurance coverage of diagnostic radiology testing.

**HB 1530**, introduced by Representatives Gosen, Kratky, Black, Schneider, Schatz, Houghton and Colona, relating to the resale of scrap metals.

**HB 1531**, introduced by Representatives Kirkton, Walton Gray, Oxford, Pace, McCreery and Newman, relating to newborn screening requirements.

**HB 1532**, introduced by Representatives Schoeller, McCaherty, Pierson, Shumake, Guernsey, Crawford and McGhee, relating to the house of worship act.

**HB 1533**, introduced by Representatives Schoeller, Guernsey, Neth, Cierpiot, Gatschenberger, McGhee, Scharnhorst, Hummel, Talboy, Lichtenegger, Burlison, Zerr and Berry, relating to chiropractic services.

**HB 1534**, introduced by Representatives Bahr, Koenig, Leach, Houghton, Davis, Shumake, Curtman, Jones (89), Lasater, Wyatt, Franklin, Sommer, Guernsey, Lichtenegger, Parkinson, Brattin, Smith (150), Rowland, Jones (117), McGhee, Fisher, Tilley, Cox, Wieland, Redmon, Reiboldt, Dugger, Schatz, Franz, Fitzwater, Cookson, Cauthorn, Funderburk, Cierpiot, Scharnhorst and Frederick, relating to the federal health care reform law.

**HB 1535**, introduced by Representatives Burlison and Koenig, relating to sales tax exemptions for certain property.

**HB 1536**, introduced by Representatives Burlison, Fisher, Koenig and Smith (150), relating to political subdivision taxes.

**HB 1537**, introduced by Representatives Burlison and Smith (150), relating to roadside vegetation.

**HB 1538**, introduced by Representatives Burlison, Fisher, Guernsey and Denison, relating to labor organizations.

**HB 1539**, introduced by Representatives Jones (89), Fuhr, Lant, Cox, Higdon and Funderburk, relating to the parent empowerment and choice act.

**HB 1540**, introduced by Representatives Jones (89), Fisher, Fuhr, White, Lant, Cox, Higdon and Funderburk, relating to workers' compensation.

**HB 1541**, introduced by Representatives Jones (89), Schoeller, Lichtenegger, Hough, Long, Torpey, Schad, Franz, Loehner, Scharnhorst, Burlison, Funderburk, Curtman, Thomson, Zerr, Riddle, Diehl, Hoskins, Korman, Smith (150), Leara, Silvey, Flanigan, Allen, Bahr, Hinson, Sommer, Stream, Gatschenberger, Cox, Dugger, Hampton, Fisher, Fuhr, White, Lant, Higdon, Wieland, McCaherty, Solon, Crawford, Black, Johnson, Keeney and Wells, relating to the conscience rights of all individuals who provide medical services.

**HB 1542**, introduced by Representatives Koenig, Brattin, Higdon, Curtman, Lichtenegger, Bahr, White, Schoeller, Jones (89) and Burlison, relating to collection of state money.

**HB 1543**, introduced by Representative Franz, relating to county employees' retirement system.

**HB 1544**, introduced by Representatives Kirkton, Oxford and McNeil, relating to the taxation of property.

**HB 1545**, introduced by Representatives Kirkton, Long, McNeil and Spreng, relating to the designation of PKS day.

**HB 1546**, introduced by Representatives Kirkton, Oxford, Walton Gray, Pace, McCreery and McNeil, relating to health insurance premium rate reviews.

**HB 1547**, introduced by Representatives Marshall, Schieber, Berry and Higdon, relating to motor vehicle valuation.

**HB 1548**, introduced by Representative Scharnhorst, relating to liability insurance for events in state parks.

**HB 1549**, introduced by Representatives Richardson, Long, Hampton, Higdon, Solon, Brown (85), Redmon, Guernsey, Lauer, Burlison, Kenney, Torpey, Curtman, Talboy, Jones (63), Riddle, Wright, Neth, Smith (71), Anders, Lant, Fraker, Oxford, Hough, Kelley (126), Gosen, Hinson, Zerr and Cross, relating to the no-call list.

**HB 1550**, introduced by Representatives Cookson, Tilley, Jones (89), Denison, Wells, Scharnhorst, McGhee, Burlison, Fitzwater, Phillips, Fraker, Barnes, Cierpiot, Funderburk, Cauthorn, Leach, Bahr and McNary, relating to the capitalism education and awareness commission.

**HB 1551**, introduced by Representative Cookson, relating to operating a motorized vessel with excessive blood alcohol content.

**HB 1552**, introduced by Representative Cookson, relating to transient guest taxes.

**HB 1553**, introduced by Representatives Hughes and Ellington, relating to expungement of certain criminal records.

**HB 1554**, introduced by Representatives Hughes and Ellington, relating to an economic development grant program.

**HB 1555**, introduced by Representatives Hughes and Ellington, relating to use of credit scores by employers.

**HB 1556**, introduced by Representatives Hughes and Ellington, relating to state contracts.

**HB 1557**, introduced by Representatives Hughes and Ellington, relating to title loans.

**HB 1558**, introduced by Representatives Hughes and Ellington, relating to repealing intervention fees for parolees.

**HB 1559**, introduced by Representatives Hughes and Ellington, relating to adoption.

#### **MESSAGES FROM THE SENATE**

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 443**, entitled:

An act to repeal sections 302.309, 302.341, 302.700, and 577.023, RSMo, and to enact in lieu thereof five new sections relating to the regulation of motor vehicles, with penalty provisions in existing language and a contingent effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 467**, entitled:

An act to repeal sections 37.850 and 536.087, RSMo, and to enact in lieu thereof three new sections relating to the transparency and accountability of public funds, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

## **COMMITTEE CHANGES**

January 26, 2012

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

Dear Mr. Crumbliss:

Under authority of House Rule 22, I hereby remove Representative Eric Burlison from the Special Standing Committee on Renewable Energy and appoint Representative T. J. Berry.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Steven Tilley  
Speaker of the Missouri House of Representatives

The following members' presence was noted: Allen, Anders, Atkins, Bahr, Berry, Black, Brown (50), Brown (116), Burlison, Carter, Cierpiot, Colona, Conway (14), Conway (27), Cookson, Cross, Curtman, Day, Denison, Dugger, Ellinger, Ellington, Fallert, Fisher, Fitzwater, Flanigan, Fraker, Franz, Fuhr, Gatschenberger, Gosen, Grisamore, Guernsey, Haefner, Hodges, Hubbard, Hughes, Hummel, Johnson, Jones (63), Jones (89), Jones (117), Kelley (126), Kelly (24), Kirkton, Koenig, Kratky, Lair, Lampe, Lant, Lasater, Lauer, Leach, Lichtenegger, Loehner, Marshall, May, McCaherty, McCann Beatty, McCreery, McDonald, McGeoghegan, McManus, McNary, McNeil, Meadows, Montecillo, Morgan, Nasheed, Neth, Newman, Nolte, Oxford, Pace, Phillips, Pollock, Quinn, Redmon, Reiboldt, Richardson, Riddle, Rizzo, Rowland, Ruzicka, Scharnhorst, Schieffer, Sifton, Smith (71), Smith (150), Solon, Sommer, Spreng, Still, Stream, Swearingen, Talboy, Thomson, Wallingford, Walton Gray, Webb, Wells, Weter, White, Wieland, Wright and Zerr.

## **ADJOURNMENT**

On motion of Representative Hampton, the House adjourned until 4:00 p.m., Monday, January 30, 2012.

## COMMITTEE MEETINGS

### AGRICULTURE POLICY

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 1324

Executive session may be held on any matter referred to the committee.

There will be a presentation on the Missouri River flooding issues.

### APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, January 31, 2012, 2:00 PM House Hearing Room 4.

Department of Natural Resources Budget presentation.

### APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 1, 2012, 2:00 PM House Hearing Room 4.

Continuation of the Department of Natural Resources budget presentation, if needed.

Conservation Department's budget presentation.

### APPROPRIATIONS - EDUCATION

Tuesday, January 31, 2012, 2:00 PM House Hearing Room 1.

DESE Budget continued/DHE Budget presentation.

### APPROPRIATIONS - EDUCATION

Wednesday, February 1, 2012, 8:00 AM House Hearing Room 3.

Institutional Presidents

Will recess for session and reconvene at 2:00 PM in Hearing Room 1.

### APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, January 30, 2012, 12:00 PM House Hearing Room 3.

Budget presentation.

Testifying agencies: Office of Administration Operations, Fringe Benefits, and Attached Programs

### APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, January 30, 2012, 5:00 PM or Upon Afternoon Adjournment House Hearing Room 3.

Budget presentation.

Testifying agencies: Office of Administration Operations, Fringe Benefits and Attached Programs

### APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 1, 2012, Upon Morning Adjournment House Hearing Room 3.

Budget presentation.

Testifying agency: Public Defender Commission

### APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2012, 2:00 PM House Hearing Room 3.

Public Safety Budget will be discussed first, and, if time allows, Corrections Budget will be discussed.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 1, 2012, 2:00 PM House Hearing Room 6.

Public Safety Budget will continue, if needed, and proceed with Corrections Budget.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2012, 2:30 PM House Hearing Room 7.

MoDOT Budget presentation.

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, February 1, 2012, 12:00 PM House Hearing Room 4.

Public hearing will be held: HB 1525

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, January 31, 2012, 5:00 PM House Hearing Room 7.

Public hearing will be held: HB 1476, HB 1244, HB 1245, HB 1130

Executive session may be held on any matter referred to the committee.

ELECTIONS

Tuesday, January 31, 2012, 8:15 AM House Hearing Room 5.

Public hearing will be held: HB 1250, HB 1457, HB 1106, HB 1442, HJR 41, HB 1060

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, February 1, 2012, 7:00 PM, 2125 Missouri Blvd., Jefferson City, MO.

Committee dinner.

HEALTH CARE POLICY

Wednesday, February 1, 2012, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 1123, HB 1033, HB 1188, HB 1274

Executive session may be held on any matter referred to the committee.

HEALTH INSURANCE

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 5.

Public hearing will be held: HB 1339, HB 1199

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Tuesday, January 31, 2012, 8:00 AM House Hearing Room 6.

Executive Session will be held: HB 1041, HB 1042

Executive session may be held on any matter referred to the committee.

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

Monday, January 30, 2012, 3:00 PM House Hearing Room 1.

Executive Session will be held: HB 1036, HB 1039, HB 1059, HB 1099, HB 1100, HB 1104, HB 1105, HCS#2 HB 1155, HB 1219, HCS HB 1277

RURAL COMMUNITY DEVELOPMENT

Tuesday, January 31, 2012, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 1179

Executive session may be held on any matter referred to the committee.

SPECIAL STANDING COMMITTEE ON DISABILITY SERVICES

Monday, January 30, 2012, 1:00 PM House Hearing Room 7.

Public hearing will be held: HB 1077

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 7.

Public hearing will be held: HB 1040, HB 1150, HB 1295, HB 1402

Executive session may be held on any matter referred to the committee.

URBAN ISSUES

Monday, January 30, 2012, Upon Evening Adjournment House Hearing Room 5.

Public hearing will be held: HB 1220, HB 1344

URBAN ISSUES

Monday, January 30, 2012, Upon Morning Adjournment House Hearing Room 5.

Public hearing will be held: HB 1220, HB 1344

CANCELLED

URBAN ISSUES

Wednesday, February 1, 2012, Upon Morning Adjournment House Hearing Room 5.

Public hearing will be held: HB 1220, HB 1344

CANCELLED

UTILITIES

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 1.

Public hearing will be held: HB 1108, HB 1361

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Monday, January 30, 2012, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 1198

Executive session may be held on any matter referred to the committee.

**HOUSE CALENDAR**

FOURTEENTH DAY, MONDAY, JANUARY 30, 2012

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 71 and HJR 72

**HOUSE BILLS FOR SECOND READING**

HB 1526 through HB 1559

**SENATE BILLS FOR SECOND READING**

1 SS SCS SB 443

2 SS SCS SB 467