

# JOURNAL OF THE HOUSE

Second Regular Session, 96th GENERAL ASSEMBLY

THIRTIETH DAY, THURSDAY, FEBRUARY 23, 2012

The House met pursuant to adjournment.

Representative Jones (89) in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

*In God we live, and move, and have our being. (Acts 17:28)*

Our God, Who is the source of light and life, and Whose glory is in all the world, without Whom no one can live - make us one with You as we move through the experiences of this day. By ourselves we are not adequate for our daily tasks, but with You we are made ready for every responsibility and equal to every experience. This day, help us to think, and to think clearly; help us to speak, and to speak wisely; help us to live, and to live faithfully. May we always do our very best and then leave the results with You.

And the House says, "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: Helena Schmidt, Elijah Schmidt, Noah Schmidt, Joshua Schmidt, John Paul Schmidt and Benjamin Schmidt.

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

AYES: 149

Allen	Anders	Asbury	Atkins	Aull
Bahr	Bernskoetter	Berry	Black	Brandom
Brown 50	Brown 85	Brown 116	Burlison	Carlson
Carter	Casey	Cauthorn	Cierpiot	Colona
Conway 14	Conway 27	Cookson	Cox	Crawford
Cross	Curtman	Davis	Day	Denison
Diehl	Dugger	Ellinger	Ellington	Elmer
Entlicher	Fallert	Fisher	Fitzwater	Flanigan
Fraker	Franklin	Franz	Frederick	Fuhr
Funderburk	Gatschenberger	Gosen	Grisamore	Guernsey
Haefner	Hampton	Harris	Higdon	Hinson
Hodges	Holsman	Hoskins	Houghton	Hubbard
Hummel	Johnson	Jones 63	Jones 89	Keeney
Kelley 126	Kelly 24	Kirkton	Klippenstein	Koenig
Korman	Kratky	Lair	Lampe	Lant
Largent	Lasater	Lauer	Leach	Lichtenegger
Loehner	Marshall	May	McCaherty	McCann Beatty
McCreery	McDonald	McGeoghegan	McGhee	McManus

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

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes	Brattin	Dieckhaus	Hough	Hughes
Jones 117	Kander	Leara	Long	Molendorp
Richardson	Torpey	Zerr	Mr Speaker	

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 806 through House Resolution No. 833

### HOUSE CONCURRENT RESOLUTION

Representative Franklin offered House Concurrent Resolution No. 43.

### SECOND READING OF HOUSE BILLS

**HB 1797** through **HB 1818** were read the second time.

Speaker Pro Tem Schoeller assumed the Chair.

### COMMITTEE REPORTS

**Committee on Fiscal Review**, Chairman Stream reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 41**, 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 61**, 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 HB 1442**, 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 **SCS SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass**.

**THIRD READING OF HOUSE BILL - APPROPRIATIONS**

**HCS HB 2014**, was taken up by Representative Silvey.

On motion of Representative Silvey, **HCS HB 2014** was read the third time and passed by the following vote:

AYES: 156

Allen	Anders	Asbury	Atkins	Aull
Bahr	Bernskoetter	Berry	Black	Brandom
Brattin	Brown 50	Brown 85	Brown 116	Burlison
Carlson	Carter	Casey	Cauthorn	Cierpiot
Colona	Conway 14	Conway 27	Cookson	Cox
Crawford	Cross	Curtman	Davis	Day
Denison	Dugger	Ellinger	Ellington	Elmer
Entlicher	Fallert	Fisher	Fitzwater	Flanigan
Fraker	Franklin	Franz	Frederick	Fuhr
Funderburk	Gatschenberger	Gosen	Grisamore	Guernsey
Haefner	Hampton	Harris	Higdon	Hinson
Hodges	Holsman	Hoskins	Hough	Houghton
Hubbard	Hummel	Johnson	Jones 63	Jones 89
Jones 117	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	McCreery
McDonald	McGeoghegan	McGhee	McManus	McNary
McNeil	Meadows	Molendorp	Montecillo	Morgan
Nance	Nasheed	Neth	Newman	Nichols
Nolte	Oxford	Pace	Parkinson	Phillips
Pierson	Pollock	Quinn	Redmon	Reiboldt
Richardson	Riddle	Rizzo	Rowland	Ruzicka
Sater	Schad	Scharnhorst	Schieber	Schieffer
Schneider	Schoeller	Schupp	Shively	Shumake
Sifton	Silvey	Smith 71	Smith 150	Solon
Sommer	Spreng	Still	Stream	Swearingen
Swinger	Talboy	Taylor	Thomson	Torpey
Wallingford	Walton Gray	Webb	Webber	Wells
Weter	White	Wieland	Wright	Wyatt
Zerr				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Barnes	Dieckhaus	Diehl	Hughes	Kander
Schatz	Mr Speaker			

Speaker Pro Tem Schoeller declared the bill passed.

**THIRD READING OF HOUSE JOINT RESOLUTION**

**HCS HJR 41**, relating to General Assembly term limits, was taken up by Representative Nasheed.

On motion of Representative Nasheed, **HCS HJR 41** was read the third time and passed by the following vote:

AYES: 098

Allen	Atkins	Aull	Bahr	Bernskoetter
Black	Brown 50	Carlson	Carter	Cierpiot
Colona	Cross	Curtman	Davis	Denison
Dugger	Ellinger	Entlicher	Fisher	Fitzwater
Flanigan	Fraker	Franz	Funderburk	Gatschenberger
Gosen	Grisamore	Haefner	Higdon	Hinson
Hodges	Holsman	Hoskins	Hough	Houghton
Hubbard	Hummel	Jones 63	Jones 89	Keeney
Kelley 126	Kelly 24	Kirkton	Koenig	Kratky
Lair	Lampe	Lant	Largent	Learn
Lichtenegger	Loehner	May	McCaherty	McCann Beatty
McCreery	McDonald	McGeoghegan	McGhee	McNary
McNeil	Molendorp	Montecillo	Morgan	Nance
Nasheed	Neth	Newman	Nichols	Oxford
Pace	Parkinson	Pierson	Redmon	Reiboldt
Rizzo	Ruzicka	Sater	Schad	Scharnhorst
Schneider	Schupp	Silvey	Smith 71	Solon
Spreng	Stream	Swearingen	Talboy	Taylor
Walton Gray	Webb	Webber	Weter	Wieland
Wright	Wyatt	Zerr		

NOES: 055

Anders	Asbury	Barnes	Berry	Brandom
Brattin	Brown 85	Brown 116	Burlison	Casey
Cauthorn	Conway 14	Conway 27	Cookson	Cox
Crawford	Elmer	Fallert	Frederick	Guernsey
Hampton	Harris	Johnson	Jones 117	Klippenstein
Korman	Lasater	Lauer	Leach	Long
Marshall	McManus	Meadows	Phillips	Pollock
Quinn	Richardson	Riddle	Rowland	Schatz
Schieber	Schieffer	Schoeller	Shively	Shumake
Sifton	Smith 150	Sommer	Still	Swinger
Thomson	Torpey	Wallingford	Wells	White

PRESENT: 000

ABSENT WITH LEAVE: 010

Day	Dieckhaus	Diehl	Ellington	Franklin
Fuhr	Hughes	Kander	Nolte	Mr Speaker

Speaker Pro Tem Schoeller declared the bill passed.

**THIRD READING OF HOUSE BILLS**

**HCS HBs 1186 & 1147**, relating to English only driver’s examinations, was taken up by Representative Parkinson.

On motion of Representative Parkinson, **HCS HBs 1186 & 1147** was read the third time and passed by the following vote:

AYES: 093

Allen	Asbury	Bahr	Bernskoetter	Brandom
Brattin	Brown 85	Brown 116	Burlison	Cauthorn
Cierpiot	Conway 14	Cookson	Crawford	Cross
Curtman	Davis	Day	Denison	Diehl
Dugger	Elmer	Entlicher	Fisher	Fitzwater
Fraker	Franklin	Frederick	Fuhr	Funderburk
Gatschenberger	Grisamore	Guernsey	Haefner	Hampton
Higdon	Hinson	Hodges	Hoskins	Houghton
Johnson	Jones 89	Jones 117	Keeney	Kelley 126
Koenig	Korman	Lair	Lant	Largent
Lasater	Lauer	Leach	Leara	Lichtenegger
Loehner	Long	Marshall	McCaherty	McGhee
McNary	Molendorp	Nance	Parkinson	Pollock
Quinn	Redmon	Reiboldt	Richardson	Riddle
Rowland	Ruzicka	Schad	Scharnhorst	Schatz
Schieffer	Schneider	Schoeller	Shively	Silvey
Smith 150	Solon	Sommer	Stream	Swinger
Thomson	Wallingford	Wells	Weter	White
Wright	Wyatt	Zerr		

NOES: 063

Anders	Atkins	Aull	Barnes	Berry
Black	Brown 50	Carlson	Carter	Casey
Colona	Conway 27	Ellinger	Ellington	Fallert
Gosen	Harris	Holsman	Hough	Hubbard
Hughes	Hummel	Jones 63	Kelly 24	Kirkton
Klippenstein	Kratky	Lampe	May	McCann Beatty
McCreery	McDonald	McGeoghegan	McManus	McNeil
Meadows	Montecillo	Morgan	Nasheed	Neth
Newman	Nichols	Oxford	Pace	Phillips
Pierson	Rizzo	Sater	Schieber	Schupp
Shumake	Sifton	Smith 71	Spreng	Still
Swearingen	Talboy	Taylor	Torpey	Walton Gray
Webb	Webber	Wieland		

PRESENT: 000

ABSENT WITH LEAVE: 007

Cox	Dieckhaus	Flanigan	Franz	Kander
Nolte	Mr Speaker			

Speaker Pro Tem Schoeller declared the bill passed.

**HCS HB 1308**, relating to security of moneys, was taken up by Representative Wells.

On motion of Representative Wells, **HCS HB 1308** was read the third time and passed by the following vote:

AYES: 151

Allen	Anders	Asbury	Aull	Barnes
Bernskoetter	Berry	Black	Brandom	Brattin
Brown 50	Brown 85	Brown 116	Burlison	Carlson
Carter	Casey	Cauthorn	Cierpiot	Colona
Conway 14	Conway 27	Cookson	Crawford	Cross
Davis	Day	Denison	Diehl	Dugger
Ellinger	Elmer	Entlicher	Fallert	Fisher
Fitzwater	Flanigan	Fraker	Franz	Frederick
Fuhr	Funderburk	Gatschenberger	Gosen	Grisamore
Guernsey	Haefner	Hampton	Harris	Higdon
Hinson	Hodges	Holsman	Hoskins	Hough
Houghton	Hubbard	Hummel	Johnson	Jones 63
Jones 89	Jones 117	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
McCreery	McDonald	McGeoghegan	McGhee	McManus
McNary	McNeil	Meadows	Molendorp	Montecillo
Morgan	Nance	Nasheed	Neth	Newman
Nichols	Oxford	Pace	Parkinson	Phillips
Pierson	Pollock	Quinn	Redmon	Reiboldt
Richardson	Riddle	Rizzo	Rowland	Ruzicka
Sater	Schad	Scharnhorst	Schatz	Schieber
Schieffer	Schneider	Schoeller	Schupp	Shively
Shumake	Sifton	Silvey	Smith 71	Smith 150
Solon	Sommer	Spreng	Stream	Swearingen
Swinger	Talboy	Taylor	Thomson	Torpey
Wallingford	Walton Gray	Webb	Webber	Wells
Weter	White	Wieland	Wright	Wyatt
Zerr				

NOES: 003

Curtman	Ellington	Hughes
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PRESENT: 000

ABSENT WITH LEAVE: 009

Atkins	Bahr	Cox	Dieckhaus	Franklin
Kander	Nolte	Still	Mr Speaker	

Speaker Pro Tem Schoeller declared the bill passed.

**HCS HB 1442**, relating to vacancies in office, was taken up by Representative Smith (150).

On motion of Representative Smith (150), **HCS HB 1442** was read the third time and passed by the following vote:

AYES: 094

Allen	Asbury	Barnes	Bernskoetter	Berry
Brandom	Brattin	Brown 85	Brown 116	Burlison
Cauthorn	Cierpiot	Conway 14	Cookson	Crawford
Cross	Curtman	Davis	Denison	Diehl
Dugger	Elmer	Entlicher	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Franz	Frederick
Fuhr	Gatschenberger	Gosen	Grisamore	Haefner
Hampton	Higdon	Hinson	Hoskins	Hough
Houghton	Johnson	Jones 89	Jones 117	Keeney
Kelley 126	Klippenstein	Koenig	Korman	Lair
Lant	Largent	Lauer	Leara	Lichtenegger
Loehner	Long	McCaherty	McGhee	McNary
Molendorp	Nance	Neth	Nolte	Parkinson
Phillips	Pollock	Reiboldt	Richardson	Riddle
Rowland	Ruzicka	Sater	Schad	Scharnhorst
Schatz	Schneider	Schoeller	Shumake	Silvey
Smith 150	Solon	Sommer	Stream	Thomson
Torpey	Wallingford	Wells	Weter	White
Wieland	Wright	Wyatt	Zerr	

NOES: 057

Atkins	Aull	Bahr	Black	Carlson
Carter	Casey	Colona	Conway 27	Ellinger
Ellington	Fallert	Harris	Hodges	Holsman
Hubbard	Hughes	Hummel	Jones 63	Kelly 24
Kirkton	Kratky	Lampe	Lasater	Marshall
May	McCann Beatty	McCreery	McDonald	McGeoghegan
McManus	McNeil	Meadows	Montecillo	Morgan
Nasheed	Newman	Nichols	Oxford	Pace
Pierson	Quinn	Rizzo	Schieber	Schieffer
Schupp	Shively	Sifton	Smith 71	Spreng
Still	Swearingen	Talboy	Taylor	Walton Gray
Webb	Webber			

PRESENT: 000

ABSENT WITH LEAVE: 012

Anders	Brown 50	Cox	Day	Dieckhaus
Funderburk	Guernsey	Kander	Leach	Redmon
Swinger	Mr Speaker			

Speaker Pro Tem Schoeller declared the bill passed.

**THIRD READING OF HOUSE BILL - FEDERAL MANDATE**

**HB 1131**, relating to withholding form information, was taken up by Representative Fisher.

On motion of Representative Fisher, **HB 1131** was read the third time and passed by the following vote:

AYES: 146

Asbury	Atkins	Aull	Bahr	Barnes
Bernskoetter	Berry	Black	Brattin	Brown 85
Brown 116	Burlison	Carlson	Carter	Casey
Cauthorn	Cierpiot	Colona	Conway 14	Conway 27
Cookson	Crawford	Cross	Davis	Denison
Diehl	Dugger	Ellington	Elmer	Entlicher
Fallert	Fisher	Fitzwater	Fraker	Franklin
Franz	Frederick	Fuhr	Gatschenberger	Gosen
Grisamore	Guernsey	Haefner	Hampton	Harris
Higdon	Hinson	Hodges	Holsman	Hoskins
Hough	Houghton	Hubbard	Hughes	Hummel
Johnson	Jones 63	Jones 89	Jones 117	Keeney
Kelley 126	Kelly 24	Kirkton	Klippenstein	Koenig
Korman	Kratky	Lair	Lampe	Lant
Largent	Lasater	Lauer	Leara	Lichtenegger
Loehner	Long	Marshall	May	McCaherty
McCann Beatty	McCreery	McDonald	McGeoghegan	McGhee
McManus	McNary	McNeil	Meadows	Molendorp
Montecillo	Morgan	Nance	Nasheed	Neth
Newman	Nichols	Oxford	Pace	Parkinson
Phillips	Pierson	Pollock	Quinn	Reiboldt
Richardson	Riddle	Rizzo	Rowland	Ruzicka
Sater	Schad	Scharnhorst	Schatz	Schieber
Schieffer	Schneider	Schoeller	Schupp	Shively
Shumake	Sifton	Silvey	Smith 71	Smith 150
Solon	Sommer	Spreng	Still	Stream
Swearingen	Talbot	Taylor	Thomson	Torpey
Wallingford	Walton Gray	Webb	Webber	Wells
Weter	White	Wieland	Wright	Wyatt
Zerr				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Allen	Anders	Brandom	Brown 50	Cox
Curtman	Day	Dieckhaus	Ellinger	Flanigan
Funderburk	Kander	Leach	Nolte	Redmon
Swinger	Mr Speaker			

Speaker Pro Tem Schoeller declared the bill passed.

**THIRD READING OF SENATE BILL**

**SCS SB 773**, relating to the 2012 state primary election, was taken up by Representative Diehl.

Representative Diehl moved that **SCS SB 773** be third read and finally passed.

The motion to third read and finally pass **SCS SB 773** was withdrawn.

**MOTION**

Representative Jones (89) moved that Rule 62 be suspended.

Which motion was adopted by the following vote:

AYES: 140

Asbury	Atkins	Aull	Bahr	Barnes
Bernskoetter	Berry	Black	Brattin	Brown 85
Brown 116	Burlison	Carlson	Carter	Casey
Cauthorn	Cierpiot	Colona	Conway 14	Conway 27
Cookson	Crawford	Cross	Curtman	Davis
Denison	Diehl	Dugger	Ellinger	Ellington
Elmer	Entlicher	Fallert	Fitzwater	Fraker
Franklin	Franz	Frederick	Fuhr	Funderburk
Gatschenberger	Gosen	Grisamore	Guernsey	Haefner
Hampton	Harris	Higdon	Hinson	Hodges
Hoskins	Hough	Houghton	Hubbard	Hummel
Johnson	Jones 63	Jones 89	Jones 117	Keeney
Kelley 126	Kelly 24	Klippenstein	Koenig	Korman
Kratky	Lair	Lampe	Lant	Largent
Lasater	Lauer	Leach	Leara	Lichtenegger
Loehner	Long	Marshall	May	McCaherty
McCreery	McDonald	McGeoghegan	McGhee	McManus
McNary	Meadows	Montecillo	Morgan	Nance
Nasheed	Neth	Newman	Nichols	Oxford
Pace	Parkinson	Phillips	Pierson	Pollock
Quinn	Reiboldt	Richardson	Riddle	Rizzo
Rowland	Ruzicka	Sater	Schad	Scharnhorst
Schatz	Schieber	Schieffer	Schneider	Schoeller
Schupp	Shively	Shumake	Sifton	Silvey
Smith 150	Solon	Sommer	Spreng	Stream
Swearingen	Talboy	Taylor	Thomson	Torpey
Wallingford	Walton Gray	Webb	Wells	Weter
White	Wieland	Wright	Wyatt	Zerr

NOES: 001

Still

PRESENT: 006

Hughes	Kirkton	McCann Beatty	McNeil	Smith 71
Webber				

ABSENT WITH LEAVE: 016

Allen	Anders	Brandom	Brown 50	Cox
Day	Dieckhaus	Fisher	Flanigan	Holsman
Kander	Molendorp	Nolte	Redmon	Swinger
Mr Speaker				

### THIRD READING OF SENATE BILL

**SCS SB 773**, relating to the 2012 state primary election, was taken up by Representative Diehl.

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

#### *House Amendment No. 1*

AMEND Senate Committee Substitute for Senate Bill No. 773, Page 2, Section 115.349, Line 40, by inserting after the phrase: "**April 24, 2012.**" on said line the following:

**"This subsection shall not apply to modify the filing deadlines for any primary elections held in political subdivisions or special districts."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hummel moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Dugger offered **House Amendment No. 2**.

#### *House Amendment No. 2*

AMEND Senate Committee Substitute for Senate Bill No. 773, Page 2, Section 115.349, Line 39, by deleting the date, "**March 27, 2012**" and inserting in lieu thereof the date, "**March 19, 2012**"; and

Further amend said page and section, Line 40, by deleting the date, "**April 24, 2012**" and inserting in lieu thereof the date, "**March 30, 2012**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dugger, **House Amendment No. 2** was adopted.

Representative Conway (27) offered **House Amendment No. 3**.

#### *House Amendment No. 3*

AMEND Senate Committee Substitute for Senate Bill No. 773, Section 115.345, Page 1, Lines 8 to 11, by deleting all of said subsection 3 and lines and inserting in lieu thereof the following:

**"3. Notwithstanding the provisions of subsection 2 of this section to the contrary, for the primary occurring on August 7, 2012, upon notification by the Secretary of State that Subsection 4 of section 115.349 has become effective, each election authority shall publish the notice and date by which candidates shall file as required under subsection 2 of this section and subsection 4 of section 115.349. The state shall reimburse each**

election authority for the cost of publishing such notice and the legislature shall appropriate funds for that purpose.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (27), **House Amendment No. 3** was adopted.

On motion of Representative Diehl, **SCS SB 773, as amended**, was read the third time and passed by the following vote:

AYES: 147

Allen	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	Crawford	Cross
Curtman	Davis	Denison	Diehl	Dugger
Ellinger	Elmer	Entlicher	Fallert	Fisher
Fitzwater	Flanigan	Fraker	Franklin	Franz
Frederick	Fuhr	Funderburk	Gatschenberger	Gosen
Grisamore	Guernsey	Haefner	Hampton	Harris
Higdon	Hinson	Hodges	Holsman	Hoskins
Hough	Houghton	Hubbard	Hughes	Hummel
Johnson	Jones 63	Jones 89	Jones 117	Keeney
Kelley 126	Kelly 24	Klippenstein	Koenig	Korman
Kratky	Lair	Lampe	Lant	Largent
Lasater	Lauer	Leach	Leara	Lichtenegger
Loehner	Long	Marshall	May	McCaherty
McCann Beatty	McCreery	McDonald	McGeoghegan	McGhee
McManus	McNary	McNeil	Molendorp	Morgan
Nance	Nasheed	Neth	Newman	Nichols
Nolte	Oxford	Pace	Parkinson	Phillips
Pierson	Quinn	Reiboldt	Richardson	Riddle
Rizzo	Rowland	Ruzicka	Sater	Schad
Scharnhorst	Schatz	Schieber	Schieffer	Schneider
Schoeller	Schupp	Shively	Shumake	Sifton
Silvey	Smith 150	Solon	Sommer	Spreng
Stream	Swearingen	Talboy	Taylor	Thomson
Torpey	Wallingford	Walton Gray	Webb	Webber
Wells	Weter	White	Wieland	Wright
Wyatt	Zerr			

NOES: 004

Kirkton	Pollock	Smith 71	Still
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PRESENT: 000

ABSENT WITH LEAVE: 012

Anders	Brown 50	Cox	Day	Dieckhaus
Ellington	Kander	Meadows	Montecillo	Redmon
Swinger	Mr Speaker			

Speaker Pro Tem Schoeller declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 150

Allen	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	Crawford	Cross
Curtman	Davis	Denison	Diehl	Dugger
Ellinger	Ellington	Elmer	Entlicher	Fallert
Fisher	Fitzwater	Flanigan	Fraker	Franklin
Franz	Frederick	Fuhr	Funderburk	Gatschenberger
Gosen	Grisamore	Guernsey	Haefner	Hampton
Harris	Higdon	Hinson	Hodges	Holsman
Hoskins	Hough	Houghton	Hubbard	Hughes
Hummel	Johnson	Jones 63	Jones 89	Jones 117
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	McCreery	McDonald
McGeoghegan	McGhee	McManus	McNary	McNeil
Molendorp	Montecillo	Morgan	Nance	Neth
Newman	Nichols	Nolte	Oxford	Pace
Parkinson	Phillips	Pierson	Pollock	Quinn
Reiboldt	Richardson	Riddle	Rizzo	Rowland
Ruzicka	Sater	Schad	Scharnhorst	Schatz
Schieber	Schieffer	Schneider	Schoeller	Schupp
Shively	Shumake	Sifton	Silvey	Smith 150
Solon	Sommer	Spreng	Stream	Swearingen
Talboy	Taylor	Thomson	Torpey	Wallingford
Walton Gray	Webb	Webber	Wells	Weter
White	Wieland	Wright	Wyatt	Zerr

NOES: 002

Smith 71                      Still

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Brown 50	Cox	Day	Dieckhaus
Kander	Meadows	Nasheed	Redmon	Swinger
Mr Speaker				

## REFERRAL OF HOUSE JOINT RESOLUTION

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

**HJR 78** - Special Standing Committee on Judicial Reform

## REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1065** - Small Business
- HB 1068** - Tourism and Natural Resources
- HB 1101** - Ways and Means
- HB 1129** - Local Government
- HB 1171** - Judiciary
- HB 1265** - Veterans
- HB 1276** - Elementary and Secondary Education
- HB 1282** - Tourism and Natural Resources
- HB 1299** - Local Government
- HB 1310** - Ways and Means
- HB 1350** - Professional Registration and Licensing
- HB 1353** - Higher Education
- HB 1362** - Children and Families
- HB 1375** - Agriculture Policy
- HB 1398** - Local Government
- HB 1414** - Workforce Development and Workplace Safety
- HB 1422** - Crime Prevention and Public Safety
- HB 1424** - Crime Prevention and Public Safety
- HB 1434** - Utilities
- HB 1480** - Utilities
- HB 1481** - Agriculture Policy
- HB 1519** - Elementary and Secondary Education
- HB 1535** - Ways and Means
- HB 1536** - Tax Reform
- HB 1537** - Transportation Funding and Public Institutions
- HB 1545** - Health Care Policy
- HB 1547** - Local Government
- HB 1548** - Tourism and Natural Resources
- HB 1565** - Children and Families
- HB 1568** - Children and Families
- HB 1572** - Elementary and Secondary Education
- HB 1595** - Elementary and Secondary Education
- HB 1596** - Elementary and Secondary Education
- HB 1624** - Crime Prevention and Public Safety
- HB 1625** - Crime Prevention and Public Safety
- HB 1626** - Elementary and Secondary Education
- HB 1650** - Elementary and Secondary Education
- HB 1662** - Rural Community Development
- HB 1681** - Crime Prevention and Public Safety
- HB 1683** - General Laws
- HB 1689** - General Laws
- HB 1690** - General Laws
- HB 1702** - Small Business

- HB 1708** - Elementary and Secondary Education
- HB 1718** - Elementary and Secondary Education
- HB 1728** - Economic Development
- HB 1738** - Special Standing Committee on Disability Services
- HB 1749** - Transportation
- HB 1751** - Utilities
- HB 1789** - Elementary and Secondary Education
- HB 1804** - Transportation Funding and Public Institutions

### **COMMITTEE REPORTS**

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

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1319**, **HB 1045**, and **HB 1369**, 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 General Laws, to which was referred **HB 1342**, 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 General Laws, to which was referred **HB 1549**, 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 Gatschenberger reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1096**, 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 1325**, 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 1373**, 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.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1492**, 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.

**Committee on Retirement**, Chairman Leara reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1331**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

**Committee on Tourism and Natural Resources**, Chairman Ruzicka reporting:

Mr. Speaker: Your Committee on Tourism and Natural Resources, to which was referred **HJR 52**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Tourism and Natural Resources, to which was referred **HB 1063**, 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 Tourism and Natural Resources, to which was referred **HB 1266**, 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 Tourism and Natural Resources, to which was referred **HB 1634**, 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.

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

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1029**, 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 1030**, 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 1042**, 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 1072**, 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 HBs 1098 & 1084**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1108**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1123**, 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 1139**, 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 1191**, 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 1236**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1258, 1259 & 1260**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1300**, 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 1317**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin as HB 1317**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1318**, 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 1324**, 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 1340**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1404**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

**Committee on Rules**, Vice Chairman Funderburk reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1431**, 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 1495**, 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 1513**, 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 1576**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1731**, begs leave to report it has examined the same and recommends that it **Do Pass**.

## ADVANCEMENT OF HOUSE CONSENT BILLS

Pursuant to Rule 45(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1037**, **HB 1114** and **HB 1441**.

## INTRODUCTION OF HOUSE BILLS

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

**HB 1819**, introduced by Representative Jones (63), relating to alternative educational procedures for charter schools.

**HB 1820**, introduced by Representatives Asbury and Shively, to authorize the conveyance of property owned by the state to the state highways and transportation commission.

**HB 1821**, introduced by Representative Long, relating to appeal procedures for nonmerit employees.

**HB 1822**, introduced by Representatives Lampe, Silvey, Montecillo, Kirkton, McCann Beatty, Taylor, McNeil, Pierson, Newman, Spreng, Grisamore, Lair, Entlicher, Crawford, Hoskins, Black, Nichols, Ellinger, Leach, Morgan, Walton Gray, Smith (71), Harris, May, Anders, Pace, Atkins, Oxford, Nasheed, Jones (63), Kelly (24), Talboy, Webber, Hummel, Rizzo, Webb, Carter and Schoeller, relating to domestic violence orders of protection.

**HB 1823**, introduced by Representatives Brown (85), Entlicher, Wieland, White, Koenig, Brattin, Atkins, Kelley (126), McNary, Lichtenegger, Bahr, Leach, Kirkton and Redmon, relating to tax increment financing.

**HB 1824**, introduced by Representative Johnson, relating to the licensure of mobile food vendors.

**HB 1825**, introduced by Representatives Hinson, Leara, Fuhr, Brown (85) and Haefner, relating to patient transport.

**HB 1826**, introduced by Representatives Fitzwater, Redmon, Fraker, Lasater, Black, Bahr, Wyatt, Cross, Hampton, Riddle and Silvey, relating to videoconferencing of offenders.

**HB 1827**, introduced by Representatives Richardson, Jones (117), Sater, Webber, Jones (89), Talboy, Torpey, Ellinger and Diehl, relating to the Missouri electronic prior authorization committee.

**HB 1828**, introduced by Representative Franz, relating to unsecured loans of five hundred dollars or less.

**HB 1829**, introduced by Representatives McNeil, Lampe, Anders, McGeoghegan, Walton Gray, McCann Beatty and Spreng, relating to school district accreditation.

**HB 1830**, introduced by Representative Stream, relating to student transfers.

**HB 1831**, introduced by Representative Stream, relating to school discipline.

**HB 1832**, introduced by Representatives Brown (116), Pollock and Scharnhorst, relating to forms for concealed carry endorsements.

**HB 1833**, introduced by Representatives Brown (116), Pollock and Scharnhorst, relating to knives.

**HB 1834**, introduced by Representatives Funderburk, Bahr, Koenig, Davis, Shumake, Barnes, Webb, Lampe and Higdon, relating to extracurricular and interscholastic program participation.

**HB 1835**, introduced by Representatives Silvey, Diehl, Stream, Jones (89), Parkinson, Loehner, Hough, Cauthorn, Scharnhorst, Davis, Neth, McCaherty, Solon, Schatz, Long, Higdon, Allen, Haefner, Leach, Brown (85), Conway (14), Largent, Day, Brown (116), Hoskins, Funderburk, Curtman, Torpey, Jones (117), Elmer, Richardson, Molendorp, Berry, Cross, Gatschenberger, McGhee, Fitzwater, Bahr, Brattin and Flanigan, relating to health care costs of blind individuals.

#### **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 **SJR 26**, entitled:

#### **JOINT RESOLUTION**

Submitting to the qualified voters of Missouri, an amendment repealing section 17 of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits for statewide elected officials.

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 **SCS SBs 484, 477 & 606**, entitled:

An act to repeal sections 130.047, 407.1095, 407.1098, 407.1101, 407.1104, 407.1107, and 407.1110, RSMo, and to enact in lieu thereof nine new sections relating to telephone calls.

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 **SB 701**, entitled:

An act to repeal section 142.932, RSMo, and to enact in lieu thereof one new section relating to operating a motor vehicle with dyed motor fuel, with penalty provisions in existing language.

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 719**, entitled:

An act to repeal section 306.127, RSMo, and to enact in lieu thereof one new section relating to the issuance of temporary boating safety identification cards to nonresidents, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

### ADJOURNMENT

On motion of Representative Jones (89), the House adjourned until 4:00 p.m., Monday, February 27, 2012.

### COMMITTEE MEETINGS

#### AGRICULTURE POLICY

Tuesday, February 28, 2012, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 1660

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

#### APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 29, 2012, 6:30 PM

Shooters Alley Indoor Range

#### CRIME PREVENTION AND PUBLIC SAFETY

Monday, February 27, 2012, 2:00 PM House Hearing Room 3.

Executive session will be held: HB 1190, HB 1647, HB 1672

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

#### ECONOMIC DEVELOPMENT

Tuesday, February 28, 2012, 5:00 PM House Hearing Room 7.

Public hearing will be held: HB 1592, HB 1723, HB 1130, HB 1069, HB 1623

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

#### ELECTIONS

Tuesday, February 28, 2012, 8:30 AM House Hearing Room 5.

Public hearing will be held: HB 1692, HJR 39

Executive session will be held: HB 1060

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

#### HEALTH INSURANCE

Tuesday, February 28, 2012, 12:00 PM House Hearing Room 5.

Public hearing will be held: HB 1509, HB 1546, HB 1711

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

HIGHER EDUCATION

Tuesday, February 28, 2012, 8:00 AM House Hearing Room 6.

Public hearing will be held: HB 1257, HB 1587

Executive session will be held: HB 1722

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

INSURANCE POLICY

Monday, February 27, 2012, 5:00 PM House Hearing Room 1.

Public hearing will be held: HB 1124, HB 1594

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

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 1, 2012, 8:30 AM Senate Lounge.

Informational Meeting - Discussion and presentation by city of St. Louis officials and International Association of Fire Fighter's Local 73 Union officials relative to St. Louis Firemen's Retirement System proposed modifications.

SPECIAL STANDING COMMITTEE ON DISABILITY SERVICES

Monday, February 27, 2012, 1:30 PM House Hearing Room 7.

Public hearing will be held: HB 1738

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

SPECIAL STANDING COMMITTEE ON GOVERNMENT OVERSIGHT AND ACCOUNTABILITY

Monday, February 27, 2012, 12:00 PM House Hearing Room 5.

Public hearing will be held: HB 1304, HB 1771, HB 1772, HB 1773, HB 1774, HB 1775, HB 1776, HB 1777

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

VETERANS

Tuesday, February 28, 2012, 8:00 AM House Hearing Room 1.

Public hearing will be held: HB 1301, HB 1680, HB 1248, HCR 5

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

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Monday, February 27, 2012, 12:00 PM House Hearing Room 6.

Public hearing will be held: SS SCS SB 572, HB 1403

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

**HOUSE CALENDAR**

THIRTY-FIRST DAY, MONDAY, FEBRUARY 27, 2012

**HOUSE BILLS FOR SECOND READING**

HB 1819 through HB 1835

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

HJR 45 - Solon

**HOUSE BILLS FOR PERFECTION**

- 1 HCS HBs 1298 & 1180, as amended - Parkinson
- 2 HB 1349 - Jones (117)
- 3 HCS HB 1106 - Dugger
- 4 HCS HB 1193 - Frederick
- 5 HCS HB 1220 - Hubbard
- 6 HCS HB 1174 - Lair
- 7 HB 1513 - Franz
- 8 HCS HB 1731 - Day

**HOUSE JOINT RESOLUTIONS FOR THIRD READING**

HCS HJR 61 - Loehner

**HOUSE BILLS FOR THIRD READING**

HB 1277 - Long

**HOUSE BILLS FOR THIRD READING - CONSENT**

- 1 HB 1037 - Dugger
- 2 HB 1114 - Weter
- 3 HB 1441 - Fisher

**SENATE JOINT RESOLUTIONS FOR SECOND READING**

SJR 26

**SENATE BILLS FOR SECOND READING**

- 1 SCS SBs 484, 477 & 606
- 2 SB 701
- 3 SS SCS SB 719