

JOURNAL OF THE HOUSE

First Regular Session, 97th GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 13, 2013

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Monsignor Robert A. Kurwicki, Chaplain.

*Let not mercy and truth forsake Thee; bind them about Thy neck; write them upon the table of Thine heart.
(Proverbs 3:3)*

Our Forgiving God, the source of all that is good in life, once again we come to You on this Ash Wednesday: weak - seeking greater strength; tired - needing more rest; worried - desiring a deeper peace. We have sought satisfaction in the minor details of daily life that do not matter much and have left undone the major duties that matter most. Forgive us, and strengthen us by Your spirit that the labor of this day may be done with Your just causes in our hearts and minds.

Awaken within us the spirit of friendliness, kindness and peace. Keep us from allowing disagreements to make us disagreeable and from permitting differences in us to make differences between us. Kindle in our hearts and in the hearts of all people the spirit of good will. Let tolerance and understanding and compassion rule our spirits and possess our souls. Send us out into this day to do our work with all our might and may this world be a better place because we have lived, worked and prayed.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the nineteenth day was approved as printed.

SPECIAL RECOGNITION

Members of the Future Farmers of America were introduced by Representative Guernsey.

Jaelynn Bergmann, President of the Future Farmers of America, addressed the body.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 393 through House Resolution No. 405

HOUSE CONCURRENT RESOLUTIONS

Representative Black, et al., offered House Concurrent Resolution No. 20 and House Concurrent Resolution No. 21.

Representative Roorda offered House Concurrent Resolution No. 22.

SECOND READING OF HOUSE BILLS

HB 542 through **HB 568** were read the second time.

PERFECTION OF HOUSE BILL

HCS HBs 48 & 216, relating to photo identification to vote, was taken up by Representative Dugger.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 48 & 216, Page 3, Section 115.427, Line 72, by enclosing in brackets the phrase: "January 1, 1941" and inserting immediately thereafter the phrase:

"January 1, 1948"; and

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

On motion of Representative Dugger, **House Amendment No. 1** was adopted.

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 48 & 216, Page 6, Section 115.427, Line 186, by inserting after all of said section and line the following:

"115.430. 1. This section shall apply to primary and general elections where candidates for federal or statewide offices are nominated or elected and any election where statewide issue or issues are submitted to the voters. **In addition, any person denied the ability to cast a regular ballot because of a lack of photographic identification under section 115.427, shall be allowed to vote by provisional ballot.**

[2.]

(1) A voter claiming to be properly registered in the jurisdiction of the election authority and eligible to vote in an election, but whose eligibility at that precinct cannot be immediately established upon examination of the precinct register, shall be entitled to vote a provisional ballot after providing a form of personal identification required pursuant to section 115.427 or upon executing an affidavit under section 115.427, or may vote at a central polling place as established in section 115.115 where the voter may vote his or her appropriate ballot for his or her precinct of residence upon verification of eligibility or vote a provisional ballot if eligibility cannot be determined. The provisional ballot provided to a voter under this section shall be the ballot provided to a resident of the voter's precinct determined by reference to the affidavit provided for in this section. If the voter declares that the voter is eligible to vote and the election authority determines that the voter is eligible to vote at another polling place, the voter shall be directed to the correct polling place or a central polling place as established by the election authority pursuant to subsection 5 of section 115.115. If the voter refuses to go to the correct polling place or a central polling place, the voter shall be permitted to vote a provisional ballot at the incorrect polling place, but such ballot shall not be counted if the voter was not eligible to vote at that polling place.

(2) The following steps shall be taken to establish a voter's eligibility to vote at a polling place:

(a) The election judge shall examine the precinct register as provided in section 115.425. If the voter is registered and eligible to vote at the polling place, the voter shall receive a regular ballot;

(b) If the voter's eligibility cannot be immediately established by examining the precinct register, the election judge shall contact the election authority. If the election authority cannot immediately establish that the voter is registered and eligible to vote at the polling place upon examination of the Missouri voter registration system, or if the

election judge is unable to make contact with the election authority immediately, the voter shall be notified that the voter is entitled to a provisional ballot.

(3) The voter shall have the duty to appear and vote at the correct polling place. If an election judge determines that the voter is not eligible to vote at the polling place at which a voter presents himself or herself, and if the voter appears to be eligible to vote at another polling place, the voter shall be informed that he or she may cast a provisional ballot at the current polling place or may travel to the correct polling place or a central polling place, as established by the election authority under subsection 5 of section 115.115, where the voter may cast a regular ballot or provisional ballot if the voter's eligibility still cannot be determined. Provisional ballots cast at a polling place shall be counted only if the voter was eligible to vote at such polling place as provided in subsection 5 of this section.

(4) For a voter requesting an absentee ballot in person, such voter shall be entitled to cast a provisional ballot when the voter's eligibility cannot be immediately established upon examination of the precinct registers or the Missouri voter registration system.

(5) Prior to accepting any provisional ballot at the polling place, the election judges shall determine that the information provided on the provisional ballot envelope by the provisional voter is consistent with the identification provided by such person under section 115.427.

[3.] 2. (1) No person shall be entitled to receive a provisional ballot until such person has completed a provisional ballot affidavit on the provisional ballot envelope.

(2) The secretary of state shall produce appropriate sizes of provisional ballot envelopes and distribute them to each election authority according to their tabulating system. All provisional ballot envelopes shall be printed on a distinguishable color of paper that is different from the color of the regular ballot. The provisional ballot envelope shall be in the form required by subsection 4 of this section. All provisional ballots shall be marked with a conspicuous stamp or other distinguishing mark that makes them readily distinguishable from the regular ballots.

(3) Once voted, the provisional ballot shall be placed and sealed in a provisional ballot envelope.

[4.] 3. The provisional ballot in its envelope shall be deposited in the ballot box. The provisional ballot envelope shall be completed by the voter for use in determining eligibility. The provisional ballot envelope specified in this section shall contain a voter's certificate which shall be in substantially the following form:

STATE OF

COUNTY OF

I do solemnly swear (or affirm) that my name is; that my date of birth is; that the last four digits of my Social Security Number are; that I am registered to vote in County or City (if a City not within a County), Missouri; that I am a qualified voter of said County (or City not within a County); that I am eligible to vote at this polling place; and that I have not voted in this election.

I understand that if the above-provided information is not correct and the election authority determines that I am not registered and eligible to vote, my vote will not be counted. I further understand that knowingly providing false information is a violation of law and subjects me to possible criminal prosecution.

.....

(Signature of Voter)

.....

(Current Address)

Subscribed and affirmed before me this day of, 20.....

(Signature of Election Official)

The voter may provide additional information to further assist the election authority in determining eligibility, including the place and date the voter registered to vote, if known.

[5.] 4. (1) Prior to counting any provisional ballot, the election authority shall determine if the voter is registered and eligible to vote and if the vote was properly cast. The eligibility of provisional votes shall be determined according to the requirements for a voter to cast a ballot in the election as set forth in sections 115.133 and 115.135. A provisional voter ballot shall not be eligible to be counted until the election authority has determined that:

(a) The voter cast such provisional ballot at a polling place established for the voter or the central polling place established by the election authority under subsection 5 of section 115.115;

(b) The individual who cast the provisional ballot is an individual registered to vote in the respective election at the polling place where the ballot was cast;

(c) The voter did not otherwise vote in the same election by regular ballot, absentee ballot, or otherwise; and

(d) The information on the provisional ballot envelope is found to be correct, complete, and accurate.

(2) When the ballot boxes are delivered to the election authority from the polling places, the receiving teams shall separate the provisional ballots from the rest of the ballots and place the sealed provisional ballot envelopes in a separate container. Teams of election authority employees or teams of election judges with each team consisting of one

member of each major political party shall photocopy each provisional ballot envelope, such photocopy to be used by the election authority to determine provisional voter eligibility. The sealed provisional ballot envelopes shall be placed by the team in a sealed container and shall remain therein until tabulation.

(3) To determine whether a provisional ballot is valid and entitled to be counted, the election authority shall examine its records and verify that the provisional voter is properly registered and eligible to vote in the election. If the provisional voter has provided information regarding the registration agency where the provisional voter registered to vote, the election authority shall make an inquiry of the registration agency to determine whether the provisional voter is properly registered and eligible to vote in the election.

(4) If the election authority determines that the provisional voter is registered and eligible to vote in the election, the election authority shall provide documentation verifying the voter's eligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

- (a) The name of the provisional voter;
- (b) The name of the reviewer;
- (c) The date and time; and
- (d) A description of evidence found that supports the voter's eligibility.

(5) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and a notation marking it as accepted.

(6) If the election authority determines that the provisional voter is not registered or eligible to vote in the election, the election authority shall provide documentation verifying the voter's ineligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

- (a) The name of the provisional voter;
- (b) The name of the reviewer;
- (c) The date and time;
- (d) A description of why the voter is ineligible.

(7) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and notation marking it as rejected.

(8) If rejected, a photocopy of the envelope shall be made and used by the election authority as a mail-in voter registration. The actual provisional ballot envelope shall be kept as ballot material, and the copy of the envelope shall be used by the election authority for registration record keeping.

[6.] 5. All provisional ballots cast by voters whose eligibility has been verified as provided in this section shall be counted in accordance with the rules governing ballot tabulation. Provisional ballots shall not be counted until all provisional ballots are determined either eligible or ineligible and all provisional ballots must be processed before the election is certified. The provisional ballot shall be counted only if the election authority determines that the voter is registered and eligible to vote. Provisional ballots voted in the wrong polling place shall not be counted. If the voter is not registered but is qualified to register for future elections, the affidavit shall be considered a mail-in application to register to vote pursuant to this chapter.

[7.] 6. (1) After the election authority completes its review of the provisional voter's eligibility under subsection 5 of this section, the election authority shall deliver the provisional ballots and copies of the provisional ballot envelopes that include eligibility information to bipartisan counting teams, which may be the board of verification, for review and tabulation. The election authority shall maintain a record of such delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box and material necessary for tabulation.

(2) If the person named on the provisional ballot affidavit is found to have been properly qualified and registered to cast a ballot in the election and the provisional ballot otherwise qualifies to be counted under the provisions of this section, the envelope shall be opened, and the ballot shall be placed in a ballot box to be counted.

(3) If the person named on the provisional ballot affidavit is found not to have been properly qualified and registered to cast a ballot in the election or if the election authority is unable to determine such person's right to vote, the envelope containing the provisional ballot shall not be opened, and the person's vote shall not be counted. The members of the team shall follow the procedures set forth in subsection [5] 4 of this section for rejected provisional ballots.

(4) The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the vote on all ballots assigned to a team have been counted, the ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Voted provisional ballots and ballot envelopes from the election held, 20...". All rejected provisional ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Rejected provisional ballots and ballot envelopes from the election held

....., 20...". On the outside of each voted ballot and rejected ballot container, each member of the team shall write their name and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the provisional votes.

[8.] 7. Challengers and watchers, as provided by sections 115.105 and 115.107, may be present during all times that the bipartisan counting teams are reviewing or counting the provisional ballots, the provisional ballot envelopes, or copies of the provisional ballot envelopes that include eligibility information provided by the election authority. Challengers and watchers shall be permitted to observe the determination of the eligibility of all provisional ballots. The election authority shall notify the county chair of each major political party of the time and location when bipartisan counting teams will be reviewing or counting the provisional ballots, the provisional ballot envelopes, or the copies of the provisional ballot envelopes that include the eligibility information provided by the election authority.

[9.] 8. The certificate of ballot cards shall:

- (1) Reflect the number of provisional envelopes delivered; and
- (2) Reflect the number of sealed provisional envelopes with voted ballots deposited in the ballot box.

[10.] 9. In counties where the voting system does not utilize a paper ballot, the election authority shall provide the appropriate provisional ballots to each polling place.

[11.] 10. The secretary of state may promulgate rules for purposes of ensuring the uniform application of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536.

[12.] 11. The secretary of state shall design and provide to the election authorities the envelopes and forms necessary to carry out the provisions of this section.

[13.] 12. Pursuant to the Help America Vote Act of 2002, the secretary of state shall ensure a free access system is established, such as a toll-free number or an internet website, that any individual who casts a provisional ballot may access to discover whether the vote of that individual was counted, and, if the vote was not counted, the reason that the vote was not counted. At the time an individual casts a provisional ballot, the election authority shall give the voter written information that states that any individual who casts a provisional ballot will be able to ascertain under such free access system whether the vote was counted, and if the vote was not counted, the reason that the vote was not counted.

[14.] 13. In accordance with the Help America Vote Act of 2002, any individual who votes in an election as a result of a court order or any other order extending the time established for closing the polls in section 115.407 may vote only by using a provisional ballot, and such provisional ballot shall be separated and held apart from other provisional ballots cast by those not affected by the order. Such ballots shall not be counted until such time as the ballots are determined to be valid. No state court shall have jurisdiction to extend the polling hours established by law, including section 115.407."; and

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

Representative Richardson assumed the Chair.

On motion of Representative Cox, **House Amendment No. 2** was adopted by the following vote:

AYES: 114

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fowler	Fraker
Frame	Franklin	Frederick	Funderburk	Gannon
Gatschenberger	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Koenig	Kolkmeyer	Korman	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	McCaherty	McGaugh	McKenna

Messenger	Miller	Molendorp	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Roorda
Ross	Rowden	Rowland	Scharnhorst	Schatz
Schieber	Schieffer	Shull	Shumake	Solon
Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker	

NOES: 044

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellinger
Ellington	English	Englund	Gardner	Hodges
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
LaFaver	Mayfield	McCann Beatty	McDonald	McManus
McNeil	Meredith	Mims	Mitten	Montecillo
Morgan	Newman	Nichols	Norr	Otto
Pace	Rizzo	Runions	Schupp	Smith 85
Swearingen	Walton Gray	Webb	Webber	

PRESENT: 000

ABSENT WITH LEAVE: 003

May	Pierson	Smith 120
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VACANCIES: 002

HCS HBs 48 & 216, as amended, was laid over.

On motion of Representative Diehl, the House recessed until 4:00 p.m.

AFTERNOON SESSION

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

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJRs 5 & 12, relating to photo identification to vote, was taken up by Representative Cox.

HCS HJRs 5 & 12 was laid over.

RECESS

On motion of Representative Diehl, the House recessed until 7:30 p.m.

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

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJR 5 & 12, relating to photo identification to vote, was again taken up by Representative Cox.

Representative Engler moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fowler	Fraker
Franklin	Frederick	Gannon	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Koenig	Kolkmeyer
Korman	Lair	Lant	Lauer	Learn
Lichtenegger	Love	Lynch	Marshall	McCaherty
McGaugh	Messenger	Miller	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Ross
Rowden	Rowland	Scharnhorst	Schatz	Schieber
Shull	Shumake	Solon	Sommer	Spencer
Stream	Swan	Thomson	Torpey	Walker
White	Wieland	Wilson	Wood	Zerr
Mr Speaker				

NOES: 048

Anders	Black	Burns	Carpenter	Colona
Conway 10	Curtis	Dunn	Ellinger	Ellington
English	Englund	Frame	Gardner	Harris
Hodges	Hubbard	Hummel	Kelly 45	Kirkton
Kratky	LaFaver	Mayfield	McCann Beatty	McDonald
McKenna	McManus	McNeil	Meredith	Mims
Mitten	Montecillo	Morgan	Newman	Nichols
Norr	Otto	Pace	Rizzo	Roorda
Runions	Schieffer	Schupp	Swearingen	Walton Gray
Webb	Webber	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 007

Butler	Funderburk	May	Molendorp	Pierson
Smith 85	Smith 120			

VACANCIES: 002

On motion of Representative Cox, **HCS HJRs 5 & 12** was adopted.

On motion of Representative Cox, **HCS HJRs 5 & 12** was ordered perfected and printed by the following vote:

AYES: 108

Allen	Anders	Anderson	Austin	Bahr
Barnes	Bernskoetter	Berry	Brattin	Brown
Burlison	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtman	Davis
Diehl	Dohrman	Dugger	Elmer	Engler
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fowler	Fraker	Franklin	Frederick	Gannon
Gatschenberger	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Hicks	Higdon
Hinson	Hoskins	Hough	Houghton	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127
Koenig	Kolkmeyer	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
Marshall	McCaherty	McGaugh	Messenger	Miller
Morris	Muntzel	Neely	Neth	Parkinson
Pfautsch	Phillips	Pike	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Ross	Rowden	Rowland	Scharnhorst
Schatz	Schieber	Shull	Shumake	Solon
Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	White	Wieland	Wilson
Wood	Zerr	Mr Speaker		

NOES: 046

Black	Burns	Carpenter	Colona	Conway 10
Curtis	Dunn	Ellinger	Ellington	English
Frame	Gardner	Harris	Hodges	Hubbard
Hummel	Kelly 45	Kirkton	Kratky	LaFaver
Mayfield	McCann Beatty	McDonald	McKenna	McManus
McNeil	Meredith	Mims	Mitten	Montecillo
Morgan	Newman	Nichols	Norr	Otto
Pace	Rizzo	Roorda	Runions	Schieffer
Schupp	Swearingen	Walton Gray	Webb	Webber
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 007

Butler	Funderburk	May	Molendorp	Pierson
Smith 85	Smith 120			

VACANCIES: 002

PERFECTION OF HOUSE BILL

HCS HBs 48 & 216, as amended, relating to photo identification to vote, was again taken up by Representative Dugger.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fowler	Fraker
Franklin	Frederick	Gannon	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Koenig	Kolkmeier
Korman	Lair	Lant	Lauer	Learn
Lichtenegger	Love	Lynch	Marshall	McCaherty
McGaugh	Messenger	Miller	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Ross
Rowden	Rowland	Scharnhorst	Schatz	Schieber
Shull	Shumake	Solon	Sommer	Spencer
Stream	Swan	Thomson	Torpey	Walker
White	Wieland	Wilson	Wood	Zerr
Mr Speaker				

NOES: 048

Anders	Black	Burns	Carpenter	Colona
Conway 10	Curtis	Dunn	Ellinger	Ellington
English	Englund	Frame	Gardner	Harris
Hodges	Hubbard	Hummel	Kelly 45	Kirkton
Kratky	LaFaver	Mayfield	McCann Beatty	McDonald
McKenna	McManus	McNeil	Meredith	Mims
Mitten	Montecillo	Morgan	Newman	Nichols
Norr	Otto	Pace	Rizzo	Roorda
Runions	Schieffer	Schupp	Swearingen	Walton Gray
Webb	Webber	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 007

Butler	Funderburk	May	Molendorp	Pierson
Smith 85	Smith 120			

VACANCIES: 002

On motion of Representative Dugger, **HCS HBs 48 & 216, as amended**, was adopted.

On motion of Representative Dugger, **HCS HBs 48 & 216, as amended**, was ordered perfected and printed by the following vote:

AYES: 106

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fowler	Fraker
Franklin	Frederick	Gannon	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Koenig	Kolkmeyer
Korman	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Marshall	McCaherty
McGaugh	Messenger	Miller	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Ross
Rowden	Rowland	Scharnhorst	Schatz	Schieber
Shull	Shumake	Solon	Sommer	Spencer
Stream	Swan	Thomson	Torpey	Walker
White	Wieland	Wilson	Wood	Zerr
Mr Speaker				

NOES: 048

Anders	Black	Burns	Carpenter	Colona
Conway 10	Curtis	Dunn	Ellinger	Ellington
English	Englund	Frame	Gardner	Harris
Hodges	Hubbard	Hummel	Kelly 45	Kirkton
Kratky	LaFaver	Mayfield	McCann Beatty	McDonald
McKenna	McManus	McNeil	Meredith	Mims
Mitten	Montecillo	Morgan	Newman	Nichols
Norr	Otto	Pace	Rizzo	Roorda
Runions	Schieffer	Schupp	Swearingen	Walton Gray
Webb	Webber	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 007

Butler	Funderburk	May	Molendorp	Pierson
Smith 85	Smith 120			

VACANCIES: 002

REFERRAL OF HOUSE JOINT RESOLUTION

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

HCS HJR 5 & 12 - Fiscal Review

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HCS HB 48 & 216 - Fiscal Review

COMMITTEE REPORTS

Committee on Elections, Chairman Entlicher reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **HJR 4**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elections, to which was referred **HB 163**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Cookson reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 388**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Financial Institutions, Chairman Dugger reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 176**, 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(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 212**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 329**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(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 128**, 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(34)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman Schatz reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 85**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 8**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Koenig reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 55**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(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 569, introduced by Representatives Smith (85), Ellinger, Walton Gray, Morgan and Gardner, relating to unfair employment advertisements.

HB 570, introduced by Representatives Smith (85), English, Ellinger, Higdon, McKenna, Johnson, Pace, Schupp, Walton Gray, Morgan, Kratky and Gardner, relating to Rosa Parks observance day commission.

HB 571, introduced by Representatives Schupp, Lant, LaFaver, McDonald, McNeil, Ellinger, Otto, Roorda, Mitten, English, Walton Gray, Berry, Solon, Reiboldt, Fitzwater, Burns, May, Kirkton, Wieland, Anders, Norr, Meredith, Morgan, Webber and Newman, relating to child-care facilities.

HB 572, introduced by Representatives Schupp, Lant, LaFaver, Burns, Walton Gray, McNeil, McDonald, Kratky, Ellinger, Otto, Mitten, English, Berry, Reiboldt, Fitzwater, Roorda, Kirkton, Walker, Anders, Norr, Morgan, Meredith, Webber and Newman, relating to child-care workers.

HB 573, introduced by Representatives Schupp, English, Pace, Kirkton, Burns, Norr, Morgan and Meredith, relating to the University of Missouri board of curators.

HB 574, introduced by Representatives Schupp, Ellinger, Pace, Burns, Norr, Meredith, Morgan, Kirkton and Newman, relating to the sale of kosher food.

HB 575, introduced by Representatives Higdon, Ellinger, Pierson and Kelly (45), relating to criminal procedure.

HB 576, introduced by Representative Walker, relating to automatic stays of court proceedings for members of the general assembly.

HB 577, introduced by Representatives Engler, Gannon, Hinson, Black and Fitzwater, relating to access to certain electronic monitoring information by local law enforcement agencies.

HB 578, introduced by Representatives Funderburk, LaFaver, McCaherty, English and Wright, relating to the determination of what are business activities within this state.

HB 579, introduced by Representatives Funderburk, LaFaver, McCaherty, English, McNeil and Wright, relating to taxation.

HB 580, introduced by Representatives May, Ellington, Ellinger, Pace, Kratky, Webb, Swearingen, Colona, Frame, Walton Gray, Roorda and Kirkton, relating to use of zip codes for underwriting by insurance companies.

HB 581, introduced by Representatives Roorda, Engler, Webb, Hubbard, Butler, Colona, Kratky, Mitten, Meredith, Burns, Gardner and Hummel, relating to the designation of memorial highways.

HB 582, introduced by Representatives Roorda and Kratky, relating to the resale of scrap metals.

HB 583, introduced by Representative Roorda, relating to the school safety trust fund act.

HB 584, introduced by Representatives Roorda, Ellinger and Schupp, relating to the creation of a death penalty commission and moratorium.

HB 585, introduced by Representatives Schieffer, Spencer, Kratky, Roorda, Kirkton, English, Wood, Pike, Walker, Gannon, Korman, Colona, Hodges, Hummel, Rizzo, McManus, Burns, Curtis, Harris, Walton Gray, Mayfield, Butler, Otto, Carpenter, Webb, Norr and Stream, relating to the designation of Stan Musial day in Missouri.

HB 586, introduced by Representatives Schieffer, Anderson, Love, Houghton, Entlicher, Crawford, Rizzo, Bernskoetter, Hoskins, Smith (120), Johnson, Spencer, Neely, McGaugh, Brown, Hampton, Sommer, Hansen, Wood, Brattin, Pike, Lynch, Walker, Gannon, Lair, Guernsey, Dugger, Korman, Colona, Hodges, Harris, Walton Gray, Mayfield, Otto, Black and Norr, relating to rodeos.

HB 587, introduced by Representatives Remole, Love, Guernsey, Muntzel, Marshall, Fitzpatrick, Houghton, Pfautsch and Kelley (127), relating to polling places for registered sex offenders.

HB 588, introduced by Representatives Diehl and Entlicher, relating to primary elections.

HB 589, introduced by Representative Hinson, relating to sex offender registration and classification.

HB 590, introduced by Representatives Koenig, Curtman, Brattin and Marshall, relating to licensure requirements for certain professions.

HB 591, introduced by Representatives Hubbard, Jones (110), Diehl, Webb, Gardner, Curtis, Colona, Montecillo, Walton Gray, English, Ellinger, Burns, Pace, Mims, Conway (104) and Parkinson, relating to the designation of a memorial bridge.

HB 592, introduced by Representatives Roorda, McDonald, Mitten, McCaherty, Rizzo, McKenna, Webber, LaFaver, Kirkton, Englund and Hummel, relating to failure to report illegal conduct regarding prescription medications.

HB 593, introduced by Representatives Solon, Leara, Kelly (45), Rowden, Conway (104), Berry, Torpey, Lynch, Gannon, Pfautsch, Wood, Brattin, Haefner, Davis, Cookson, Phillips and Brown, relating to emerging issues in cancer medications.

HB 594, introduced by Representative Cornejo, relating to the prohibition of establishing roadside checkpoint patterns based on vehicle types.

HB 595, introduced by Representatives Kirkton, Burns, Kratky, Smith (85), Roorda, May, Ellinger, McNeil, Schupp, Swan, Englund, Kelley (127), Neely, Morgan and Gardner, relating to insurance coverage for hearing screenings and hearing aid devices.

The following member's presence was noted: Pierson.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Thursday, February 14, 2013.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 14, 2013, Upon Morning Adjournment South Gallery.

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

We will be meeting to vote on issue development standing committees.

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AGRI-BUSINESS

Thursday, February 14, 2013, Upon Morning Adjournment House Hearing Room 1.

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

CORRECTED

AGRICULTURE POLICY

Tuesday, February 19, 2013, 1:00 PM House Hearing Room 6.
Public hearing will be held: HB 56
Executive session may be held on any matter referred to the committee.

APPROPRIATIONS - EDUCATION

Tuesday, February 19, 2013, 2:00 PM House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Markup

APPROPRIATIONS - EDUCATION

Wednesday, February 20, 2013, 2:00 PM House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Markup, continued

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Thursday, February 14, 2013, 8:00 AM House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Continue Department of Social Services budget presentation

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Friday, February 15, 2013, 10:00 AM House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Completion of Department of Social Services budget presentation, if necessary
CORRECTED

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 19, 2013, 2:00 PM House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Hear reports from sub-committees

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 20, 2013, 2:00 PM House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Committee appropriation markups

BUDGET

Thursday, February 14, 2013, Upon Morning Adjournment House Hearing Room 3.
Executive session will be held: HB 14
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, February 14, 2013, 8:00 AM House Hearing Room 5.
Public hearing will be held: HB 307, HJR 16
Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Thursday, February 14, 2013, 9:00 AM House Hearing Room 4.

Public hearing will be held: HB 383, HB 57

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

ECONOMIC DEVELOPMENT

Thursday, February 14, 2013, Upon Morning Adjournment House Hearing Room 7.

Executive session will be held: HB 158

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

FISCAL REVIEW

Thursday, February 14, 2013, 8:30 AM South Gallery.

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

HEALTH CARE POLICY

Wednesday, March 13, 2013, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 47, HB 72, HB 257, HB 274

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

CANCELLED

INSURANCE POLICY

Monday, February 18, 2013, Upon Afternoon Adjournment House Hearing Room 1.

Public hearing will be held: HB 58

Executive session will be held: HB 322, HB 339

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

AMENDED

INSURANCE POLICY

Monday, March 4, 2013, 12:30 PM 4700 S Providence Road, Columbia, MO.

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

Informational meeting

JOINT COMMITTEE ON EDUCATION

Thursday, February 14, 2013, 8:00 AM Senate Lounge.

Committee work session 8:00 AM to 8:30 AM

RULES

Thursday, February 14, 2013, Upon Morning Adjournment North Gallery.

Executive session will be held: HCS HJR 11 & 7, HB 55, HJR 4, HCS HB 388

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

AMENDED

SPECIAL STANDING COMMITTEE ON URBAN ISSUES

Monday, February 18, 2013, 5:00 PM or Upon Afternoon Adjournment House Hearing Room 5.

Public hearing will be held: HB 224, HB 285

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

TOURISM AND NATURAL RESOURCES

Thursday, February 14, 2013, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 316, HB 51

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

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 14, 2013

HOUSE BILLS FOR SECOND READING

HB 569 through HB 595

HOUSE BILLS FOR PERFECTION

HB 44 - Korman

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJRs 5 & 12 , (Fiscal Review 2-13-13) - Cox

HOUSE BILLS FOR THIRD READING

- 1 HCS HBs 256, 33 & 305, E.C. - Jones (50)
- 2 HCS HBs 48 & 216, (Fiscal Review 2-13-13) - Dugger