

JOURNAL OF THE HOUSE

Second Regular Session, 97th GENERAL ASSEMBLY

FORTY-FIRST DAY, WEDNESDAY, MARCH 26, 2014

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

Depart from evil and do good; seek peace and pursue it. (Psalm 34:14)

O Eternal God of our spirits, whose creative Spirit is ever summoning us to new horizons of thought and action – we pause in Your presence to offer unto You the devotion of our hearts as we pray for peace and harmony within our state.

We pray that we with all the citizens of Missouri may be open to the leadership of Your Spirit. As technology has made the world a neighborhood, grant that by Your spiritual guidance we can make the world a family.

May fear, suspicion, and hatred pass away from our hearts. May strife between us cease, may special justice and sincere friendship be established, the oppressed be liberated, the downtrodden be uplifted, and upon those who sit in darkness may Your light shine.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

Representative Diehl moved that Rule 94 be suspended in observance of the American Cancer Society “Suits & Sneakers” Day.

Which motion was adopted by the following vote:

AYES: 137

Allen	Anders	Anderson	Austin	Bahr
Bames	Bernskoetter	Berry	Black	Brattin
Brown	Burlison	Burns	Butler	Cierpiot
Conway 10	Conway 104	Cookson	Cox	Crawford
Cross	Davis	Diehl	Dohman	Dugger
Dunn	Engler	English	Englund	Entlicher
Fitzpatrick	Flanigan	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gardner	Gatschenberger
Gosen	Grisamore	Guemsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon
Hinson	Hoskins	Hough	Houghton	Hubbard
Hummel	Hurst	Johnson	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier
Koman	Kratky	LaFaver	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch

Marshall	May	McCaherty	McCann Beatty	McGaugh
McKenna	McManus	McNeil	Meredith	Messenger
Miller	Mims	Montecillo	Moon	Morgan
Neely	Newman	Nichols	Norr	Otto
Pace	Parkinson	Peters	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Rizzo
Roorda	Ross	Rowden	Rowland	Schamhorst
Schieber	Schieffer	Schupp	Shull	Shumake
Smith	Solon	Sommer	Spencer	Stream
Swan	Thomson	Torpey	Walker	Walton Gray
White	Wieland	Wilson	Wood	Wright
Zerr	Mr. Speaker			

NOES: 001

Webber

PRESENT: 000

ABSENT WITH LEAVE: 022

Carpenter	Colona	Comejo	Curtis	Curtman
Ellinger	Ellington	Elmer	Fitzwater	Hodges
Jones 50	Mayfield	McDonald	Mitten	Molendorp
Morris	Muntzel	Neth	Pierson	Runions
Schatz	Swearingen			

VACANCIES: 003

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Cheyene Koetting.

The Journal of the fortieth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1277 through House Resolution No. 1368

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2174, relating to the enforcement of federal executive actions.

HB 2175, relating to the care of animals.

HB 2176, relating to an armed offender docket in the circuit court of Jackson County.

HB 2177, relating to the acquisition of inoperable motor vehicles by scrap metal operators.

HB 2178, relating to agricultural land values.

HB 2179, relating to audits of public water supply districts.

HB 2180, relating to the right to bring suit under the Human Rights Act.

HB 2181, relating to per-pupil costs for educational services for foster children.

HB 2182, relating to valuation of reserves for life insurance.

HB 2183, relating to a child support arrearage reduction program.

HB 2184, relating to alternative fuels.

PERFECTION OF HOUSE BILLS

HB 1642, relating to employment taxes, was taken up by Representative Bahr.

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

House Amendment No. 1

AMEND House Bill No. 1642, Page 1, Line 2 in the title, by deleting the word "taxes"; and

Further amend said bill, Page 3, Section 285.517, Line 9, by inserting after all of said section and line the following:

"287.030. 1. The word "employer" as used in this chapter shall be construed to mean:

(1) Every person, partnership, association, corporation, limited liability partnership or company, trustee, receiver, the legal representatives of a deceased employer, and every other person, including any person or corporation operating a railroad [and], any public service corporation, using the service of another for pay, **and any person or corporation in the construction industry who erects, demolishes, alters, or repairs improvements;**

(2) The state, county, municipal corporation, township, school or road, drainage, swamp and levee districts, or school boards, board of education, regents, curators, managers or control commission, board or any other political subdivision, corporation, or quasi-corporation, or cities under special charter, or under the commission form of government;

(3) Any of the above-defined employers must have five or more employees to be deemed an employer for the purposes of this chapter unless election is made to become subject to the provisions of this chapter as provided in subsection 2 of section 287.090[, except that construction industry employers who erect, demolish, alter or repair improvements shall be deemed an employer for the purposes of this chapter if they have one or more employees]. An employee who is a member of the employer's family within the third degree of affinity or consanguinity shall be counted in determining the total number of employees of such employer.

2. Any reference to the employer shall also include his or her insurer or group self-insurer."; and

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

Representative Roorda raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Speaker Pro Tem Hoskins assumed the Chair.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

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

NOES: 049

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

PRESENT: 000

ABSENT WITH LEAVE: 010

Comejo	Ellinger	Engler	Hampton	Hodges
Neth	Redmon	Schamhorst	Stream	Wright

VACANCIES: 003

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

Which motion was defeated by the following vote:

AYES: 053

Anderson	Bahr	Brattin	Brown	Burlison
Cierpiot	Cookson	Cox	Crawford	Curtman
Davis	Diehl	Dohrman	Dugger	Fitzpatrick
Fitzwater	Flanigan	Fraker	Frederick	Guemsey
Hansen	Hoskins	Houghton	Johnson	Justus
Keeney	Kelley 127	Koenig	Kolkmeier	Korman
Lair	Lant	Leara	Love	Lynch
McGaugh	Moon	Muntzel	Neely	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Rhoads	Ross	Shull	Spencer	Thomson
Walker	Wilson	Mr. Speaker		

NOES: 101

Allen	Anders	Austin	Bames	Bemskoetter
Berry	Black	Burns	Butler	Carpenter
Colona	Conway 10	Conway 104	Cross	Curtis
Dunn	Ellington	Elmer	Engler	English
Englund	Entlicher	Frame	Franklin	Funderburk
Gannon	Gardner	Gatschenberger	Gosen	Grisamore
Haahr	Haefner	Harris	Hicks	Higdon
Hinson	Hough	Hubbard	Hummel	Hurst
Jones 50	Kelly 45	Kirkton	Kratky	LaFaver
Lauer	Lichtenegger	Marshall	May	Mayfield
McCaherty	McCann Beatty	McDonald	McKenna	McManus
McNeil	Meredith	Messenger	Miller	Mims
Mitten	Molendorp	Montecillo	Morgan	Morris
Newman	Nichols	Norr	Otto	Pace
Parkinson	Peters	Pfautsch	Pierson	Remole
Richardson	Riddle	Rizzo	Roorda	Rowden
Rowland	Runions	Schatz	Schieber	Schieffer
Schupp	Shumake	Smith	Solon	Sommer
Stream	Swan	Swearingen	Torpey	Walton Gray
Webber	White	Wieland	Wood	Wright
Zerr				

PRESENT: 000

ABSENT WITH LEAVE: 006

Comejo	Ellinger	Hampton	Hodges	Neth
Schamhorst				

VACANCIES: 003

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

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

NOES: 047

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

PRESENT: 000

ABSENT WITH LEAVE: 018

Allen	Cornejo	Curtman	Ellinger	Fitzwater
Fraker	Hampton	Hicks	Hodges	McCaherty
Neth	Peters	Pike	Schamhorst	Schieffer
Torpey	Wieland	Wright		

VACANCIES: 003

On motion of Representative Bahr, **HB 1642** was ordered perfected and printed by the following vote:

AYES: 099

Anderson	Austin	Bahr	Bemskoetter	Berry
Brattin	Brown	Burlison	Cierpiot	Conway 104
Cookson	Cox	Crawford	Cross	Curtman
Davis	Diehl	Dohman	Dugger	Elmer
Engler	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon
Gatschenberger	Gosen	Guemsey	Haahr	Haefner
Hampton	Hansen	Higdon	Hinson	Hoskins
Hough	Houghton	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Koenig
Kolkmeier	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall
McGaugh	Messenger	Miller	Molendorp	Moon
Morris	Muntzel	Neely	Parkinson	Pfautsch
Phillips	Pike	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle
Ross	Rowden	Rowland	Schatz	Schieber
Shull	Shumake	Sommer	Spencer	Stream
Swan	Thomson	Walker	White	Wieland
Wilson	Wood	Zerr	Mr. Speaker	

NOES: 050

Anders	Barnes	Black	Bums	Butler
Carpenter	Colona	Conway 10	Curtis	Dunn
Ellington	English	Englund	Frame	Gardner
Grisamore	Harris	Hubbard	Hummel	Kirkton
Kratky	LaFaver	May	Mayfield	McCann Beatty
McDonald	McKenna	McManus	McNeil	Meredith
Mims	Mitten	Montecillo	Morgan	Newman
Nichols	Norr	Otto	Pace	Pierson
Rizzo	Roorda	Runions	Schupp	Smith
Solon	Swearingen	Walton Gray	Webber	Wright

PRESENT: 000

ABSENT WITH LEAVE: 011

Allen	Comejo	Ellinger	Hicks	Hodges
McCaherty	Neth	Peters	Schamhorst	Schieffer
Torpey				

VACANCIES: 003

HB 1320, relating to excusing breast-feeding mothers from jury service, was taken up by Representative Morgan.

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

House Amendment No. 1

AMEND House Bill No. 1320, Page 1, in the title, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"breast-feeding."; and

Further amend said bill and page, Section A, Line 2, by inserting after all of said section and line the following:

"191.918. **1.** Notwithstanding any other provision of law to the contrary, a mother may, with [as much] discretion [as possible], breast-feed her child **or express breast milk** in any public or private location where the mother is otherwise authorized to be.

2. The act of a mother breast-feeding a child or expressing breast milk in a public or private location where the mother and child are otherwise authorized to be shall not:

(1) Constitute sexual conduct or sexual contact as defined in section 566.010; or

(2) Be considered an act of public indecency, indecent exposure, sexual conduct, lewd touching, or obscenity or any other similar term for purposes of state or municipal law.

3. A municipality shall not enact an ordinance prohibiting or restricting a mother from breast-feeding a child or expressing breast milk in a public or private location where the mother and child are otherwise authorized to be."; and

Further amend said bill and page, Section 494.430, Line 4, by inserting after all of said line the following:

"(2) Any nursing mother, upon her request, and with a completed written statement from her physician to the court certifying she is a nursing mother;"; and

Renumber remaining subsections accordingly; and

Further amend said bill and section, Page 1, Line 16 to Page 2, Line 17, by deleting all of said lines and inserting in lieu thereof the following:

"may be provided by the employee's religious supervisor."; and

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

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

On motion of Representative Morgan, **HB 1320, as amended**, was ordered perfected and printed.

HCS HB 1685, relating to the use of investigational drugs, was taken up by Representative Neely.

On motion of Representative Neely, **HCS HB 1685** was adopted.

On motion of Representative Neely, **HCS HB 1685** was ordered perfected and printed by the following vote:

AYES: 123

Allen	Anderson	Austin	Bahr	Bames
Bernskoetter	Bery	Brown	Burlison	Cierpiot
Conway 10	Cookson	Cox	Crawford	Cross
Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Dunn	Engler	Englund	Entlicher
Fitzpatrick	Fitzwater	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gardner	Gatschenberger
Gosen	Grisamore	Guernsey	Haefner	Hansen
Harris	Higdon	Hinson	Hoskins	Hough
Houghton	Hubbard	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Kirkton
Koenig	Kolkmeier	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall
McCaherty	McCann Beatty	McGaugh	McKenna	McManus
McNeil	Meredith	Messenger	Miller	Mims
Mitten	Molendorp	Montecillo	Moon	Morgan
Morris	Muntzel	Neely	Newman	Nichols
Norr	Pace	Parkinson	Peters	Pfautsch
Phillips	Pierson	Pike	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Rizzo	Roorda	Ross	Rowden
Rowland	Schatz	Schieber	Schupp	Shumake
Solon	Spencer	Stream	Swan	Torpey
Walker	Walton Gray	White	Wieland	Wilson
Wood	Wright	Mr. Speaker		

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 036

Anders	Black	Brattin	Burns	Butler
Carpenter	Colona	Conway 104	Comejo	Ellinger
Elmer	English	Flanigan	Haahr	Hampton
Hicks	Hodges	Hummel	Korman	Kratky
LaFaver	May	Mayfield	McDonald	Neth
Otto	Runions	Schamhorst	Schieffer	Shull
Smith	Sommer	Swearingen	Thomson	Webber
Zerr				

VACANCIES: 003

HCS HB 1779, relating to advanced practice registered nurses, was taken up by Representative Riddle.

On motion of Representative Riddle, **HCS HB 1779** was adopted.

On motion of Representative Riddle, **HCS HB 1779** was ordered perfected and printed by the following vote:

AYES: 126

Allen	Anderson	Austin	Bahr	Bames
Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Colona	Conway 10	Conway 104	Cookson	Cox
Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohman	Dugger	Ellington	Elmer
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Frame	Franklin	Frederick	Funderburk
Gannon	Gardner	Gatschenberger	Gosen	Grisamore
Guemsey	Haefner	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton
Hubbard	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Kelly 45	Kirkton	Koenig
Kolkmeyer	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall
McCaherty	McCann Beatty	McGaugh	McKenna	McManus
McNeil	Messenger	Miller	Mims	Mitten
Montecillo	Moon	Morgan	Morris	Muntzel
Neely	Neth	Newman	Nichols	Norr
Parkinson	Pfautsch	Phillips	Pike	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Riddle	Rizzo	Ross	Rowden
Rowland	Schamhorst	Schatz	Schieber	Schupp
Shull	Shumake	Solon	Spencer	Stream
Swan	Swearingen	Thomson	Torpey	Walker
White	Wieland	Wilson	Wood	Wright
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 034

Anders	Berry	Black	Bums	Butler
Carpenter	Comejo	Dunn	Ellinger	Engler
English	Haahr	Hampton	Hodges	Hummel
Kratky	LaFaver	May	Mayfield	McDonald
Meredith	Molendorp	Otto	Pace	Peters
Pierson	Roorda	Rumions	Schieffer	Smith
Sommer	Walton Gray	Webber	Zerr	

VACANCIES: 003

Representative Diehl assumed the Chair.

HCS HBs 1861 & 1864, relating to public assistance benefits, was taken up by Representative Brown.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1861 & 1864, Page 1, in the title, Line 3, by deleting the words "public assistance benefits" and inserting in lieu thereof the words "farmers' markets"; and

Further amend said bill and page, Section A, Line 3, by inserting immediately after said line the following:

"144.527. 1. In addition to the exemptions granted under this chapter, there shall also be specifically exempted from state and local sales and use taxes defined, levied, or calculated under section 32.085, sections 144.010 to 144.525, sections 144.600 to 144.761, and section 238.235 all sales of farm products sold at a farmers' market.

2. For purposes of this section "farm products" shall mean any fresh fruits, vegetables, mushrooms, nuts, shell eggs, honey or other bee products, maple syrup or maple sugar, flowers, nursery stock and other horticultural commodities, livestock food products, including meat, milk, cheese, and other dairy products, food products of "aquaculture", as defined in section 277.024, including fish, oysters, clams, mussels, and other molluscan shellfish taken from the waters of the state, products from any tree, vine, or plant and other flowers, or any of the products listed in this subdivision that have been processed by the participating farmer, including, but not limited to, baked goods made with farm products.

3. For purposes of this section "farmers' market" shall mean an individual farmer or a cooperative or nonprofit enterprise or association that consistently occupies a given site throughout the season, which operates principally as a common marketplace for an individual farmer or a group of farmers to sell farm products directly to consumers and where the products sold are produced by the participating farmers with the sole intent and purpose of generating a portion of household income.

4. The provisions of this section do not apply to any farmer with estimated total annual sales of twenty-five thousand dollars or more from participating in farmers' markets."; and

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

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

HCS HBs 1861 & 1864, as amended, was laid over.

HCS HB 1189, relating to graduation requirements, was taken up by Representative Wood.

Representative Hicks moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Allen	Anderson	Austin	Bahr	Bames
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cox	Crawford
Curtman	Davis	Diehl	Dohman	Dugger
Elmer	Entlicher	Flanigan	Fraker	Franklin
Frederick	Funderburk	Gannon	Gatschenberger	Gosen
Grisamore	Guemsey	Haefner	Hampton	Hansen
Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Koenig	Kolkmeyer	Koman
Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	McCaherty	McGaugh	Messenger
Miller	Molendorp	Moon	Morris	Muntzel
Neely	Pfäutsch	Phillips	Pike	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Ross	Rowden	Rowland	Schamhorst
Schatz	Schieber	Shull	Shumake	Solon
Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	White	Wieland	Wilson
Wood	Zer	Mr. Speaker		

NOES: 046

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellington
English	Englund	Frame	Gardner	Harris
Hubbard	Kelly 45	Kirkton	Kratky	LaFaver
Marshall	May	McCann Beatty	McDonald	McKenna
McNeil	Meredith	Mitten	Montecillo	Morgan
Newman	Nichols	Norr	Otto	Pace
Peters	Rizzo	Roorda	Runions	Schieffer
Schupp	Smith	Swearingen	Walton Gray	Webber
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 016

Comejo	Cross	Ellinger	Engler	Fitzpatrick
Fitzwater	Haahr	Hodges	Hummel	Mayfield
McManus	Mims	Neth	Parkinson	Pierson
Riddle				

VACANCIES: 003

On motion of Representative Wood, **HCS HB 1189** was adopted.

On motion of Representative Wood, **HCS HB 1189** was ordered perfected and printed.

HCS HBs 1861 & 1864, as amended, relating to public assistance benefits, was again taken up by Representative Brown.

MOTION

Representative Johnson, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1** was adopted, be reconsidered.

Representative Roorda raised a point of order that **House Amendment No. 1** is not eligible for reconsideration as the adoption was not a recorded vote.

Representative Diehl requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Johnson, having voted on the prevailing side, again moved that the vote by which **House Amendment No. 1** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 104

Allen	Anderson	Austin	Bahr	Bames
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Cierpiot	Conway 10	Conway 104	Cookson
Cox	Crawford	Cross	Curtman	Davis
Dohrman	Dugger	English	Englund	Entlicher
Fitzwater	Flanigan	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gatschenberger	Gosen
Grisamore	Guemsey	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hoskins	Hough
Houghton	Hurst	Johnson	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeyer
Konman	Kratky	Lair	Lant	Lauer
Leara	Lichtenegger	Lynch	Marshall	McCaherty
McGaugh	Messenger	Molendorp	Moon	Morris
Muntzel	Neely	Pfäutsch	Phillips	Pike
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Rowden	Rowland
Schamhorst	Schatz	Schieber	Shull	Shumake
Solon	Sommer	Spencer	Swan	Thomson
Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	

NOES: 033

Butler	Carpenter	Colona	Curtis	Dunn
Ellington	Gardner	Hubbard	Hummel	LaFaver

May	Mayfield	McCann Beatty	McKenna	McNeil
Meredith	Mims	Mitten	Montecillo	Morgan
Newman	Nichols	Norr	Otto	Pace
Peters	Pierson	Rizzo	Roorda	Schupp
Smith	Swearingen	Walton Gray		

PRESENT: 000

ABSENT WITH LEAVE: 023

Anders	Burns	Comejo	Diehl	Ellinger
Elmer	Engler	Fitzpatrick	Haahr	Hinson
Hodges	Jones 50	Love	McDonald	McManus
Miller	Neth	Parkinson	Ross	Runions
Schieffer	Stream	Mr. Speaker		

VACANCIES: 003

House Amendment No. 1 was withdrawn.

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1861 & 1864, Page 2, Section 208.018, Line 38, by inserting after all of said section and line the following:

"208.023. The department of social services shall seek a waiver from the federal government to mandate the use of photo identification for continued eligibility in the food stamp program administered in Missouri. Upon one year after approval by the federal government, all electronic benefit cards distributed to recipients of food stamps shall have imprinted on the card a photograph of the recipient or protective payee authorized to use the card and shall expire and be subject to renewal after a period of three years. The card shall not be accepted for use by a retail establishment if the photograph of the recipient does not match the person presenting the card."; and

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

Representative Hicks moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cox	Crawford
Cross	Davis	Diehl	Dohman	Dugger
Elmer	Engler	Entlicher	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Gannon	Gatschenberger
Gosen	Grisamore	Haefner	Hampton	Hansen
Hicks	Higdon	Hoskins	Hough	Houghton
Hurst	Johnson	Keeney	Kelley 127	Koenig
Kolkmeier	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Lynch	McCaherty	McGaugh
Messenger	Miller	Molendorp	Moon	Morris

Muntzel	Neely	Parkinson	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Ross	Rowland
Schamhorst	Schatz	Schieber	Shull	Shumake
Solon	Sommer	Spencer	Swan	Thomson
Torpey	Walker	White	Wieland	Wilson
Wood	Mr. Speaker			

NOES: 048

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

PRESENT: 000

ABSENT WITH LEAVE: 020

Comejo	Curtman	Ellinger	Fitzpatrick	Funderburk
Guernsey	Haahr	Hinson	Hodges	Hummel
Jones 50	Justus	Love	Marshall	Neth
Riddle	Rowden	Stream	Wright	Zerr

VACANCIES: 003

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

AYES: 105

Allen	Anders	Anderson	Austin	Bahr
Bernskoetter	Bery	Black	Brattin	Brown
Burlison	Cierpiot	Conway 10	Conway 104	Cookson
Crawford	Cross	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	English
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Frame	Franklin	Frederick	Funderburk	Gannon
Gatschenberger	Gosen	Grisamore	Guernsey	Haeffer
Hampton	Hansen	Harris	Hicks	Higdon
Hoskins	Hough	Houghton	Hurst	Johnson
Keeney	Kelley 127	Koenig	Kolkmeyer	Korman
Lair	Lant	Lauer	Lera	Lichtenegger
Lynch	Marshall	McCaherty	McGaugh	Messenger
Miller	Molendorp	Moon	Morris	Muntzel
Neely	Parkinson	Pfautsch	Phillips	Pike
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Ross	Rowland
Schamhorst	Schatz	Schieber	Schieffer	Shull

Shumake	Solon	Sommer	Swan	Thomson
Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr. Speaker

NOES: 040

Barnes	Burns	Butler	Carpenter	Colona
Cox	Curtis	Dunn	Ellington	Englund
Gardner	Hodges	Hubbard	Kelly 45	Kirkton
Kratky	LaFaver	May	McCann Beatty	McDonald
McKenna	McManus	McNeil	Meredith	Mims
Mitten	Montecillo	Morgan	Newman	Nichols
Norr	Otto	Pace	Peters	Pierson
Rizzo	Runions	Schupp	Smith	Walton Gray

PRESENT: 002

Mayfield	Spencer
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ABSENT WITH LEAVE: 013

Comejo	Ellinger	Haahr	Hinson	Hummel
Jones 50	Justus	Love	Neth	Roorda
Rowden	Stream	Swearingen		

VACANCIES: 003

On motion of Representative Brown, **HCS HBs 1861 & 1864, as amended**, was adopted.

On motion of Representative Brown, **HCS HBs 1861 & 1864, as amended**, was ordered perfected and printed.

HCS HB 1302, relating to the regulation of residential wood burning appliances, was taken up by Representative Remole.

Representative Cierpiot moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Anderson	Austin	Bahr	Barnes	Bernskoetter
Berry	Brattin	Brown	Burlison	Cierpiot
Conway 104	Cookson	Cox	Crawford	Cross
Curtman	Davis	Diehl	Dohman	Dugger
Elmer	Engler	Entlicher	Fitzwater	Flanigan
Fraker	Frederick	Gatschenberger	Gosen	Grisamore
Haahr	Haefner	Hampton	Hansen	Hicks
Higdon	Hoskins	Houghton	Hurst	Johnson
Jones 50	Keeney	Koenig	Kolkmeyer	Lair
Lant	Lauer	Lera	Lichtenegger	Love
Lynch	Marshall	McCaherty	McGaugh	Messenger
Miller	Molendorp	Moon	Morris	Muntzel
Neely	Parkinson	Pfautsch	Phillips	Pike

Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Ross	Rowden
Rowland	Scharmhorst	Schieber	Shull	Shumake
Solon	Sommer	Stream	Swan	Thomson
Walker	White	Wieland	Wilson	Wood
Zerr	Mr. Speaker			

NOES: 051

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

PRESENT: 000

ABSENT WITH LEAVE: 017

Allen	Comejo	Ellinger	Fitzpatrick	Franklin
Funderburk	Gannon	Guemsey	Hinson	Hough
Justus	Kelley 127	Korman	Neth	Schatz
Spencer	Torpey			

VACANCIES: 003

On motion of Representative Remole, **HCS HB 1302** was adopted.

On motion of Representative Remole, **HCS HB 1302** was ordered perfected and printed.

HB 1693, relating to unclaimed property, was taken up by Representative Barnes.

On motion of Representative Barnes, **HB 1693** was ordered perfected and printed.

HB 2029, relating to sales and use tax exemptions for aircraft, was taken up by Representative Cierpiot.

On motion of Representative Cierpiot, **HB 2029** was ordered perfected and printed.

HCS HB 1237, relating to nonresident entertainer income taxes, was taken up by Representative Hoskins.

On motion of Representative Hoskins, **HCS HB 1237** was adopted.

On motion of Representative Hoskins, **HCS HB 1237** was ordered perfected and printed.

HCS HBs 1665 & 1335, relating to the publishing of certain photographs on internet websites, was taken up by Representative Jones (50).

Speaker Pro Tem Hoskins resumed the Chair.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1665 & 1335, Page 1, Section 407.1150, Line 4, by inserting immediately after the word "**commerce**," the phrase "**shall mean requiring payment to remove any booking photograph published on a website owned or maintained by a business, firm, corporation, or individual, but**"; and

Further amend said bill, Pages 1 through 2, Section 407.1150, Lines 8 through 21, by deleting all of said lines and insert in lieu thereof the following:

"photograph taken by law enforcement during the processing of that arrest."; and

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

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

On motion of Representative Jones (50), **HCS HBs 1665 & 1335, as amended**, was adopted.

On motion of Representative Jones (50), **HCS HBs 1665 & 1335, as amended**, was ordered perfected and printed.

HCS HB 1631, relating to the Air Conservation Commission, was taken up by Representative Richardson.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cox	Crawford
Cross	Davis	Diehl	Dohman	Dugger
Elmer	Engler	Entlicher	Flanigan	Fraker
Frederick	Funderburk	Gannon	Gatschenberger	Gosen
Grisamore	Guemsey	Haahr	Haefner	Hampton
Hansen	Hicks	Higdon	Hoskins	Hough
Houghton	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Koenig	Kolkmeier	Korman
Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Marshall	McCaherty	McGaugh
Messenger	Miller	Molendorp	Moon	Morris
Muntzel	Neely	Pfautsch	Phillips	Pike

Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Ross	Rowden	Rowland
Schamhorst	Schieber	Shull	Shumake	Solon
Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	White	Wieland	Wilson
Wood	Zer	Mr. Speaker		

NOES: 046

Anders	Black	Burns	Butler	Carpenter
Conway 10	Curtis	Dunn	Ellington	Englund
Frame	Gardner	Harris	Hodges	Hubbard
Hummel	Kelly 45	Kirkton	Kratky	May
Mayfield	McCann Beatty	McKenna	McManus	McNeil
Meredith	Mitten	Montecillo	Morgan	Newman
Nichols	Norr	Otto	Pace	Peters
Pierson	Rizzo	Roorda	Runions	Schieffer
Schupp	Smith	Swearingen	Walton Gray	Webber
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 016

Colona	Comejo	Curtman	Ellinger	English
Fitzpatrick	Fitzwater	Franklin	Hinson	LaFaver
McDonald	Mims	Neth	Parkinson	Riddle
Schatz				

VACANCIES: 003

On motion of Representative Richardson, **HCS HB 1631** was adopted.

On motion of Representative Richardson, **HCS HB 1631** was ordered perfected and printed.

Speaker Jones resumed the Chair.

HB 1245, for the sole purpose of repealing multiple versions of statutes, was taken up by Representative Hampton.

On motion of Representative Hampton, **HB 1245** was ordered perfected and printed.

HCS HB 1729, relating to a Department of Economic Development office in Israel, was taken up by Representative Jones (50).

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

Representative Rowden raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Jones (50), **HCS HB 1729** was adopted.

On motion of Representative Jones (50), **HCS HB 1729** was ordered perfected and printed.

MESSAGE 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 **SCS HB 2014**, entitled:

An act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2014.

In which the concurrence of the House is respectfully requested.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 2014, relating to appropriations, was taken up by Representative Stream.

Representative Stream moved that the House refuse to adopt **SCS HB 2014** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HB 2014** and grants the House a conference thereon.

PERFECTION OF HOUSE BILLS

HCS HB 1447, relating to driver's license source documents, was taken up by Representative Cox.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1447, Pages 2-3, Section 302.067, Lines 1-14, by deleting all of said section and lines and inserting in lieu thereof the following:

"302.067. Any original or certified copy, if applicable, of a document presented by an applicant under this chapter and its accompanying regulations as proof of lawful presence or citizenship to the department of revenue to apply for a driver's license, non-driver's license or instruction permit shall not be required to be presented by the applicant for any subsequent new, renewal, or duplicate application, except:

(1) Documents demonstrating lawful presence of any applicant who is not a citizen of the United States, including documents demonstrating duration of the person's lawful presence in the United States, may be required to be presented upon each subsequent application;

(2) The department may require the documents to be presented if it is reasonably believed by the department that the prior driver's license or non-driver's license was issued as a result of a fraudulent act of the applicant; or

(3) Applicants applying for or renewing a commercial driver's license or commercial driver's instruction permit."; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1447, Page 1, Line 3 in the title, by deleting the words "source documents" and inserting in lieu thereof the word "issuance"; and

Further amend said bill, Page 3, Section 302.067, Line 14, by inserting after all of said section and line the following:

"302.171. 1. The director shall verify that an applicant for a driver's license is a Missouri resident or national of the United States or a noncitizen with a lawful immigration status, and a Missouri resident before accepting the application. The director shall not issue a driver's license for a period that exceeds the duration of an applicant's lawful immigration status in the United States. The director may establish procedures to verify the Missouri residency or United States naturalization or lawful immigration status and Missouri residency of the applicant and establish the duration of any driver's license issued under this section. An application for a license shall be made upon an approved form furnished by the director. Every application shall state the full name, Social Security number, age, height, weight, color of eyes, sex, residence, mailing address of the applicant, and the classification for which the applicant has been licensed, and, if so, when and by what state, and whether or not such license has ever been suspended, revoked, or disqualified, and, if revoked, suspended or disqualified, the date and reason for such suspension, revocation or disqualification and whether the applicant is making a one dollar donation to promote an organ donation program as prescribed in subsection 2 of this section. A driver's license, nondriver's license, or instruction permit issued under this chapter shall contain the applicant's legal name as it appears on a birth certificate or as legally changed through marriage or court order. No name change by common usage based on common law shall be permitted. The application shall also contain such information as the director may require to enable the director to determine the applicant's qualification for driving a motor vehicle; and shall state whether or not the applicant has been convicted in this or any other state for violating the laws of this or any other state or any ordinance of any municipality, relating to driving without a license, careless driving, or driving while intoxicated, or failing to stop after an accident and disclosing the applicant's identity, or driving a motor vehicle without the owner's consent. The application shall contain a certification by the applicant as to the truth of the facts stated therein. Every person who applies for a license to operate a motor vehicle who is less than twenty-one years of age shall be provided with educational materials relating to the hazards of driving while intoxicated, including information on penalties imposed by law for violation of the intoxication-related offenses of the state. Beginning January 1, 2001, if the applicant is less than eighteen years of age, the applicant must comply with all requirements for the issuance of an intermediate driver's license pursuant to section 302.178. For persons mobilized and deployed with the United States Armed Forces, an application under this subsection shall be considered satisfactory by the department of revenue if it is signed by a person who holds general power of attorney executed by the person deployed, provided the applicant meets all other requirements set by the director.

2. An applicant for a license may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund established in sections 194.297 to 194.304. Moneys in the organ donor program fund shall be used solely for the purposes established in sections 194.297 to 194.304 except that the department of

revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for the license at the time of issuance or renewal of the license. The director shall make available an informational booklet or other informational sources on the importance of organ and tissue donations to applicants for licensure as designed by the organ donation advisory committee established in sections 194.297 to 194.304. The director shall inquire of each applicant at the time the licensee presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection and whether the applicant is interested in inclusion in the organ donor registry and shall also specifically inform the licensee of the ability to consent to organ donation by completing the form on the reverse of the license that the applicant will receive in the manner prescribed by subdivision (1) of subsection 1 of section 194.225. A symbol shall be placed on the front of the document indicating the applicant's desire to be listed in the registry. The director shall notify the department of health and senior services of information obtained from applicants who indicate to the director that they are interested in registry participation, and the department of health and senior services shall enter the complete name, address, date of birth, race, gender and a unique personal identifier in the registry established in subsection 1 of section 194.304.

3. An applicant for a license may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 192.935. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 192.935 except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for the license at the time of issuance or renewal of the license. The director shall inquire of each applicant at the time the licensee presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

4. Beginning July 1, 2005, the director shall deny the driving privilege of any person who commits fraud or deception during the examination process or who makes application for an instruction permit, driver's license, or nondriver's license which contains or is substantiated with false or fraudulent information or documentation, or who knowingly conceals a material fact or otherwise commits a fraud in any such application. The period of denial shall be one year from the effective date of the denial notice sent by the director. The denial shall become effective ten days after the date the denial notice is mailed to the person. The notice shall be mailed to the person at the last known address shown on the person's driving record. The notice shall be deemed received three days after mailing unless returned by the postal authorities. No such individual shall reapply for a driver's examination, instruction permit, driver's license, or nondriver's license until the period of denial is completed. No individual who is denied the driving privilege under this section shall be eligible for a limited driving privilege issued under section 302.309.

5. All appeals of denials under this section shall be made as required by section 302.311.

6. The period of limitation for criminal prosecution under this section shall be extended under subdivision (1) of subsection 3 of section 556.036.

7. The director may promulgate rules and regulations necessary to administer and enforce 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.

8. Notwithstanding any provision of this chapter that requires an applicant to provide proof of Missouri residency for renewal of a noncommercial driver's license, noncommercial instruction permit, or nondriver's license, an applicant who is sixty-five years and older and who was previously issued a Missouri noncommercial driver's license, noncommercial instruction permit, or Missouri nondriver's license is exempt from showing proof of Missouri residency.

9. Notwithstanding any provision of this chapter, for the renewal of a noncommercial driver's license, noncommercial instruction permit, or nondriver's license, a photocopy of an applicant's United States birth certificate along with another form of identification approved by the department of revenue, including, but not limited to, United States military identification or United States military discharge papers, shall constitute sufficient proof of Missouri citizenship.

10. Notwithstanding any other provision of this chapter, if an applicant does not meet the requirements of subsection 8 of this section and does not have the required documents to prove Missouri residency, United States naturalization, or lawful immigration status, the department may issue a one-year driver's license renewal. This one-time renewal shall only be issued to an applicant who previously has held a Missouri noncommercial driver's license, noncommercial instruction permit, or nondriver's license for a period of fifteen years or more and who does not have the required documents to prove Missouri residency, United States naturalization, or lawful immigration status.

After the expiration of the one-year period, no further renewal shall be provided without the applicant producing proof of Missouri residency, United States naturalization, or lawful immigration status.

11. Notwithstanding any other provision of law, no later than January 2, 2016, the department shall implement same-day service for license issuance and renewal in which an applicant's license is printed in the individual license office and is issued to the applicant at the time of his or her application."; and

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

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

Representative Kratky offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1447, Page 1, in the title, Line 3, by deleting "driver's license source documents" and inserting in lieu thereof "driver's licenses and motor vehicles"; and

Further amend said bill, Page 3, Section 302.065, Line 14, by inserting after all of said line the following:

"304.820. 1. Except as otherwise provided in this section, no person [twenty-one years of age or younger] operating a **noncommercial** moving motor vehicle upon the highways of this state shall, by means of a hand-held electronic wireless communications device, send, read, or write a text message or electronic message, **unless the device is equipped with technology allowing for voice-recognition hands-free texting and is being used in such manner.**

2. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a hand-held mobile telephone.

3. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a wireless communications device to send, read, or write a text message or electronic message.

4. The provisions of subsection 1 through subsection 3 of this section shall not apply to a person operating:

(1) An authorized emergency vehicle; or

(2) A moving motor vehicle while using a hand-held electronic wireless communications device to:

(a) Report illegal activity;

(b) Summon medical or other emergency help;

(c) Prevent injury to a person or property; or

(d) Relay information between a transit or for-hire operator and that operator's dispatcher, in which the device is permanently affixed to the vehicle.

5. Nothing in this section shall be construed or interpreted as prohibiting a person from making or taking part in a telephone call, by means of a hand-held electronic wireless communications device, while operating a noncommercial motor vehicle upon the highways of this state.

6. As used in this section, "electronic message" means a self-contained piece of digital communication that is designed or intended to be transmitted between hand-held electronic wireless communication devices. "Electronic message" includes, but is not limited to, electronic mail, a text message, an instant message, or a command or request to access an internet site.

7. As used in this section, "hand-held electronic wireless communications device" includes any hand-held cellular phone, palm pilot, blackberry, or other mobile electronic device used to communicate verbally or by text or electronic messaging, but shall not apply to any device that is permanently embedded into the architecture and design of the motor vehicle.

8. As used in this section, "making or taking part in a telephone call" means listening to or engaging in verbal communication through a hand-held electronic wireless communication device.

9. As used in this section, "send, read, or write a text message or electronic message" means using a hand-held electronic wireless telecommunications device to manually communicate with any person by using an electronic message. Sending, reading, or writing a text message or electronic message does not include reading, selecting, or entering a phone number or name into a hand-held electronic wireless communications device for the purpose of making a telephone call.

10. A violation of this section shall be deemed an infraction and shall be deemed a moving violation for purposes of point assessment under section 302.302.

11. The state preempts the field of regulating the use of hand-held electronic wireless communications devices in motor vehicles, and the provisions of this section shall supercede any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or other political subdivision to regulate the use of hand-held electronic wireless communication devices by the operator of a motor vehicle.

12. The provisions of this section shall not apply to:

- (1) The operator of a vehicle that is lawfully parked or stopped;
- (2) Any of the following while in the performance of their official duties: a law enforcement officer; a member of a fire department; or the operator of a public or private ambulance;
- (3) The use of factory-installed or aftermarket global positioning systems (GPS) or wireless communications devices used to transmit or receive data as part of a digital dispatch system;
- (4) The use of voice-operated technology;
- (5) The use of two-way radio transmitters or receivers by a licensee of the Federal Communications Commission in the Amateur Radio Service."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Austin raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order not timely.

Representative Kratky moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Cox, **HCS HB 1447, as amended**, was adopted.

On motion of Representative Cox, **HCS HB 1447, as amended**, was ordered perfected and printed.

HCS HB 1326, relating to the Missouri Dairy Industry Revitalization Act, was taken up by Representative Guernsey.

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

House Amendment No.1

AMEND House Committee Substitute for House Bill No. 1326, Page 2, Section 261.270, Line 20, by inserting after the word "**appropriated**" the words "**from the general revenue fund**"; and

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

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

Speaker Pro Tem Hoskins resumed the Chair.

On motion of Representative Guernsey, **HCS HB 1326, as amended**, was adopted.

On motion of Representative Guernsey, **HCS HB 1326, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

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

HCR 45 - Workforce Development and Workplace Safety

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1729 - Fiscal Review
HB 2029 - Fiscal Review
HB 2037 - Elementary and Secondary Education
HB 2041 - Crime Prevention and Public Safety
HB 2045 - Agriculture Policy
HB 2056 - Downsizing State Government
HB 2057 - Downsizing State Government
HB 2061 - Health Care Policy
HB 2066 - Ways and Means
HB 2070 - Transportation
HB 2072 - Economic Development
HB 2076 - Downsizing State Government
HB 2080 - Government Oversight and Accountability
HB 2093 - Workforce Development and Workplace Safety
HB 2094 - Agriculture Policy
HB 2095 - Judiciary
HB 2099 - Special Standing Committee on Emerging Issues in Health Care
HB 2100 - Downsizing State Government
HB 2121 - Agriculture Policy
HB 2125 - Special Standing Committee on Emerging Issues in Health Care
HB 2128 - Judiciary
HB 2134 - Elementary and Secondary Education
HB 2138 - Professional Registration and Licensing
HB 2142 - Judiciary
HB 2143 - Judiciary
HB 2144 - Judiciary
HB 2154 - Special Standing Committee on Emerging Issues in Health Care
HB 2155 - Administration and Accounts
HB 2156 - Higher Education
HB 2157 - Agri-Business
HB 2178 - Agriculture Policy

REFERRAL OF SENATE CONCURRENT RESOLUTION

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

SCR 29 - General Laws

REFERRAL OF SENATE JOINT RESOLUTION

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

SJR 30 - General Laws

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 492 - Higher Education

SCS SBs 493, 485, 495, 516, 534, 545, 595, 616 & 624 - Elementary and Secondary Education

SB 506 - Agri-Business

SS SB 507 - General Laws

SB 523 - Downsizing State Government

SS SB 525 - Professional Registration and Licensing

SCS SB 526 - Workforce Development and Workplace Safety

SB 527 - Tourism and Natural Resources

SB 528 - Professional Registration and Licensing

SCS SB 529 - Workforce Development and Workplace Safety

SCS SB 530 - Judiciary

SS SB 537 - Insurance Policy

SCS SB 567 - Children, Families, and Persons with Disabilities

SB 600 - Veterans

SB 605 - General Laws

SB 606 - Judiciary

SB 609 - Insurance Policy

SCS SB 630 - Elections

SB 631 - Elections

SCS SB 635 - Special Standing Committee on Small Business

SCS SB 639 - General Laws

SCS SB 643 - General Laws

SCS SB 664 - Tourism and Natural Resources

SCS SB 672 - General Laws

SB 701 - Elementary and Secondary Education

SB 773 - Crime Prevention and Public Safety

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Flanigan reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1091**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Health Care Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HJR 62**, 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 Higher Education, Chairman Thomson reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1949**, 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 Utilities, Chairman Funderburk reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HCR 30**, 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 2185, introduced by Representatives Hurst, Miller, Pogue and Ross, relating to water pollution.

HB 2186, introduced by Representative Jones (50), relating to health insurance prior authorization forms.

HB 2187, introduced by Representatives Flanigan, Allen, Lichtenegger, Zerr, Haefner, Lant, Davis and White, relating to school administrator salary information.

HB 2188, introduced by Representatives Muntzel, Jones (50), Rowden, Remole, Schieber, Houghton, Hicks, Franklin, Funderburk, Kelley (127) and Love, relating to a tax deduction for Baldrige National Quality Award recipients.

HB 2189, introduced by Representatives Franklin, Crawford, Solon, Lichtenegger, Entlicher, Lauer, Conway (104), Haefner, Swan, Mims, Nichols, Zerr, Black, Englund, Newman and Brown, relating to midwifery.

HB 2190, introduced by Representative Webber, relating to the crime of disarming a peace officer or correctional officer.

HB 2191, introduced by Representatives Frame, Rizzo, Hummel, Colona, McDonald, May, Burns, Mayfield, Otto, Hodges, Norr, Smith, Butler, Schieffer and English, relating to state sales and use tax exemptions.

HB 2192, introduced by Representative Neth, relating to a recreational and community center sales tax.

HB 2193, introduced by Representatives Rowland and Lichtenegger, relating to county commissions.

HB 2194, introduced by Representative McNeil, relating to school accreditation.

HB 2195, introduced by Representatives Curtis, Peters and Dunn, relating to the municipal court youth intervention programs.

HB 2196, introduced by Representative Curtis, relating to public counsel.

HB 2197, introduced by Representative McNeil, relating to the Missouri Energy Efficiency Performance Standard.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Thursday, March 27, 2014.

COMMITTEE HEARINGS

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, April 1, 2014, 12:00 PM, House Hearing Room 3.

Oversight hearing

There will be a limited period of public testimony if time permits. Messages should be no longer than five minutes. Please email sue.allen@house.mo.gov if you are interested in speaking.

CORRECTED

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, April 2, 2014, 12:00 PM, House Hearing Room 1.

Oversight hearing

There will be a limited period of public testimony if time permits. Messages should be no longer than five minutes. Please email sue.allen@house.mo.gov if you are interested in speaking.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, April 1, 2014, Noon or Upon Morning Recess, House Hearing Room 5.

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

Discussion on possible PTSD program for Veterans working with Corrections, Puppies for Parole Program.

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, March 27, 2014, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 2116, HB 2171

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

DOWNSIZING STATE GOVERNMENT

Thursday, March 27, 2014, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 2050, HB 2051, HB 2052, HB 2053

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

Testimony regarding proposals to reform Missouri's procurement and management policies will be heard.

CORRECTED

FISCAL REVIEW

Thursday, March 27, 2014, 8:30 AM, House Hearing Room 2.

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

GENERAL LAWS

Thursday, March 27, 2014, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1226, HB 1304, HB 1544, HB 1548, HB 1643, HB 2126, HCR 36

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

LOCAL GOVERNMENT

Thursday, March 27, 2014, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 1711, HB 1829, HB 1909, HB 1923, HB 1825, HB 1354, HB 2112

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

RULES

Thursday, March 27, 2014, Upon Morning Adjournment, South Gallery.

Executive session will be held: HR 777, HCR 29, HCS HCR 25, HB 1372, HCS HB 1512, HB 1615, HCS HB 1801, HB 1906, HCS HB 1918, HCS HB 1952, HCS HB 1999, HB 2063, SS SCS SB 532, SB 591

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

TOURISM AND NATURAL RESOURCES

Thursday, March 27, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1979, HB 1720, HCR 28

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

Committee will continue with the hearing on HCR 28

HOUSE CALENDAR

FORTY-SECOND DAY, THURSDAY, MARCH 27, 2014

HOUSE BILLS FOR SECOND READING

HB 2185 through HB 2197

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 68 - Hinson

HOUSE BILLS FOR PERFECTION

- 1 HB 1219 - Dugger
- 2 HCS HB 1439 - Funderburk
- 3 HCS HB 1303 - Haahr
- 4 HB 1490 - Bahr
- 5 HB 1617 - Rehder
- 6 HCS HBs 1235 & 1214 - Hoskins
- 7 HCS HB 1371 - Cox
- 8 HCS HB 1655 - Burlison
- 9 HB 1821 - Diehl
- 10 HB 1342 - Scharnhorst
- 11 HB 1770 - Burlison
- 12 HCS HB 1936 - Dugger
- 13 HB 1138 - Rowland
- 14 HB 1305 - Phillips

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HB 1191 - Miller
- 2 HB 1198 - Funderburk
- 3 HCS HB 1349 - Richardson
- 4 HB 1454 - Swan
- 5 HB 1652 - Funderburk

HOUSE BILLS FOR PERFECTION - CONSENT

(3/20/2014)

- 1 HB 1184 - Grisamore
- 2 HB 1380 - Peters
- 3 HCS HB 1389 - Thomson
- 4 HB 1456 - Hoskins
- 5 HB 1547 - Dohrman
- 6 HB 1553 - Dohrman

- 7 HB 1568 - Frederick
- 8 HB 1603 - Conway (10)
- 9 HCS HB 1605 - Schieffer
- 10 HB 1670 - Dunn
- 11 HB 1673 - Houghton
- 12 HB 1692 - Korman
- 13 HB 1707 - Conway (104)
- 14 HB 1712 - Molendorp
- 15 HB 1744 - Walton Gray
- 16 HCS HB 1745 - Walton Gray
- 17 HB 1775 - Colona
- 18 HCS HB 1831 - Fitzpatrick
- 19 HB 1835 - Haahr
- 20 HB 1866 - Schatz
- 21 HB 1897 - Kolkmeier
- 22 HB 1968 - Gosen
- 23 HB 2028 - Peters
- 24 HCS HB 2040 - Lynch

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

- 1 HCS HB 2001 - Stream
- 2 HCS HB 2002 - Stream
- 3 HCS HB 2003 - Stream
- 4 HCS HB 2004 - Stream
- 5 HCS HB 2005 - Stream
- 6 HCS HB 2006 - Stream
- 7 HCS HB 2007 - Stream
- 8 HCS HB 2008 - Stream
- 9 HCS HB 2009 - Stream
- 10 HCS HB 2010 - Stream
- 11 HCS HB 2011 - Stream
- 12 HCS HB 2012 - Stream
- 13 HCS HB 2013 - Stream

HOUSE BILLS FOR THIRD READING

- 1 HCS HBs 1735 & 1618 - Cierpiot
- 2 HCS HB 1374 - Cox
- 3 HCS HB 1091 - McCaherty
- 4 HCS HB 1218 - Dugger
- 5 HB 1723 - Davis
- 6 HCS HB 1225 - Love
- 7 HB 1642 - Bahr
- 8 HB 1320 - Ellinger
- 9 HCS HB 1685 - Neely
- 10 HCS HB 1779 - Riddle

- 11 HCS HB 1189 - Wood
- 12 HB 2029, (Fiscal Review 3/26/14) - Cierpiot
- 13 HCS HB 1631 - Richardson
- 14 HCS HB 1729, (Fiscal Review 3/26/14) - Jones (50)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1651 - Fraker
- 2 HCS HB 1153 - Pace
- 3 HCS HB 1514 - Rhoads
- 4 HB 1602 - Engler
- 5 HB 1724 - Davis
- 6 HB 1804 - Riddle

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 8 - Richardson
- 2 HCR 9 - Cookson
- 3 HCR 16 - Guernsey

SENATE BILLS FOR THIRD READING

- 1 SB 652 - Funderburk
- 2 SCS SB 613 - Funderburk

BILLS IN CONFERENCE

- SCS HB 2014 - Stream