

# JOURNAL OF THE HOUSE

First Regular Session, 98th GENERAL ASSEMBLY

TWENTY-SECOND DAY, MONDAY, FEBRUARY 16, 2015

The House met pursuant to adjournment.

Representative Barnes in the Chair.

Prayer by Representative Davis.

Our Heavenly Father, You are the author of Peace. We come to You today in awe of Your greatness knowing that even though our world, our country and even our state are all in turmoil, You are the solution, for You are the author of peace. Your Word is to be our guide and Your Word gives us the solution. The problems we face as a nation do not fall on the shoulders of any single party but on the backs of Your people.

We do have a solution and Your Word tells us in 2 Chronicles 7:14 what the solution is: "If my people who are called by my name humble themselves, and pray and seek my face and turn from their wicked ways, then I will hear from heaven and will forgive their sin and heal their land."

It is up to us. So today I pray that You would humble us, forgive us when we fail You, help us turn from evil and in so doing, heal our land. May we become again that which pleases You, that which honors You so we might become a better nation, a better state and a better people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

## SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

**HCR 32**, relating to the Environmental Protection Agency.

**HCR 33**, relating to the ratification of the Equal Rights Amendment.

## SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

**HB 930**, relating to the use of marijuana for medicinal purposes.

**HB 931**, relating to unmanned aircraft.

**HB 932**, relating to step therapy for prescription drugs.

**HB 933**, relating to officer-involved deaths.

**HB 934**, relating to government websites established by political subdivisions.

**HB 935**, relating to individual sureties.

**HB 936**, relating to the service of summons in a landlord and tenant action.

**HB 937**, relating to the Motorcycle Safety Trust Fund.

**HB 938**, relating to sentencing of illegal aliens.

**HB 939**, relating to resale of tickets for entertainment events.

**HB 940**, relating to annuity caps for salaries greater than the governor's salary.

**HB 941**, relating to tax increment financing.

**HB 942**, relating to harassment in the workplace.

**HB 943**, relating to state debt owed by noncustodial parents.

**HB 944**, relating to prosecuting attorneys.

**HB 945**, relating to law enforcement officers.

**HB 946**, relating to assault of a sanitation worker.

**HB 947**, relating to authorize the conveyance of certain state properties.

**HB 948**, relating to the abolishment of the doctrine of adverse possession.

**HB 949**, relating to the use of public funds for lobbying activities.

**HB 950**, relating to relating to public records.

**HB 951**, relating to small claims court.

**HB 952**, relating to the garnishment of wages.

**HB 953**, relating to school boundary changes.

**HB 954**, relating to long-term care insurance rates.

**HB 955**, relating to natural resources.

**HB 956**, relating to ratemaking for gas corporations.

**HB 957**, relating to teacher salaries.

**HB 958**, relating to the powers of school board members.

**HB 959**, relating to school attendance requirements.

**HB 960**, relating to school employee salaries.

**HB 961**, relating to the career ladder program.

**HB 962**, relating to municipal services in St. Louis County.

**HB 963**, relating to the Safe Patient Handling and Movement Act.

### COMMITTEE REPORTS

**Committee on Appropriations - Elementary and Secondary Education**, Chairman Bahr reporting:

Mr. Speaker: Your Committee on Appropriations - Elementary and Secondary Education, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1, House Committee Amendment No. 2, House Committee Amendment No. 3, House Committee Amendment No. 4, House Committee Amendment No. 6, House Committee Amendment No. 7, House Committee Amendment No. 8, and House Committee Amendment No. 9**, and pursuant to Rule 27(3)(a) be referred to the Select Committee on Budget.

#### *House Committee Amendment No. 1*

AMEND House Bill No. 2, Page 2, Section 2.015, Line 22, by deleting Lines 22 through 26; and

Further amend said bill, Page 3, Section 2.016, Line 1, by deleting said section in its entirety; and

Further amend said bill, said page, Section 2.020, Line 1, by deleting said section in its entirety; and

Further amend said bill, Page 4, Section 2.025, Line 1, by deleting said section in its entirety; and

Further amend said bill, Page 6, Section 2.075, Line 16, by deleting “11,694,141” and inserting “10,694,141”; and

Further amend said bill, Page 13, Section 2.295, Line 1, by deleting said section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Pursuant to House Rule 49(f), this amendment relates to an accompanying amendment by the maker which amends Section 2.015

*House Committee Amendment No. 2*

AMEND House Bill No. 2, Page 2, Section 2.015, Line 2, by deleting “3,663,935,241” and inserting “3,732,051,241”; and

Further amend said bill, said page, said section, Line 7, by deleting “3,353,283,124” and inserting “3,414,024,124”; and

Further amend said bill, said page, said section, Line 9, by deleting “144,660,376” and inserting “149,660,376”; and

Further amend said bill, said page, said section, Line 11, by deleting “16,000,000” and inserting “18,375,000”; and

Further amend said bill, said page, said section, Line 13, by deleting “2,186,646,636” and inserting “2,255,662,636”; and

Further amend said bill, said page, said section, Line 14, by deleting “128,116,772” and inserting “128,216,772”; and

Further amend said bill, said page, said section, Line 21, by inserting immediately after said line the following new line:

“From General Revenue Fund.....\$200,000”; and

Further amend said bill, Page 4, Section 2.025, Line 6, by inserting immediately after said section the following new section:

“Section 2.030. To the Department of Elementary and Secondary Education  
For the purpose of funding the Missouri Scholars and Fine Arts Academies  
From State School Moneys Fund.....\$500,000”; and

Further amend said bill, said page, said section, Line 6, by inserting immediately after said section the following new section:

“Section 2.040. To the Department of Elementary and Secondary Education  
For Early Grade Literacy Programs offered at Southeast Missouri State University  
From General Revenue Fund.....\$100,000”; and

Further amend said bill, said page, Section 2.050, Line 5, by deleting “827,500,000” and inserting “848,739,000”; and

Further amend said bill, Page 6, Section 2.075, Line 20, by inserting immediately after said line the following new line:

“From Early Childhood Development, Education and Care Fund.....\$1,000,000”; and

Further amend said bill, Page 9, Section 2.170, Line 3, by deleting “2,506,486” and inserting “2,961,486”; and

Further amend said bill, Page 10, Section 2.205, Line 11, by deleting “24,783,457” and inserting “25,283,457”; and

Further amend said bill, Page 11, Section 2.240, Line 3, by deleting “221,156” and inserting “305,156”; and

Further amend said bill, said page, said section, Line 4, by deleting “63,191” and inserting “83,191”; and

Further amend said bill, said page, said section, Line 12, by deleting “5.00” and inserting “7.00”; and

Further amend said bill, Page 12, Section 2.255, Line 4, by deleting “2,024,679,663” and inserting “2,094,195,663”; and

Further amend said bill by adjusting section and bill totals accordingly.

*House Committee Amendment No. 3*

AMEND House Bill No. 2, Page 1, Title Clause, Line 9, by inserting after the word “General” the following:

“, and further provided that no funds from these sections shall be expended for the purpose of aerial travel within the state of Missouri”; and

Further amend said bill by adjusting section and bill totals accordingly.

*House Committee Amendment No. 4*

AMEND House Bill No. 2, Page 2, Section 2.015, Line 10, by inserting immediately after the word “Education” the following:

“, provided that all funds are distributed to local education agencies”; and

Further amend said bill by adjusting section and bill totals accordingly.

*House Committee Amendment No. 6*

AMEND House Bill No. 2, Page 6, Section 2.085, Line 9, by deleting “13,586,088” and inserting “9,344,088”; and

Further amend said bill by adjusting section and bill totals accordingly.

Pursuant to House Rule 49(f), this amendment relates to an accompanying amendment by the maker which amends Section 2.015

*House Committee Amendment No. 7*

AMEND House Bill No. 2, Page 2, Section 2.015, Line 2, by deleting “3,663,935,241” and inserting “3,668,177,241”; and

Further amend said bill, said page, said section, Line 7, by deleting “3,353,283,124” and inserting “3,357,525,124”; and

Further amend said bill, said page, said section, Line 13, by deleting “2,186,646,636” and inserting “2,190,888,636”; and

Further amend said bill, Page 12, Section 2.255, Line 4, by deleting “2,024,679,663” and inserting “2,028,921,663”; and

Further amend said bill by adjusting section and bill totals accordingly.

*House Committee Amendment No. 8*

AMEND House Bill No. 2, Page 11, Section 2.230, Line 1, by deleting said section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Pursuant to House Rule 49(f), this amendment relates to an accompanying amendment by the maker which amends Section 2.015

*House Committee Amendment No. 9*

AMEND House Bill No. 2, Page 2, Section 2.015, Line 21, by inserting immediately after said line the following new line:

“From General Revenue Fund.....\$100,000”; and

Further amend said bill by adjusting section and bill totals accordingly.

The following members’ presence was noted: Allen, Anderson, Andrews, Bahr, Barnes, Beard, Berry, Brown (94), Conway (10), Conway (104), Cornejo, Davis, Dugger, Eggleston, English, Fitzwater (144), Flanigan, Gosen, Haefner, Harris, Hubrecht, Hurst, Jones, Kelley, Kendrick, King, Koenig, Kolkmeier, Kratky, Lant, Lavender, Leara, Lichtenegger, McCann Beatty, McDaniel, Pike, Redmon, Reiboldt, Rowland, Smith, Solon, Spencer and Wilson.

**ADJOURNMENT**

On motion of Representative Barnes, the House adjourned until 4:00 p.m., Tuesday, February 17, 2015.

**CORRECTION TO HOUSE JOURNAL**

**AFFIDAVIT**

I, State Representative Thomas Flanigan, District 163, hereby state and affirm that my presence was incorrectly omitted on Page 417 of the Journal of the House for the Eighteenth Day, February 9, 2015. Pursuant to House Rule 92, I ask that the Journal be corrected to show that I was, in fact, present.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of February, 2015.

/s/ Thomas Flanigan  
State Representative

State of Missouri )  
 ) ss.  
Signed in County of Cole )  
Notary Commissioned in County of Miller )

Subscribed and sworn to before me this 13th day of February in the year 2015.

/s/ Leticia J. Long  
Notary Public

**COMMITTEE HEARINGS**

**AGRICULTURE POLICY**

Tuesday, February 17, 2015, 12:00 PM, House Hearing Room 6.  
Public hearing will be held: SS SCS SB 12, HJR 29, HB 543  
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, February 17, 2015, 12:00 PM, House Hearing Room 1.  
Public hearing will be held: HB 217, HB 547, HB 654, HB 466  
Executive session will be held: HB 466, HB 556  
Executive session may be held on any matter referred to the committee.  
12 p.m. or upon adjournment, whichever is later.

CIVIL AND CRIMINAL PROCEEDINGS

Wednesday, February 18, 2015, 12:00 PM, House Hearing Room 1.  
Public hearing will be held: HB 152, HB 368, HB 740, HB 749, HB 276  
Executive session may be held on any matter referred to the committee.

CONSUMER AFFAIRS

Tuesday, February 17, 2015, 5:00 PM, House Hearing Room 4.  
Public hearing will be held: HB 571, HJR 22  
Executive session may be held on any matter referred to the committee.

CORRECTIONS

Wednesday, February 18, 2015, 8:00 AM, House Hearing Room 5.  
Public hearing will be held: HB 632  
Executive session may be held on any matter referred to the committee.  
Director Lombardi will be addressing the committee. Please arrive on time.

ECONOMIC DEVELOPMENT AND BUSINESS ATTRACTION AND RETENTION

Tuesday, February 17, 2015, 2:00 PM, House Hearing Room 6.  
Public hearing will be held: HB 514, HB 528, HB 676, HB 777, HB 387  
Executive session will be held: HB 468, HB 506, HB 540, HB 815  
Executive session may be held on any matter referred to the committee.

AMENDED

ELECTIONS

Tuesday, February 17, 2015, 8:15 AM, House Hearing Room 5.  
CANCELLED

EMERGING ISSUES IN EDUCATION

Tuesday, February 17, 2015, 2:15 PM, House Hearing Room 1.  
Public hearing will be held: HB 242, HB 380, HB 476  
Note: Executive Session will NOT be held during this meeting.  
AMENDED

ENERGY AND THE ENVIRONMENT

Tuesday, February 17, 2015, 8:00 AM, House Hearing Room 1.  
CANCELLED

GOVERNMENT OVERSIGHT AND ACCOUNTABILITY

Tuesday, February 17, 2015, 2:20 PM, House Hearing Room 7.

Public hearing will be held: HB 271, HB 438, HB 425, HB 659, SS#2 SCS SB 11

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

HEALTH AND MENTAL HEALTH POLICY

Tuesday, February 17, 2015, 5:00 PM, House Hearing Room 6.

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

Oncology Protocol Informational Hearing.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 18, 2015, 12:00 PM, Legislative Library.

Public hearing will be held: HB 769, HB 202, HB 712, HB 599

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

AMENDED

HIGHER EDUCATION

Tuesday, February 17, 2015, 8:00 AM, House Hearing Room 6.

CANCELLED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Tuesday, February 17, 2015, 3:30 PM, Senate Pershing Gallery.

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

Discuss issues placed before the committee and tour office space.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Tuesday, February 17, 2015, 8:00 AM, House Hearing Room 4.

CANCELLED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Tuesday, February 24, 2015, 8:00 AM, House Hearing Room 4.

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

\*Please note date change.

1<sup>st</sup> Quarter Meeting

Sections of this meeting may be closed pursuant to Section 610.021, RSMo.

LOCAL GOVERNMENT

Tuesday, February 17, 2015, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 616, HB 639, HB 706

Executive session will be held: HB 324, HB 401, HB 473, HB 613, HB 655, HB 758

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

PENSIONS

Tuesday, February 17, 2015, 9:00 AM, House Hearing Room 4.

CANCELLED

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 17, 2015, Upon Adjournment or morning recess, House Hearing Room 4.  
CANCELLED

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 17, 2015, 12:00 PM, House Hearing Room 4.  
Public hearing will be held: HB 288, HB 393, HB 633  
Executive session may be held on any matter referred to the committee.  
Executive session to start the hearing.

SELECT COMMITTEE ON AGRICULTURE

Tuesday, February 17, 2015, 2:15 PM, House Hearing Room 6.  
Executive Session will be held: HB 141, HB 233, HB 388  
Executive session may be held on any matter referred to the committee.

SELECT COMMITTEE ON BUDGET

Tuesday, February 17, 2015, 8:15 AM, House Hearing Room 3.  
Public hearing will be held: HB 16  
Executive session will be held: HB 16  
Executive session may be held on any matter referred to the committee.  
Hearing to be held as previously scheduled.

SMALL BUSINESS

Wednesday, February 18, 2015, 12:00 PM, House Hearing Room 7.  
Public hearing will be held: HB 379  
Executive session will be held: HB 325, HB 513  
Executive session may be held on any matter referred to the committee.

TELECOMMUNICATIONS

Wednesday, February 18, 2015, 12:30 PM, House Hearing Room 4.  
Public hearing will be held: HB 714  
Executive session may be held on any matter referred to the committee.  
Committee will meet at 12:30 p.m. or 30 minutes after Morning Recess, whichever comes later.

TRADE AND TOURISM

Wednesday, February 18, 2015, 8:00 AM, House Hearing Room 1.  
Public hearing will be held: HB 778, HCR 16, HCR 26, HCR 29, HB 793, HB 723, HB 859, HB 861  
Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Tuesday, February 17, 2015, 12:00 PM, House Hearing Room 7.  
Public hearing will be held: HB 133, HB 686, HB 675, HB 650, HB 164, HB 295  
Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 17, 2015, 8:30 AM, House Hearing Room 7.

CANCELLED

WAYS AND MEANS

Tuesday, February 17, 2015, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 268, HB 502, HB 517, HB 754, HJR 34

Executive session will be held: HB 132, HB 299, HB 410, HB 440

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

**HOUSE CALENDAR**

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 17, 2015

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

HJR 1 - Dugger

**HOUSE BILLS FOR PERFECTION**

HB 64 - Dugger

HB 524 - Dugger

HB 30 - Dugger

HB 615 - Dohrman

HB 29 - Dugger

HB 32 - Hoskins

HCS#2 HB 63 - Dugger

**HOUSE BILLS FOR PERFECTION - CONSENT**

(02/12/2015)

HB 92 - Miller

HB 125 - Black

HB 185 - Love

**HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING**

HCR 15 - Roden

HCR 21 - Miller

HCR 12 - Cierpiot

**HOUSE BILLS FOR THIRD READING**

HB 582 - Curtis