

# JOURNAL OF THE HOUSE

First Regular Session, 91st GENERAL ASSEMBLY

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TWENTY-SECOND DAY, WEDNESDAY, FEBRUARY 7, 2001

Speaker Kreider in the Chair.

Prayer by Reverend Rudy Beard.

Gracious, God, we know that the hidden things in our hearts are not hidden from You. If our intentions are good, help us to make them live in good deeds. If what we intend or desire makes us uncomfortable in Your presence, take it from us, and give us the spirit that we ought to have that we may do what we ought to do. Bless the men and women of this House this day; to You be glory and honor. Amen

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Lauren Beard and Rachel Starks.

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

AYES: 152

Abel	Baker	Ballard	Barnett	Barnitz
Barry 100	Bartelsmeyer	Bartle	Bearden	Behnen
Berkowitz	Berkstresser	Black	Boatright	Bonner
Boucher	Bowman	Boykins	Bray 84	Britt
Brooks	Burcham	Burton	Byrd	Campbell
Carnahan	Champion	Cierpiot	Clayton	Coleman
Cooper	Copenhaver	Crawford	Crowell	Crump
Cunningham	Curls	Davis	Dempsey	Dolan
Enz	Fares	Foley	Ford	Franklin
Fraser	Froelker	Gaskill	George	Graham
Green 15	Green 73	Griesheimer	Hagan-Harrell	Hampton
Harding	Harlan	Hartzler	Haywood	Hegeman
Henderson	Hendrickson	Hickey	Hilgemann	Hohulin
Holand	Hollingsworth	Holt	Hoppe	Hosmer
Hunter	Jetton	Johnson 61	Johnson 90	Jolly
Kelley 47	Kelly 144	Kelly 27	Kelly 36	Kennedy
King	Koller	Lawson	Legan	Levin
Liese	Linton	Lograsso	Long	Lowe
Luetkemeyer	Luetkenhaus	Marble	Marsh	May 149
Mayer	Mays 50	McKenna	Merideth	Miller
Monaco	Moore	Murphy	Myers	Naeger
Nordwald	O'Connor	O'Toole	Ostmann	Overschmidt
Phillips	Portwood	Purgason	Ransdall	Rector
Reid	Reinhart	Relford	Richardson	Rizzo
Roark	Ross	Scheve	Schwab	Scott
Secrest	Seigfreid	Selby	Shelton	Shields

Shoemyer	Skaggs	Smith	St. Onge	Surface
Thompson	Townley	Treadway	Troupe	Van Zandt
Villa	Vogel	Wagner	Walton	Ward
Wiggins	Williams	Willoughby	Wilson 25	Wilson 42
Wright	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bonner	Farnen	Gambaro	Gratz	Hanaway
Reynolds	Ridgeway	Robirds		

VACANCIES: 004

## RESOLUTION

**House Resolution No. 226** was taken up by Representative Crump and read.

### House Resolution No. 226

WHEREAS, the members of the Missouri House of Representatives are always pleased to welcome distinguished citizens as they visit the Show-Me State for official business at this magnificent capitol; and

WHEREAS, on Wednesday, February 7, 2001, Anna Eleanor Roosevelt will speak on the first floor of the Capitol Rotunda as part of the activities being held in conjunction with Maternal and Child Health Advocacy Day; and

WHEREAS, Anna Eleanor Roosevelt is coming to Jefferson City in her important capacity as a National Board of Trustees member for the March of Dimes, the volunteer health agency which was founded in 1938 by her grandfather, President Franklin Delano Roosevelt, to search for a cure for polio; and

WHEREAS, originally called the National Foundation for Infantile Paralysis, the organization assumed the name March of Dimes when famed radio announcer and vaudeville comedian Eddie Cantor urged his listeners to send their spare dimes to the White House and to President Roosevelt, who was a polio victim himself; and

WHEREAS, following the death of FDR in 1945, the nation honored its fallen leader by placing his portrait on the dime as a special tribute of gratitude for his steadfast commitment to the March of Dimes Foundation; and

WHEREAS, during the past sixty-three years, the March of Dimes has grown to become this nation's third largest volunteer health agency with more than three million volunteers who dedicate themselves to the organization's historic mission and who continually set exciting goals for consistent innovations in maternal and infant health; and

WHEREAS, the March of Dimes has the distinction of being the only national volunteer health agency that has succeeded in defeating the disease which it had been established to conquer:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-first General Assembly, join unanimously in extending a most cordial welcome to Anna Eleanor Roosevelt during her visit to the statehouse in Jefferson City and to applaud her for all the achievements she has realized over the years as a supporter of the March of Dimes and other important organizations and as a manuscript librarian, artist, teacher, administrator, and lobbyist; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Anna Eleanor Roosevelt, as a mark of our esteem for her.

On motion of Representative Crump, Rule 63 was suspended and **House Resolution No. 226** was adopted by the following vote:

AYES: 141

Abel	Baker	Ballard	Barnett	Barnitz
Barry 100	Bartelsmeyer	Bartle	Bearden	Behnen
Berkowitz	Berkstresser	Black	Boatright	Bonner
Boucher	Bowman	Boykins	Britt	Brooks
Burcham	Burton	Byrd	Campbell	Carnahan
Champion	Cierpiot	Clayton	Coleman	Cooper
Copenhaver	Crawford	Crowell	Crump	Cunningham
Curls	Davis	Dempsey	Dolan	Enz
Fares	Foley	Franklin	Fraser	Froelker
Gaskill	George	Graham	Green 15	Green 73
Griesheimer	Hagan-Harrell	Hampton	Harding	Harlan
Hartzler	Haywood	Henderson	Hendrickson	Hickey
Hilgemann	Hohulin	Hollingsworth	Holt	Hoppe
Hosmer	Hunter	Jetton	Johnson 61	Johnson 90
Jolly	Kelley 47	Kelly 144	Kelly 27	Kelly 36
Kennedy	King	Lawson	Levin	Liese
Linton	Lograsso	Lowe	Luetkemeyer	Luetkenhaus
Marble	Marsh	May 149	Mayer	Mays 50
McKenna	Merideth	Miller	Moore	Murphy
Myers	Naeger	Nordwald	O'Connor	O'Toole
Ostmann	Overschmidt	Phillips	Portwood	Purgason
Ransdall	Rector	Reid	Reinhart	Relford
Richardson	Rizzo	Roark	Ross	Schwab
Scott	Secrest	Seigfreid	Selby	Shelton
Shields	Shoemyer	Skaggs	Smith	St. Onge
Surface	Thompson	Townley	Treadway	Troupe
Villa	Vogel	Wagner	Walton	Ward
Wiggins	Williams	Wilson 25	Wilson 42	Wright
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Bray 84	Farnen	Ford	Gambaro	Gratz
Hanaway	Hegeman	Holand	Koller	Legan
Long	Monaco	Reynolds	Ridgeway	Robirds
Scheve	Van Zandt	Willoughby		

VACANCIES: 004

### HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 231 - Representative Relford  
 House Resolution No. 232  
 and  
 House Resolution No. 233 - Representative Cooper  
 House Resolution No. 234 - Representative Ford

House Resolution No. 235

and

House Resolution No. 236 - Representative Crowell  
House Resolution No. 237 - Representative Boucher, et al  
House Resolution No. 238 - Representative Cunningham  
House Resolution No. 239 - Representative Troupe  
House Resolution No. 240 - Representative Levin  
House Resolution No. 241 - Representative Seigfreid

#### **SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 16** was read the second time.

#### **SECOND READING OF HOUSE JOINT RESOLUTION**

**HJR 13** was read the second time.

#### **SECOND READING OF HOUSE BILLS**

**HB 648** through **HB 669** were read the second time.

#### **REFERRAL OF HOUSE CONCURRENT RESOLUTION**

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

**HCR 16** - Environment and Energy

#### **REFERRAL OF HOUSE BILL**

The following House Bill was referred to the Committee indicated:

**HB 463** - Tourism, Recreation and Cultural Affairs

#### **RE-REFERRAL OF HOUSE BILL**

The following House Bill was re-referred to the Committee indicated:

**HB 239** - Conservation, State Parks and Mining

## INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

**HCR 17**, introduced by Representative Purgason, et al, urging the park service to withdraw its current proposal and reissue a revised proposal with sufficient details so interested stakeholders can provide meaningful responses.

## INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

**HB 1**, introduced by Representative Green (73), to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2001 and ending June 30, 2002.

## INTRODUCTION OF HOUSE BILLS

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

**HB 670**, introduced by Representatives Campbell and Holand, relating to the regulation of certain telecommunications technology by drivers of motor vehicles.

**HB 671**, introduced by Representative Hagan-Harrell, relating to public retirement systems.

**HB 672**, introduced by Representative Hagan-Harrell, relating to public retirement systems.

**HB 673**, introduced by Representative Liese, relating to life settlements.

**HB 674**, introduced by Representative Hagan-Harrell, relating to the Missouri state employees' retirement system.

**HB 675**, introduced by Representative Richardson, relating to deferred presentment services.

**HB 676**, introduced by Representative Mays (50), relating to utilities.

**HB 677**, introduced by Representatives Monaco, Lograsso, Mayer, Burcham, Crowell, Hosmer and Johnson (90), relating to the uniform commercial code.

**HB 678**, introduced by Representative Seigfreid, relating to ethics.

**HB 679**, introduced by Representative Boykins, relating to state employee leave of absence for organ donation.

**HB 680**, introduced by Representative Skaggs, relating to certificate of need.

**HB 681**, introduced by Representative Skaggs, relating to a Hearing Impaired Kids Endowment Fund license plate.

**HB 682**, introduced by Representatives Wiggins, Reid, Bowman, Naeger, Shoemyer and Kelly (36), et al, relating to income tax.

**HB 683**, introduced by Representatives Boykins, Barry, Johnson (61), Curls, Coleman and Cunningham, et al, relating to consumer and credit protections for postsecondary students.

**HB 684**, introduced by Representatives Kennedy and Bonner, relating to amateur radio license plates.

**HB 685**, introduced by Representatives Bray, Johnson (61), Hilgemann, Campbell, Van Zandt, Harlan, Kennedy, Hollingsworth, Troupe, Kreider, Lowe and Villa, relating to transportation.

**HB 686**, introduced by Representatives Fraser, Berkowitz, Williams, Levin, Thompson, Froelker, Richardson, Ross and Kelley (47), et al, relating to the prohibition of interference with the free exercise of religion absent a compelling state interest.

**HB 687**, introduced by Representatives Hilgemann, Villa, Rizzo, Koller, Van Zandt, Kennedy, O'Connor, Bowman and Boykins, et al, relating to motor vehicle registration tabs.

**HB 688**, introduced by Representatives Harlan and Shields, relating to health insurance.

**HB 689**, introduced by Representatives Hoppe, Lograsso and Foley, relating to fire protection districts.

**HB 690**, introduced by Representatives Harding, Kelly (27) and Boucher, et al, relating to animals.

**HB 691**, introduced by Representatives Barnett, Kelly (36), Britt, Richardson and Ross, relating to notification of motor vehicle reregistration.

**HB 692**, introduced by Representative O'Connor, relating to a fraternal order of police license plate.

**HB 693**, introduced by Representatives Smith and Carnahan, relating to the administrative hearing commission.

**HB 694**, introduced by Representative Berkstresser, relating to local sales taxes for the promotion of economic development.

**HB 695**, introduced by Representatives Shoemyer and Phillips, et al, relating to the practice of dentistry and dental hygiene.

**HB 696**, introduced by Representatives Monaco, Lograsso, Bartle, Cierpiot, Ross, Kelley (47) and Boucher, et al, relating to county political party committee representation.

**HB 697**, introduced by Representative Treadway, relating to notification of ethics complaints.

### **WITHDRAWAL OF HOUSE BILLS**

February 6, 2001

Ted Wedel  
Chief Clerk  
Missouri House of Representatives

Dear Mr. Clerk:

I am requesting that **HB 105** be withdrawn. Thank you in advance for your consideration of this request.

Sincerely,

/s/ Representative Connie Johnson  
61<sup>st</sup> District

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February 7, 2001

Honorable Jim Kreider, Speaker  
Missouri House of Representatives  
State Capitol, Room 308  
Jefferson City, MO 65101

Dear Mr. Speaker,

I respectfully request that **HB 217** be withdrawn. Your attention to this matter is appreciated.

Sincerely,

/s/ Chuck Surface  
District 129

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February 7, 2001

The Honorable Jim Kreider, Speaker  
Missouri House of Representatives  
Capitol Building, Room 233A  
Jefferson City, MO 65101

Dear Mr. Speaker:

I respectfully request the withdrawal of **House Bill 613**.

Thank you for your consideration of this matter.

Sincerely,

/s/ State Representative Bill Luetkenhaus  
District 12

The following members' presence was noted: Gratz, Gambaro, Reynolds and Robirds.

### **ADJOURNMENT**

On motion of Representative Crump, the House adjourned until 10:00 a.m., Thursday, February 8, 2001.

### **COMMITTEE MEETINGS**

#### **APPROPRIATIONS - EDUCATION**

Thursday, February 8, 2001. Hearing Room 1 upon adjournment.  
House Bills 2 and 3. Possible mark-up. AMENDED NOTICE.

#### **APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES**

Thursday, February 8, 2001. Hearing Room 5 upon morning adjournment.  
Department of Insurance, Department of Labor and Industrial Relations.

#### **APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES**

Monday, February 12, 2001, 12:00 pm. Hearing Room 5.  
Mark-up Departments of Agriculture, Conservation, Insurance and Labor & Industrial Relations.

#### **APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES**

Tuesday, February 13, 2001. Hearing Room 5 upon adjournment.  
Mark up Department of Economic Development.

#### **APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES**

Wednesday, February 14, 2001. Hearing Room 5 upon adjournment.  
Mark-up Department of Natural Resources.



APPROPRIATIONS - SOCIAL SERVICES

Thursday, February 8, 2001, 8:00 am. Hearing Room 3.

Department of Social Services. Hearing will continue upon adjournment. CANCELLED.

APPROPRIATIONS - TRANSPORTATION

Thursday, February 8, 2001, 8:00 am. Hearing Room 7.

If needed Department of Transportation presentation on budget.

CHILDREN, FAMILIES, AND HEALTH

Thursday, February 8, 2001. North side gallery upon adjournment.

To be considered - Executive Session - HB 73, Executive Session - HB 87,

Executive Session - HB 111, Executive Session - HB 157, Executive Session - HB 279

CONSERVATION, STATE PARKS AND MINING

Thursday, February 8, 2001. Hearing Room 6 upon adjournment.

To be considered - Executive Session - HB 184, Executive Session - HB 205,

Executive Session - HB 259, Executive Session - HB 323, Executive Session - HB 549

CRIMINAL LAW

Thursday, February 8, 2001. House Chamber upon adjournment.

Executive Session.

EDUCATION - ELEMENTARY AND SECONDARY

Tuesday, February 13, 2001, 7:00 pm. Hearing Room 3.

To be considered - HB 322

JUDICIARY

Tuesday, February 13, 2001, 3:00 pm. Hearing Room 5.

To be considered - HB 107, HB 331

PUBLIC SAFETY, LAW ENFORCEMENT AND VETERAN AFFAIRS

Tuesday, February 13, 2001, 8:00 am. Hearing Room 6.

Executive Session may follow.

To be considered - HB 49, HB 320, HB 368

TOURISM, RECREATION AND CULTURAL AFFAIRS

Monday, February 12, 2001, 8:00 pm. Hearing Room 7.

Executive Session may follow.

To be considered - HB 242, HB 463, HB 488

UTILITIES REGULATION

Thursday, February 8, 2001, 8:30 am. Hearing Room 6.

To be considered - HB 289, HB 576, HCR 5

**HOUSE CALENDAR**

TWENTY-THIRD DAY, THURSDAY, FEBRUARY 8, 2001

**HOUSE CONCURRENT RESOLUTION FOR SECOND READING**  
HCR 17

**HOUSE BILLS FOR SECOND READING**  
HB 670 through HB 697

**HOUSE BILL FOR SECOND READING - APPROPRIATIONS**  
HB 1