

JOURNAL OF THE HOUSE

First Regular Session, 91st GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, MONDAY, FEBRUARY 19, 2001

Speaker Kreider in the Chair.

Prayer by Father David Buescher.

All the heavens declare Your glory, and all the earth Your handiwork, Creator of the universe. The heavens we leave to You, God. We solicit support and grace, however, to try to continue to improve the lot of our earthly society within our state of Missouri.

As we begin this legislative week, we pray for our citizens. We count on Your succor in building up those laws and statutes which might bring our culture closer to Your heavenly commonwealth. Guide and direct these legislators this week and all this session, and protect their families back home. 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: Kayleigh Harris, Caleb Harris, Joshua Harris and Kate Harris.

The Journal of the twenty-seventh day was approved as corrected 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	Dolan	Enz
Fares	Farnen	Foley	Ford	Franklin
Fraser	Froelker	Gambaro	George	Graham
Gratz	Green 15	Green 73	Griesheimer	Hagan-Harrell
Hampton	Hanaway	Harding	Harlan	Hartzler
Haywood	Hegeman	Henderson	Hendrickson	Hickey
Hilgemann	Hohulin	Holand	Hollingsworth	Holt
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
Moore	Murphy	Myers	Naeger	Nordwald
O'Connor	O'Toole	Ostmann	Overschmidt	Phillips
Portwood	Purgason	Ransdall	Rector	Reid

Reinhart	Relford	Reynolds	Richardson	Ridgeway
Rizzo	Roark	Robirds	Ross	Scheve
Schwab	Scott	Secrest	Seigfreid	Selby
Shelton	Shields	Shoemyer	Skaggs	Smith
St. Onge	Thompson	Townley	Treadway	Troupe
Van Zandt	Villa	Vogel	Wagner	Walton
Ward	Williams	Willoughby	Wilson 25	Wilson 42
Wright	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Dempsey	Gaskill	Hoppe	Miller	Monaco
Surface	Wiggins			

VACANCIES: 004

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 421 - Representative Naeger
House Resolution No. 422
and
House Resolution No. 423 - Representative Bowman
House Resolution No. 424
through
House Resolution No. 497 - Representative Naeger
House Resolution No. 498
through
House Resolution No. 511 - Representatives Murphy, Enz and Hendrickson
House Resolution No. 512
through
House Resolution No. 514 - Representative Selby
House Resolution No. 515 - Representative Jetton
House Resolution No. 516
and
House Resolution No. 517 - Representative Shields
House Resolution No. 518 - Representative Scheve
House Resolution No. 519 - Representative Hosmer
House Resolution No. 520 - Representative Mayer
House Resolution No. 521 - Representatives Lograsso and Ross
House Resolution No. 522 - Representatives Hollingsworth and McKenna

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 22 was read the second time.

SECOND READING OF HOUSE BILLS

HB 797 through **HB 819** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

SCR 3 and **SS SCS SCR 5** were read the second time.

SECOND READING OF SENATE BILLS

SB 7, **SB 58** and **SB 207** were read the second time.

COMMITTEE REPORT

Committee on Rules, Joint Rules and Bills Perfected and Printed, Chairman Crump reporting:

Mr. Speaker: Your Committee on Rules, Joint Rules and Bills Perfected and Printed, to which was referred **HCS HBs 205, 323 & 549**, begs leave to report it has examined the same and finds it to be truly perfected and that the printed copies thereof furnished the members are correct.

PERFECTION OF HOUSE BILLS

HB 219, with **House Committee Amendment No. 1**, relating to fence law, was taken up by Representative Townley.

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

On motion of Representative Townley, **HB 219, as amended**, was ordered perfected and printed.

HCS HBs 441, 94 & 244, relating to veterans' recognition, was taken up by Representative Holt.

On motion of Representative Holt, **HCS HBs 441, 94 & 244** was adopted.

On motion of Representative Holt, **HCS HBs 441, 94 & 244** was ordered perfected and printed.

HCS HB 207, relating to veterans' programs, was taken up by Representative Ross.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 207, Page 1, In the Title, Lines 2 to 4, by deleting all of said lines and inserting in lieu thereof the following:

"To repeal sections 34.115 and 313.835, and to enact in lieu thereof two new sections relating to the veterans' commission capital improvement trust fund, with an emergency clause."; and

Further amend said bill, Page 1, Section A, Line 2, by inserting after all of said line the following:

"34.115. 1. The commissioner of administration, without charge therefor and without proceeding in the manner required for the disposal of surplus property, may return title to personal property to the person who, or entity which, donated the personal property to the state if the person who, or entity which, donated the personal property intends to donate to the state newer or superior personal property of the same type and intends to replace the function of the old personal property.

2. For a donation of a motor vehicle to assist military veterans made by a nonprofit organization to the state, the commissioner of administration, without charge therefor and without proceeding in the manner required for the disposal of surplus property, shall, upon request, return title to such motor vehicle to the donor of the motor vehicle to the state if the donor intends to donate to the state a newer or superior motor vehicle of the same type to replace the function of the old motor vehicle."; and

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

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

On motion of Representative Ross, **HCS HB 207, as amended**, was adopted.

On motion of Representative Ross, **HCS HB 207, as amended**, was ordered perfected and printed.

HB 163, relating to highway patrol revolving fund, was taken up by Representative Berkowitz.

On motion of Representative Berkowitz, **HB 163** was ordered perfected and printed.

HOUSE RESOLUTIONS

HR 200, relating to use of chamber, was taken up by Representative Murphy.

On motion of Representative Murphy, **HR 200** was adopted.

HR 102, relating to use of chamber, was taken up by Representative Vogel.

On motion of Representative Vogel, **HR 102** was adopted.

HR 186, relating to use of chamber, was taken up by Representative Foley.

On motion of Representative Foley, **HR 186** was adopted.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 223 - Miscellaneous Bills & Resolutions

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 744 - Professional Registration and Licensing

HB 798 - Insurance

HB 801 - Banks and Financial Institutions

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

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

HCR 23, introduced by Representatives Holand and Davis, relating to the Windfall Elimination Provision.

INTRODUCTION OF HOUSE BILLS

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

HB 820, introduced by Representatives Byrd and Portwood, et al, relating to the acquisition of public utilities.

HB 821, introduced by Representative Hosmer, relating to a University of Missouri program to assist organ transplant patients.

HB 822, introduced by Representative Troupe, relating to motor vehicle registration tabs.

HB 823, introduced by Representative Hegeman, relating to water purchases and sales involving rural water supply districts.

HB 824, introduced by Representatives Abel, Barry, Kreider, Sanders Brooks, Kelly (27), Scheve, Reid, Hosmer, O'Toole, Foley, Ward, Smith and Curls, et al, relating to a pharmaceutical insurance program for seniors.

HB 825, introduced by Representative Kennedy, relating to the exemption from taxation of bullion and investment coins.

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 SBs 26 & 126**, entitled:

An act to amend chapter 160, RSMo, by adding thereto one new section relating to high school diplomas for World War I and World War II veterans.

In which the concurrence of the House is respectfully requested.

COMMITTEE ASSIGNMENT

PUBLIC-PRIVATE PARTNERSHIPS

Farnen, Ted - Chair

Bowman, John - Vice-chair

Riback Wilson, Vicky

Hosmer, Craig

Ross, Carson

Legan, Ken

Marsh, B. J.

The following members' presence was noted: Gaskill and Miller.

ADJOURNMENT

On motion of Representative Crump, the House adjourned until 10:00 a.m., Tuesday, February 20, 2001.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Twenty-seventh Day, Thursday, February 15, 2001, page 391, line 28, by deleting the word "responsible" and inserting in lieu thereof the word "responsibility".

Page 395, by inserting immediately after line 24 the following:

Committee on Budget, Chairman Green (73) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 15**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Pages 387 and 388, roll call, by showing Representative Dolan voting "aye" rather than "absent with leave".

Pages 391 and 392, roll call, by showing Representatives Moore and Myers voting "aye" rather than "no".

COMMITTEE MEETINGS

AGRICULTURE

Wednesday, February 21, 2001, 3:00 pm. Hearing Room 7.

To be considered - HB 308, HB 411, HB 581, Executive Session - HB 473

APPROPRIATIONS - CORRECTIONS AND PUBLIC SAFETY

Tuesday, February 20, 2001, 8:00 am. Hearing Room 1.

Mark-up House Bill 8 and House Bill 9.

Hearing will possibly continue upon adjournment. AMENDED.

APPROPRIATIONS - CORRECTIONS AND PUBLIC SAFETY

Wednesday, February 21, 2001, 8:00 am. Hearing Room 1.

Mark-up HB 8 and HB 9. Possible Executive Session.

Hearing may continue upon adjournment. AMENDED.

APPROPRIATIONS - CORRECTIONS AND PUBLIC SAFETY

Thursday, February 22, 2001, 8:00 am. Hearing Room 1.

Executive Session.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 20, 2001, 1:00 pm. Hearing Room 7.

Continue mark-up.

APPROPRIATIONS - SOCIAL SERVICES

Tuesday, February 20, 2001, 8:00 am. Hearing Room 3.

Hearing will continue upon adjournment. HB 11.

Mark-up and possible Executive Session.

APPROPRIATIONS - SOCIAL SERVICES

Wednesday, February 21, 2001, 8:00 am. Hearing Room 3.

Hearing will continue upon adjournment. HB 11.

Mark-up and possible Executive Session.

APPROPRIATIONS - TRANSPORTATION

Wednesday, February 21, 2001, 8:00 am. Hearing Room 7.

Mark-up.

APPROPRIATIONS - TRANSPORTATION

Thursday, February 22, 2001, 8:00 am. Hearing Room 7.

Mark-up if needed.

BANKS AND FINANCIAL INSTITUTIONS

Wednesday, February 21, 2001, 3:00 pm. Hearing Room 6.

Executive Session may follow.

To be considered - HB 96, HB 348, HB 360, HB 432, HB 736, HB 738, HB 801

BUDGET

Tuesday, February 20, 2001, 3:00 pm. Hearing Room 3.

To be considered - HB 1, HB 2, HB 3

BUDGET

Wednesday, February 21, 2001, 3:00 pm. Hearing Room 3.

To be considered - HB 2, HB 3, HB 4

CHILDREN, FAMILIES, AND HEALTH

Tuesday, February 20, 2001, 3:00 pm. Hearing Room 4. AMENDED NOTICE.

To be considered - HB 291, HB 317, HB 422, HB 762

CIVIL AND ADMINISTRATIVE LAW

Wednesday, February 21, 2001, 3:00 pm. Hearing Room 1.

To be considered - HB 403, HB 442, HB 464, HB 467, Executive Session - HB 237,
Executive Session - HB 399, Executive Session - HB 403, Executive Session - HB 442

COMMERCE AND ECONOMIC DEVELOPMENT

Tuesday, February 20, 2001, 2:00 pm. Side gallery.

To be considered - Executive Session - HB 189, Executive Session - HB 215,
Executive Session - HB 327, Executive Session - HB 332, Executive Session - HB 397

CONSERVATION, STATE PARKS AND MINING

Wednesday, February 21, 2001, 3:00 pm. Hearing Room 2.

To be considered - HB 616, Executive Session - HB 239, Executive Session - HCR 6

CORRECTIONAL & STATE INSTITUTIONS

Tuesday, February 20, 2001, 8:00 pm. Hearing Room 7.

Executive Session may follow.

To be considered - HB 402, HB 409, HB 452, HB 502

CRIMINAL LAW

Tuesday, February 20, 2001. Side gallery upon adjournment.

Executive Session.

EDUCATION - ELEMENTARY AND SECONDARY

Tuesday, February 20, 2001, 3:00 pm. Hearing Room 6. CORRECTED/AMENDED.

To be considered - HB 29, HB 300, HB 505, HB 754, HCR 10

EDUCATION - HIGHER

Wednesday, February 21, 2001, 3:00 pm. Hearing Room 5.

Possible Executive Session.

To be considered - HB 424, HB 435, HB 489

ELECTIONS

Tuesday, February 20, 2001, 7:30 pm. Hearing Room 5.

Executive Session to follow. AMENDED NOTICE.

To be considered - HB 538, HB 541, HB 638

FISCAL REVIEW AND GOVERNMENT REFORM

Tuesday, February 20, 2001, 8:30 am. Hearing Room 7.

HCS HB 144 & 46 (Fiscal)

To be considered - HB 554, HB 592, Executive Session - HB 309, Executive Session - HB 315, Executive Session - HB 363, Executive Session - HJR 3, Executive Session - HJR 4, Executive Session - HJR 10

INSURANCE

Tuesday, February 20, 2001, 1:00 pm. Hearing Room 5.

To be considered - HB 341, HB 459, HB 542, HB 646

JUDICIARY

Tuesday, February 20, 2001, 3:00 pm. Hearing Room 5.

Executive Session may follow.

To be considered - HB 229, HB 230, HB 342, HB 383, HB 454

LABOR

Tuesday, February 20, 2001, 5:00 pm. Hearing Room 3. AMENDED NOTICE.

To be considered - HB 63, HB 64, HB 527, HB 662

LOCAL GOVERNMENT AND RELATED MATTERS

Tuesday, February 20, 2001, 3:00 pm. Hearing Room 7.

Executive Session may follow.

To be considered - HB 227, HB 295, HB 376, HB 398, HB 408, HB 410, HB 419, HB 436, HB 497, HB 498, HB 503, HB 689

MISCELLANEOUS BILLS AND RESOLUTIONS

Wednesday, February 21, 2001, 8:00 am. Hearing Room 6.

Executive Session may follow.

To be considered - HB 313, HB 501, HB 555

MOTOR VEHICLE AND TRAFFIC REGULATIONS

Tuesday, February 20, 2001, 3:00 pm. Hearing Room 1.

To be considered - HB 182, HB 477, Executive Session - HB 126, Executive Session - HB 158

MUNICIPAL CORPORATIONS

Wednesday, February 21, 2001, 3:00 pm. Hearing Room 4.

Executive Session may follow.

To be considered - HB 293, HB 557, HB 596

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 21, 2001, 5:00 pm. Hearing Room 5.

Executive Session will be held first. AMENDED NOTICE.

To be considered - HB 416, HB 465, HB 544, HB 588, HB 607, HB 631, HB 695

PUBLIC SAFETY, LAW ENFORCEMENT AND VETERAN AFFAIRS

Tuesday, February 20, 2001, 8:00 am. Hearing Room 6.

Executive Session may follow.

To be considered - HB 420, HB 428, HB 479, HB 524

SOCIAL SERVICES, MEDICAID AND THE ELDERLY

Tuesday, February 20, 2001, 7:00 pm. Hearing Room 6.

Executive Session may follow.

To be considered - HB 392, HB 546, HB 591, HB 603, HB 612, HB 746

SOCIAL SERVICES, MEDICAID AND THE ELDERLY

Wednesday, February 21, 2001, 9:30 am. Side gallery.

Executive Session.

WAYS AND MEANS

Tuesday, February 20, 2001, 3:00 pm. Hearing Room 2.

To be considered - HB 226, HB 240, HB 286, HB 364, HB 405, HB 507, HB 508, HB 509, HB 751

HOUSE CALENDAR

TWENTY-NINTH DAY, TUESDAY, FEBRUARY 20, 2001

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 23

HOUSE BILLS FOR SECOND READING

HB 820 through HB 825

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 5 - Barry

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 15 - Green (73)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 113 - Hickey
- 2 HB 381 - Hoppe
- 3 HB 621, HCA 1 - Gratz
- 4 HB 287 - Williams
- 5 HB 575, HCA 1 - O'Connor
- 6 HCS HB 567 - Treadway
- 7 HCS HB 241 - Smith
- 8 HB 80 - Ross
- 9 HCS HB 50 - Relford

HOUSE BILLS FOR PERFECTION - CONSENT

(February 19, 2001)

- 1 HB 133 - Gambaro
- 2 HB 288 - Campbell
- 3 HB 266 - Treadway
- 4 HB 236 - Smith
- 5 HB 48 - Relford
- 6 HB 180 - Thompson
- 7 HB 78 - Kennedy
- 8 HB 262 - Linton

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 144 & 46, (Fiscal Review 2-14-01) - Bonner
- 2 HS HCS HB 328 & 88, (Fiscal Review 2-15-01) - Harlan
- 3 HCS HB 205, 323 & 549 - Relford

SENATE BILL FOR SECOND READING

SCS SB 26 & 126