

# JOURNAL OF THE HOUSE

Second Regular Session, 92nd GENERAL ASSEMBLY

---

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 18, 2004

The House met pursuant to adjournment.

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we yield to Your Word, which declares, "Commit your work to the Lord, and then your plans will succeed." So we roll our work upon You assuring success in all we do.

Heavenly Father, we are overwhelmed by the abundance of mercy and grace which You have so generously lavished upon us and all that concerns us. So we continue in Your mercy and grace as we seek resolution to the issues that separate us.

Give us insight beyond our years, understanding beyond our intellect and skill beyond our natural ability.

Now may Your grace rest and abide with us all.

In the name of Your Son we pray. 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: Andrew Davis, Katy Wilkerson, Brady Higgins, Paige Moore, Jessica Jones, Kristen Wikel, Jason Meredith, Tiara Brown, Jenny Belline, Samuel Miller, Joshua Miller, Jordan Winfrey, Rose Graham, Billie Hicks, Nick Dyl, Chelsea Pugh, Matt Deisher, Roy Leighton, Caleb Lewis, Delaney Mattox, Blake Mitchell, Kaitlyn Skaggs, Joshua Greaser, Brook Strop, Jimmy Walker, Macenzie Schoenfelt, Tim Jordan, Bryan Oldham, Brenda Neil, Patti Fagan, Kallie Hilsabeck, Catie Holden, Emma Claybrook, Michael Swanson, Samantha Stout, K.D. Burkhart, Lauren Bell, Christian McCluskey and Katie Vestal.

Representative Ervin assumed the Chair.

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

AYES: 152

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Black	Bland
Bough	Boykins	Bringer	Brooks	Brown
Burnett	Byrd	Campbell	Carnahan	Cooper 120

Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meadows	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Swinger
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Zweifel	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Avery	Bivins	Bruns	Cooper 155	Lawson
McKenna	Parker	Rector	Reinhart	Wilson 25
Young				

## HOUSE RESOLUTION

Representatives Bringer and Goodman offered House Resolution No. 650.

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 636 - Representative Dethrow  
House Resolution No. 637 - Representative Ransdall  
House Resolution No. 638 - Representative Emery  
House Resolution No. 639 - Representative Henke  
House Resolution No. 640 - Representative Hanaway  
House Resolution No. 641  
and  
House Resolution No. 642 - Representative Muckler  
House Resolution No. 643  
through

House Resolution No. 649 - Representative Crowell  
House Resolution No. 651 - Representative Willoughby  
House Resolution No. 652 - Representative Bean

### INTRODUCTION OF HOUSE BILLS

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

**HB 1506**, introduced by Representative Reinhart, relating to eligibility for in-state tuition at Missouri institutions of higher education.

**HB 1507**, introduced by Representatives Myers, Moore, Bean, Quinn, Schneider and Hobbs, relating to certain records and documents submitted to the department of agriculture.

**HB 1508**, introduced by Representative Baker, relating to Kansas City Chiefs' license plates.

**HB 1509**, introduced by Representative Portwood, relating to health benefits for chiropractic care.

**HB 1510**, introduced by Representatives Meadows, Carnahan, Zweifel, Selby, Harris (110), Darrough and Sager, relating to property insurance.

**HB 1511**, introduced by Representative Byrd, relating to trust and estate administration.

### SECOND READING OF HOUSE BILLS

**HB 1494** through **HB 1505** were read the second time.

### SECOND READING OF SENATE BILLS

**SS SB 732**, **SS SB 1000** and **SCS SBs 1144, 919 & 874** were read the second time.

### PERFECTION OF HOUSE BILL

**HCS HBs 1268 & 1211, with HS, as amended, pending**, relating to employees, was taken up by Representative Smith (118).

Representative Darrough offered **House Amendment No. 8**.

#### *House Amendment No. 8*

AMEND House Substitute for House Committee Substitute for House Bill Nos. 1268 & 1211, Page 15, Section 238.038, Line 20, by deleting the word “fifty” and inserting in lieu thereof the words “**seventy-five**”; and

Further amend said section, Lines 21 and 22, by deleting the words “two hundred fifty-five” and inserting in lieu thereof the words “**three hundred five**”; and

Further amend said section, Lines 22 and 23, by deleting the words “two hundred sixty” and inserting in lieu thereof the words “**three hundred forty**”.

Representative Lipke offered **House Substitute Amendment No. 1 for House Amendment No. 8**.

*House Substitute Amendment No. 1  
for  
House Amendment No. 8*

AMEND House Substitute for House Committee Substitute for House Bill Nos. 1268 & 1211, Section 288.038, Page 15, Lines 21 through 22, by deleting the words “two hundred fifty-five dollars” and inserting in lieu thereof the words “**two hundred fifty-seven dollars**”; and

Further amend said page, Lines 22 through 23, by deleting the words “two hundred sixty dollars” and inserting in lieu thereof the words “**two hundred sixty-five dollars**”.

Representative Hobbs offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 8**.

*House Amendment No. 1  
to  
House Substitute Amendment No. 1  
for  
House Amendment No. 8*

AMEND House Substitute Amendment No. 1 for House Amendment No. 8 to House Committee Substitute for House Bill Nos. 1268 & 1211, Page 1, Line 3, by deleting the words “two hundred fifty-seven dollars” and inserting in lieu thereof the words “**two hundred sixty dollars**”; and

Further amend said page, Line 5, by deleting the words “two hundred sixty-five dollars” and inserting in lieu thereof the words “**two hundred seventy dollars**”.

Representative Henke raised a point of order that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 8** is not properly drafted.

Representative Ervin requested a parliamentary ruling.

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

**HCS HBs 1268 & 1211, with House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 8, House Substitute Amendment No. 1 for House Amendment No. 8, House Amendment No. 8 and HS, as amended, pending, was laid over.**

**REFERRAL OF HOUSE CONCURRENT RESOLUTION**

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

**HCR 10 - Agriculture**

## **REFERRAL OF HOUSE BILL**

The following House Bill was referred to the Committee indicated:

**HB 1487** - Crime Prevention and Public Safety

## **COMMITTEE REPORT**

**Committee on Budget**, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 1040** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

The following members' presence was noted: Bruns, Cooper (155), Lawson and Reinhart.

## **ADJOURNMENT**

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Thursday, February 19, 2004.

## **COMMITTEE MEETINGS**

### **AGRICULTURE**

Tuesday, February 24, 2004, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1192, SB 739

### **APPROPRIATIONS - GENERAL ADMINISTRATION**

Thursday, February 19, 2004, 8:00 a.m. Hearing Room 7.

Mark up will be held on: HB 1012, HB 1001

### **APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES**

Thursday, February 19, 2004, 8:00 a.m. Hearing Room 3.

Departments of Health, Mental Health, and Social Services. Public testimony. AMENDED

### **APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Monday, February 23, 2004, 2:00 p.m. Hearing Room 6.

Mark up Department of Public Safety and the Department of Corrections.

### **APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Tuesday, February 24, 2004, 8:00 a.m. Hearing Room 6.

Mark up Department of Public Safety and the Department of Corrections.

**APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Wednesday, February 25, 2004, 8:00 a.m. Hearing Room 6.

Mark up Department of Public Safety and the Department of Corrections.

**APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Thursday, February 26, 2004, Hearing Room 6 upon morning adjournment.

Mark up Department of Public Safety and the Department of Corrections.

**JOINT COMMITTEE ON CORRECTIONS**

Thursday, February 19, 2004, 8:30 a.m. Hearing Room 5.

Regular business meeting.

**JOINT COMMITTEE ON LEGISLATIVE RESEARCH**

Thursday, February 26, 2004, Hearing Room 5 upon morning adjournment of both Chambers.

Report from the Revision Subcommittee.

Oversight program evaluation on the Office of Administration,

Division of Facilities Management, State leasing practices. Any other business.

**LOCAL GOVERNMENT**

Thursday, February 19, 2004, 8:15 a.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearings to be held on: HB 975, HB 880, HB 843, HB 1042, HB 947, HB 1047, HB 1275

**SPECIAL COMMITTEE ON GENERAL LAWS**

Thursday, February 19, 2004, 8:00 a.m. Hearing Room 4.

Executive session possible. AMENDED

Public hearings to be held on: HB 1363, HB 1193, HB 1072

**TOURISM AND CULTURAL AFFAIRS**

Thursday, February 19, 2004, 9:00 a.m. House Lounge.

Joint committee meeting with the Senate Economic Development,

Tourism and Local Government Committee.

**HOUSE CALENDAR**

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 19, 2004

**HOUSE BILLS FOR SECOND READING**

HB 1506 through HB 1511

**HOUSE JOINT RESOLUTION FOR PERFECTION**

HCS HJR 28 - Roark (139)

**HOUSE BILLS FOR PERFECTION**

- 1 HCS HB 946, 1106 & 952 - Crawford (117)
- 2 HCS HB 1105, 1062, 1111, 1113 & 1119 - Crawford (117)
- 3 HCS HB 1041, as amended - Cunningham (86)
- 4 HCS HB 1268 & 1211, HA 1 to HSA 1 for HA 8, HSA 1 for HA 8, HA 8 and HS,  
as amended, pending - Smith (118)
- 5 HCS HB 978 - Baker (123)
- 6 HCS HB 1380 - Lager (4)

**HOUSE BILLS FOR THIRD READING**

- 1 HCS HB 980, (Budget 2-04-04) - Myers (160)
- 2 HCS HB 1040, E.C. - Cunningham (86)

**HOUSE BILL FOR THIRD READING - CONSENT**

HB 994 - Cunningham (145)