

# JOURNAL OF THE HOUSE

Second Regular Session, 92nd GENERAL ASSEMBLY

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TWENTY-NINTH DAY, THURSDAY, FEBRUARY 26, 2004

The House met pursuant to adjournment.

Speaker Hanaway in the Chair.

Prayer by Reverend Gary Shaw, Joplin, Missouri.

Father God, it is always a privileged pleasure to come into Your presence.

I thank You today for this beautiful building that stands as a testimony of freedom to the people of Missouri.

I thank You for these men and women who have designated a portion of their lives to serve this great state of ours. Please bless them with wisdom today, as they conduct the business of our state.

I thank You for them and their willingness to serve.

In Christ's name. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-eighth day was approved as corrected by the following vote:

AYES: 150

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Black	Bland
Bough	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	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
Icet	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
May	Mayer	McKenna	Meadows	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Richard	Roark	Ruestman

Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Swinger
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Walker	Wallace	Walsh	Walton
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 002

Sager Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 011

Avery	Bivins	Boykins	Jackson	King
Marsh	Reinhart	Rupp	Taylor	Wagner
Ward				

## HOUSE RESOLUTION

Representative Deeken offered House Resolution No. 796.

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 760

and

House Resolution No. 761 - Representative Goodman

House Resolution No. 762 - Representative Bland

House Resolution No. 763

and

House Resolution No. 764 - Representative Sager

House Resolution No. 765

and

House Resolution No. 766 - Representative Lager

House Resolution No. 767 - Representative Carnahan

House Resolution No. 768 - Representative Dethrow

House Resolution No. 769

through

House Resolution No. 782 - Representatives Lembke and Bivins

House Resolution No. 783

through

House Resolution No. 788 - Representative Lembke

House Resolution No. 789 - Representative Dixon

House Resolution No. 790 - Representative Pratt

House Resolution No. 791 - Representatives Pratt and Davis (122)

House Resolution No. 792 - Representative Lager

House Resolution No. 793  
and  
House Resolution No. 794 - Representative Crowell  
House Resolution No. 795 - Representative Johnson (61)  
House Resolution No. 797 - Representative Deeken  
House Resolution No. 798 - Representative Smith (118)  
House Resolution No. 799 - Representative Kelly (36)  
House Resolution No. 800  
through  
House Resolution No. 803 - Representative Goodman  
House Resolution No. 804 - Representative Campbell  
House Resolution No. 805 - Representative Yaeger  
House Resolution No. 806 - Representative Threlkeld  
House Resolution No. 807  
and  
House Resolution No. 808 - Representative Phillips  
House Resolution No. 809 - Representative Dixon  
House Resolution No. 810 - Representative Pratt  
House Resolution No. 811 - Representative Black  
House Resolution No. 812 - Representative Brown

### **INTRODUCTION OF HOUSE BILLS**

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

**HB 1573**, introduced by Representative Morris, relating to licensing.

**HB 1574**, introduced by Representatives Viebrock, Reinhart, Baker, Wilson (119), Deeken and Hanaway, relating to election offenses of the third and fourth classes.

**HB 1575**, introduced by Representative Mayer, for the sole purpose of the republication of sections 416.615 and 416.640.

**HB 1576**, introduced by Representative Mayer, relating to a petition for change of name.

**HB 1577**, introduced by Representative Mayer, relating to administrative segregation of offenders.

**HB 1578**, introduced by Representative Deeken, relating to certain powers of the Missouri commission on human rights.

**HB 1579**, introduced by Representatives Holand and Davis (122), relating to child support.

**HB 1580**, introduced by Representatives George, Johnson (90), McKenna, Spreng, Walsh, Lowe, Burnett, Dougherty, Schoemehl, Harris (23), Liese, Meiners, Zweifel, Abel, Meadows, Corcoran,

Wildberger, Daus, Wagner, Hubbard, Muckler, Vogt and Green, relating to prevailing wages on public works.

**HB 1581**, introduced by Representatives Zweifel, Donnelly, Swinger and Bishop, relating to any willing providers for health insurance.

**HB 1582**, introduced by Representatives Schlottach, Crawford, Threlkeld, Viebrock, Morris, Kelly (144), Deeken, Schneider, Richard, Dethrow, Jones, Kuessner, Green and Wilson (130), relating to motor vehicles.

**HB 1583**, introduced by Representatives Schlottach, Viebrock, Threlkeld, Morris, Deeken, Schneider, Richard, Dethrow, Jones, Kuessner, Green, Wilson (130) and Crawford, relating to motor vehicles.

**HB 1584**, introduced by Representatives Phillips, Brown, Skaggs, Dempsey and Roark, relating to unlawful use of weapons.

**HB 1585**, introduced by Representatives Brown, Phillips, Jolly, Nieves, Pearce, Quinn, Witte, Ervin, Lipke, Dougherty, Dusenberger, Pratt, Roark, Meiners and Wilson (119), relating to assault of a law enforcement officer or emergency personnel.

**HB 1586**, introduced by Representative Cooper (120), relating to sewerage systems.

**HB 1587**, introduced by Representatives Johnson (90), Zweifel, Bishop, Whorton, Sager, Darrough, Walker, Burnett, Harris (23), Harris (110), Carnahan, Donnelly, Willoughby, Shoemyer, Selby, Hampton, Corcoran, Haywood, Sanders Brooks, Jones, Swinger and Meadows, relating to the amendment of definitions regarding the telemarketing no-call list to further protect consumers.

**HB 1588**, introduced by Representative Byrd, relating to real estate licensees.

**HB 1589**, introduced by Representatives Hanaway, Graham, Byrd, St. Onge, Munzlinger, Campbell, Threlkeld, Dempsey, Parker, Shoemyer, Hobbs, Portwood, Deeken, Cooper (155), Walker, Harris (23) and Schaaf, relating to the University of Missouri system.

## **SECOND READING OF HOUSE BILLS**

**HB 1565** through **HB 1572** were read the second time.

## **SIGNING OF SENATE BILL**

All other business of the House was suspended while **SCS SB 1003** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

### THIRD READING OF HOUSE BILLS

**HCS HBs 946, 1106 & 952**, relating to transportation, was taken up by Representative Crawford.

On motion of Representative Crawford, **HCS HBs 946, 1106 & 952** was read the third time and passed by the following vote:

AYES: 143

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Black	Bland
Bough	Bringer	Brooks	Brown	Bruns
Byrd	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jetton	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	May	Mayer
McKenna	Meadows	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Swinger
Thompson	Threlkeld	Townley	Viebrock	Walker
Wallace	Walsh	Walton	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 008

Burnett	Campbell	Daus	Johnson 47	Lowe
Villa	Vogt	Wilson 25		

PRESENT: 001

Johnson 61

ABSENT WITH LEAVE: 011

Avery	Bivins	Boykins	Hampton	Jackson
King	Marsh	Rupp	Taylor	Wagner
Ward				

Speaker Hanaway declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 095

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Engler	Ervin	Fares	Goodman
Guest	Hampton	Hilgemann	Hobbs	Holand
Hunter	Iceet	Jetton	Johnson 47	Jolly
Kelly 144	Kelly 36	Kingery	Lager	Lembke
Lipke	Lowe	Luetkemeyer	May	Mayer
Meiners	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Swinger	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

NOES: 052

Bishop	Bland	Bringer	Brooks	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Green	Harris 110	Harris 23	Haywood
Henke	Hoskins	Hubbard	Johnson 61	Johnson 90
Jones	Kuessner	LeVota	Liese	McKenna
Meadows	Muckler	Salva	Schoemehl	Selby
Shoemyer	Skaggs	Spreng	Thompson	Villa
Vogt	Walker	Walsh	Walton	Whorton
Wildberger	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 002

Kratky	Willoughby
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ABSENT WITH LEAVE: 014

Avery	Bivins	Boykins	Graham	Jackson
King	Lawson	Marsh	Ransdall	Rupp
Sager	Taylor	Wagner	Ward	

Representative Crowell requested a verification of the roll call on the motion to adopt the emergency clause.

Speaker Pro Tem Jetton assumed the Chair.

Speaker Hanaway resumed the Chair.

**HCS HB 980**, relating to environmental rules, was taken up by Representative Myers.

On motion of Representative Myers, **HCS HB 980** was read the third time and passed by the following vote:

AYES: 105

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Black	Bough	Bringer
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hobbs	Holand
Hunter	Icey	Jetton	Johnson 47	Kelly 144
Kelly 36	Kingery	Kuessner	Lager	Lembke
Liese	Lipke	Luetkemeyer	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Salva
Sander	Schaaf	Schlottach	Schneider	Seigfreid
Self	Shoemaker	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Swinger	Threlkeld
Townley	Viebrock	Wallace	Walton	Wasson
Wildberger	Willoughby	Wilson 119	Wilson 130	Witte
Wood	Wright	Yates	Young	Madam Speaker

NOES: 045

Bishop	Bland	Brooks	Burnett	Campbell
Carnahan	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Fraser	George	Graham
Green	Hilgemann	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kratky	LeVota	Lowe
McKenna	Meadows	Meiners	Muckler	Sager
Schoemehl	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Whorton	Wilson 25	Wilson 42	Yaeger	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 013

Avery	Bivins	Boykins	Jackson	Johnson 61
King	Lawson	Marsh	Portwood	Rupp
Taylor	Wagner	Ward		

Speaker Hanaway declared the bill passed.

Representative Myers requested a verification of the roll call on the motion to third read and pass **HCS HB 980**.

Speaker Pro Tem Jetton resumed the Chair.

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

On motion of Representative Smith (118), **HS HCS HBs 1268 & 1211** was read the third time and passed by the following vote:

AYES: 083

Angst	Baker	Bean	Bearden	Behnen
Black	Bough	Brown	Bruns	Byrd
Cooper 120	Cooper 155	Crawford	Crowell	Cunningham 145
Cunningham 86	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Goodman	Guest	Hobbs	Holand
Hunter	Icet	Jetton	Johnson 47	Kelly 144
Kingery	Lager	Lembke	Lipke	Luetkemeyer
May	Mayer	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Rector	Reinhart	Richard	Roark	Ruestman
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Threlkeld	Townley	Viebrock
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 067

Barnitz	Bishop	Bland	Bringer	Brooks
Burnett	Campbell	Carnahan	Corcoran	Curls
Darrough	Daus	Davis 122	Donnelly	Dougherty
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	Kratky	Kuessner
LeVota	Liese	Lowe	McKenna	Meadows
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Selby	Shoemyer
Skaggs	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Walton	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 013

Abel	Avery	Bivins	Boykins	Jackson
King	Lawson	Marsh	Rupp	Swinger
Taylor	Wagner	Ward		

Speaker Pro Tem Jetton declared the bill passed.

The emergency clause was defeated by the following vote:



AYES: 022

Angst	Behnen	Bough	Cooper 155	Cunningham 145
Davis 19	Guest	Hunter	Jetton	Johnson 47
Miller	Parker	Portwood	Pratt	Richard
Roark	Smith 118	St. Onge	Sutherland	Wood
Wright	Yates			

NOES: 123

Baker	Barnitz	Bean	Bearden	Bishop
Black	Bland	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Cooper 120
Corcoran	Crowell	Cunningham 86	Curls	Darrough
Daus	Davis 122	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Icet
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	May	Mayer	McKenna
Meadows	Meiners	Moore	Muckler	Munzlinger
Myers	Nieves	Page	Pearce	Phillips
Purgason	Quinn	Ransdall	Rector	Reinhart
Ruestman	Sager	Salva	Sander	Schaaf
Schneider	Schoemehl	Seigfreid	Selby	Shoemaker
Shoemyer	Skaggs	Smith 14	Spreng	Stefanick
Stevenson	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Walker	Walsh	Walton
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel	Madam Speaker		

PRESENT: 001

Wallace

ABSENT WITH LEAVE: 017

Abel	Avery	Bivins	Boykins	Carnahan
Crawford	Jackson	King	Marsh	Morris
Rupp	Schlottach	Self	Swinger	Taylor
Wagner	Ward			

## REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

**HR 95** - Rules

**HR 96** - Children and Families

**HR 263** - Rules

**HR 264** - Rules

**HR 372** - Rules

**HR 390** - Conservation and Natural Resources  
**HR 392** - Rules  
**HR 397** - Rules  
**HR 464** - Rules  
**HR 485** - Rules  
**HR 624** - Rules  
**HR 650** - Rules  
**HR 720** - Rules  
**HR 745** - Rules

### **REFERRAL OF HOUSE JOINT RESOLUTIONS**

The following House Joint Resolutions were referred to the Committee indicated:

**HJR 30** - Judiciary  
**HJR 43** - Local Government  
**HJR 46** - Elections  
**HJR 51** - Transportation and Motor Vehicles  
**HJR 52** - Judiciary  
**HJR 54** - Tax Policy

### **REFERRAL OF HOUSE BILLS**

The following House Bills were referred to the Committee indicated:

**HB 865** - Education  
**HB 944** - Judiciary  
**HB 961** - Transportation and Motor Vehicles  
**HB 991** - Crime Prevention and Public Safety  
**HB 1028** - Health Care Policy  
**HB 1030** - Crime Prevention and Public Safety  
**HB 1121** - Local Government  
**HB 1123** - Transportation and Motor Vehicles  
**HB 1127** - Financial Services  
**HB 1140** - Local Government  
**HB 1141** - Health Care Policy  
**HB 1154** - Education  
**HB 1165** - Financial Services  
**HB 1217** - Retirement  
**HB 1218** - Retirement  
**HB 1258** - Crime Prevention and Public Safety  
**HB 1265** - Elections  
**HB 1299** - Tax Policy  
**HB 1306** - Tax Policy  
**HB 1340** - Communications, Energy and Technology

**HB 1341** - Workforce Development and Workplace Safety  
**HB 1342** - Judiciary  
**HB 1345** - Crime Prevention and Public Safety  
**HB 1346** - Judiciary  
**HB 1352** - Transportation and Motor Vehicles  
**HB 1359** - Transportation and Motor Vehicles  
**HB 1361** - Communications, Energy and Technology  
**HB 1362** - Local Government  
**HB 1372** - Transportation and Motor Vehicles  
**HB 1373** - Budget  
**HB 1378** - Communications, Energy and Technology  
**HB 1379** - Crime Prevention and Public Safety  
**HB 1395** - Senior Security  
**HB 1410** - Judiciary  
**HB 1412** - Local Government  
**HB 1414** - Crime Prevention and Public Safety  
**HB 1417** - Education  
**HB 1418** - Crime Prevention and Public Safety  
**HB 1424** - Professional Registration and Licensing  
**HB 1425** - Professional Registration and Licensing  
**HB 1429** - Budget  
**HB 1432** - Agriculture  
**HB 1440** - Retirement  
**HB 1441** - Senior Security  
**HB 1443** - Workforce Development and Workplace Safety  
**HB 1445** - Local Government  
**HB 1446** - Local Government  
**HB 1455** - Conservation and Natural Resources  
**HB 1456** - Local Government  
**HB 1465** - Crime Prevention and Public Safety  
**HB 1468** - Transportation and Motor Vehicles  
**HB 1472** - Conservation and Natural Resources  
**HB 1473** - Transportation and Motor Vehicles  
**HB 1475** - Judiciary  
**HB 1481** - Children and Families  
**HB 1482** - Crime Prevention and Public Safety  
**HB 1483** - Financial Services  
**HB 1484** - Local Government  
**HB 1485** - Local Government  
**HB 1486** - Children and Families  
**HB 1488** - Budget  
**HB 1489** - Transportation and Motor Vehicles  
**HB 1490** - Crime Prevention and Public Safety  
**HB 1491** - Crime Prevention and Public Safety  
**HB 1492** - Budget

**HB 1493** - Communications, Energy and Technology  
**HB 1495** - Financial Services  
**HB 1496** - Workforce Development and Workplace Safety  
**HB 1497** - Communications, Energy and Technology  
**HB 1498** - Education  
**HB 1499** - Transportation and Motor Vehicles  
**HB 1500** - Crime Prevention and Public Safety  
**HB 1501** - Budget  
**HB 1502** - Retirement  
**HB 1503** - Job Creation and Economic Development  
**HB 1504** - Transportation and Motor Vehicles  
**HB 1505** - Crime Prevention and Public Safety  
**HB 1506** - Education  
**HB 1507** - Agriculture  
**HB 1509** - Financial Services  
**HB 1511** - Judiciary  
**HB 1512** - Homeland Security and Veterans Affairs  
**HB 1513** - Education  
**HB 1514** - Tax Policy  
**HB 1515** - Crime Prevention and Public Safety  
**HB 1516** - Local Government  
**HB 1517** - Education  
**HB 1518** - Retirement  
**HB 1520** - Small Business  
**HB 1521** - Judiciary  
**HB 1523** - Agriculture  
**HB 1524** - Local Government  
**HB 1526** - Health Care Policy  
**HB 1527** - Professional Registration and Licensing  
**HB 1528** - Financial Services  
**HB 1529** - Job Creation and Economic Development  
**HB 1530** - Crime Prevention and Public Safety  
**HB 1531** - Senior Security  
**HB 1532** - Job Creation and Economic Development  
**HB 1533** - Professional Registration and Licensing  
**HB 1534** - Senior Security  
**HB 1535** - Judiciary  
**HB 1536** - Conservation and Natural Resources  
**HB 1547** - Tourism and Cultural Affairs  
**HB 1552** - Senior Security  
**HB 1553** - Tourism and Cultural Affairs  
**HB 1554** - Senior Security  
**HB 1555** - Homeland Security and Veterans Affairs  
**HB 1556** - Tourism and Cultural Affairs  
**HB 1557** - Financial Services

**HB 1558** - Financial Services  
**HB 1559** - Transportation and Motor Vehicles  
**HB 1560** - Local Government  
**HB 1561** - Local Government

### **REFERRAL OF SENATE JOINT RESOLUTION**

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

**SCS SJR 44** - Transportation and Motor Vehicles

### **REFERRAL OF SENATE BILLS**

The following Senate Bills were referred to the Committee indicated:

**SS SCS SB 730** - Senior Security  
**SS SB 732** - Local Government  
**SB 951** - Local Government  
**SCS SB 952** - Local Government  
**SCS SB 980** - Judiciary  
**SS SB 1000** - Crime Prevention and Public Safety  
**SB 1012** - Tax Policy  
**SB 1080** - Education  
**SS SCS SB 1099** - Tax Policy

### **COMMITTEE REPORT**

**Committee on Judiciary**, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 1305**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

### **MESSAGES FROM THE SENATE**

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 916**, entitled:

An act to repeal sections 570.223 and 575.120, RSMo, and to enact in lieu thereof three new sections relating to identity theft, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 32**.

SENATE CONCURRENT RESOLUTION NO. 32

WHEREAS, the teaching of universal themes such as honesty and integrity benefit the community as a whole by accomplishing change in ways that strengthen, support, and reflect the local community's values; and

WHEREAS, having good character demonstrates understanding, caring, and acting upon core ethical values such as honesty, respect and responsibility and is an essential attribute of a successful individual; and

WHEREAS, schools that reach out to families and include them in character-building efforts greatly enhance their chances for success with students; and

WHEREAS, traits such as kindness and caring, respect and responsibility, fairness and honesty are critical to the overall health and safety of a school; and

WHEREAS, a school must be a caring community which motivates and challenges students to have good moral character and requires moral leadership from both staff and students; and

WHEREAS, polls have shown that 90% of those surveyed support the teaching of values, like responsibility, respect, courage, and caring in schools; and

WHEREAS, in 1988, CHARACTER*plus*, a statewide collaborative effort that reaches more than 600 schools, 25,000 teachers, and 300,000 students, and based on a grass-roots community project in the St. Louis region, was established in Missouri by parents, educators, and business leaders and is now our nation's largest community-wide response to the challenges of character education; and

WHEREAS, in accordance with the Missouri School Improvement Program (MSIP) Standard 6.5, a comprehensive intentional character education process helps schools create a positive climate for learning and promotes teacher and administrative responsibility; and

WHEREAS, in accordance with the MSIP Standard 6.6, a comprehensive intentional character education process provides the strategy to promote and maintain orderliness in schools and creates a safe environment; and

WHEREAS, in accordance with MSIP Standard 6.6, the CHARACTER*plus* process provides an assessment tool that gathers data, provides comprehensive and comparative data reports, and furnishes consultation for analyzing and setting up a yearly plan to modify and improve programs and strategies; and

WHEREAS, in accordance with MSIP Standard 6.7, the CHARACTER*plus* process provides professional development for school character education teams and for the entire school staff as an integral part of the character education process; and

WHEREAS, the principles taught by the CHARACTER*plus* process are consistent with "Goal 4" of the Show-Me Standards, as approved by the Missouri State Board of Education on January 18, 1996, which states, "Students in Missouri public schools will acquire the knowledge and skills to make decisions and act as responsible members of society"; and

WHEREAS, at least fourteen states have passed legislation requiring character education be taught in schools, while an additional fourteen states encourage the teaching of character education; and

WHEREAS, character education initiatives in Missouri have received support from the U.S. Department of Education in the form of federal grants to our schools to support local character education efforts as has the State of Missouri:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby challenge each school district in our state to develop a character education process that involves school, home, and community, and if they

already have such a process in place, reevaluate such process in order to make certain the resources that best benefit the students of this state are being utilized; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for the Commissioner of the Department of Elementary and Secondary Education; and

BE IT FURTHER RESOLVED that the Commissioner of the Department of Elementary and Secondary Education be instructed to copy this resolution and distribute one to each school district for distribution to its school board members.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 35**, entitled:

SENATE CONCURRENT RESOLUTION NO. 35

Relating to the renaming of a building at the Southeast Missouri Mental Health Center.

WHEREAS, the Southeast Missouri Mental Health Center is located near Farmington, Missouri; and

WHEREAS, the Center Building of the Southeast Missouri Mental Health Center has a bed capacity of one hundred eighty-six beds, plus forty beds in five adjacent group homes; and

WHEREAS, Southeast Missouri Mental Health Center maintains an Acute and Intermediate Care Unit and a Forensic Services Unit to provide a client environment that includes interdisciplinary treatment in the areas of psychiatry, psychiatric nursing, patient and family education, work therapy, a group home program, an interactive computer system, a fitness center and other services; and

WHEREAS, Danny Staples was a member of the House of Representatives for six years and a state Senator for twenty years representing the citizens of his district; and

WHEREAS, former Senator Danny Staples was a leader and instrumental in furthering the development of the Southeast Missouri Mental Health Center which provides treatment and care in the state of Missouri; and

WHEREAS, because of Senator Staples' efforts, the Southeast Missouri Mental Health Center is the modern treatment center that it is today; and

WHEREAS, Senator Staples deserves permanent recognition of his work on behalf of mental health treatment and care in the state of Missouri:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate that the Center Building at the Southeast Missouri Mental Health Center at Farmington in St. Genevieve County shall hereinafter be known as the "Danny Staples Building"; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor for his approval or rejection pursuant to the Missouri Constitution, and if approved, notify the Director of the Missouri Department of Mental Health.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 781**, entitled:

An act to repeal section 491.205, RSMo, and to enact in lieu thereof one new section relating to witness immunity applications.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 808**, entitled:

An act to amend chapter 640, RSMo, by adding thereto one new section relating to the establishment of the Missouri biomass technology commission, with an expiration date.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1052**, entitled:

An act to repeal section 172.360, RSMo, and to enact in lieu thereof one new section relating to admission to the state university of Missouri system.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1075**, entitled:

An act to authorize the sale of certain state property.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1100**, entitled:

An act to repeal sections 536.015, 536.021, 536.023, and 536.031, RSMo, and to enact in lieu thereof four new sections relating to the publication of administrative rules.

In which the concurrence of the House is respectfully requested.

## **ADJOURNMENT**

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, March 1, 2004.



## **CORRECTION TO THE HOUSE JOURNAL**

Correct House Journal, Twenty-seventh Day, Tuesday, February 24, 2004, Page 410, Line 3, by inserting immediately after the word “**thousand**”, the following: “**four hundred but less than one hundred thirty-five thousand**”.

## **COMMITTEE MEETINGS**

### **AGRICULTURE**

Tuesday, March 2, 2004, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HCR 10, SS SCR 26

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

Monday, March 1, 2004, 1:00 p.m. Hearing Room 3.

Departments of Health, Mental Health, and Social Services. Possible mark up.

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

Tuesday, March 2, 2004, 8:00 a.m. Hearing Room 3.

Departments of Health, Mental Health, and Social Services.

Possible mark up.

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

Thursday, March 4, 2004, 8:00 a.m. Hearing Room 3.

Departments of Health, Mental Health, and Social Services.

Possible mark up.

### **BUDGET**

Wednesday, March 3, 2004, 8:00 a.m. Hearing Room 3.

Executive session will be held on: HB 1014, HJR 49

### **CONSERVATION AND NATURAL RESOURCES**

Wednesday, March 3, 2004, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 933, HB 1433, HB 1383

### **CRIME PREVENTION AND PUBLIC SAFETY**

Tuesday, March 2, 2004, 5:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1436, HB 1274, HB 788, HB 1330, HB 787

#### ELECTIONS

Tuesday, March 2, 2004, 5:00 p.m. Hearing Room 7.

Executive session will precede the hearing.

Public hearings to be held on: HB 1494, HJR 29

Executive session will be held on: HB 988, HB 1101, HB 1092

#### FINANCIAL SERVICES

Tuesday, March 2, 2004, 12:00 p.m. Hearing Room 6.

Possible Executive session.

Public hearings to be held on: HB 1253, HB 1090, HB 1232, HB 1233

#### HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 2, 2004, 5:00 p.m. Hearing Room 5.

Executive session will be held on: HB 1226, HB 1152, HB 1381

#### JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 4, 2004, 8:00 a.m. Hearing Room 7.

First quarter meeting.

#### JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, March 29, 2004, 1:00 p.m. Senate Lounge.

Topics for discussion. Remarks from MoDOT, Inspector General, MoDOT cleanup legislation, One Stop Shop.

#### LOCAL GOVERNMENT

Monday, March 1, 2004, 3:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 942, HB 1104, HB 1206, HB 1377

#### SUBCOMMITTEE ON COMPETITION AND PRIVATIZATION ON LEGISLATIVE RESEARCH

Thursday, March 4, 2004, Senate Lounge upon subsequent adjournment or 1:00 p.m.

Results of Competition/Privatization follow up questionnaire.

Presentation of Privatization by private groups.

Future committee meeting dates and locations and any other business .

#### TAX POLICY

Tuesday, March 2, 2004, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1210, HB 1099, HB 859, HB 1309

**HOUSE CALENDAR**

THIRTIETH DAY, MONDAY, MARCH 1, 2004

**HOUSE BILLS FOR SECOND READING**

HB 1573 through HB 1589

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

- 1 HCS HJR 28 - Roark (139)
- 2 HCS HJR 39, 38, 42 & 47 - Engler (106)

**HOUSE BILLS FOR PERFECTION**

- 1 HCS HB 1105, 1062, 1111, 1113 & 1119 - Crawford (117)
- 2 HCS HB 1041, as amended, HSA 1 for HA 10 and HA 10, pending - Cunningham (86)
- 3 HCS HB 978 - Baker (123)
- 4 HCS HB 1380 - Lager (4)
- 5 HCS HB 1304 - Byrd (94)
- 6 HCS HB 1338 - Wood (62)
- 7 HB 841 - Angst (146)
- 8 HCS HB 1055 - Bruns (113)
- 9 HCS HB 1305 - Byrd (94)

**HOUSE BILLS FOR PERFECTION - CONSENT**

(2/23/04)

- 1 HB 801 - Smith (118)
- 2 HCS HB 895 - Emery (126)
- 3 HB 923 - Holand (135)
- 4 HB 932 - Bivins (97)
- 5 HCS HB 955 - Portwood (92)
- 6 HB 960 - Roark (139)
- 7 HB 989 - Barnitz (150)
- 8 HB 1070 - Miller (133)
- 9 HB 1071 - Goodman (132)
- 10 HB 1107, HCA 1 - Crawford (117)
- 11 HB 1126 - Seigfreid (26)
- 12 HB 1149 - May (149)
- 13 HCS HB 1198 - Richard (129)

(2/26/04)

- 1        HCS HB 833 - Luetkemeyer (115)
- 2        HB 938 - Luetkemeyer (115)
- 3        HCS HB 947 - Crawford (117)
- 4        HB 962 - May (149)
- 5        HB 975 - Johnson (47)
- 6        HCS HB 998 & 905 - Sutherland (99)
- 7        HB 1047 - Guest (5)
- 8        HCS HB 1209 - Jetton (156)
- 9        HB 1275 - Wilson (130)

**SENATE CONCURRENT RESOLUTION FOR SECOND READING**

SCR 35

**SENATE BILLS FOR SECOND READING**

- 1        SB 781
- 2        SB 808
- 3        SB 1052
- 4        SCS SB 1075
- 5        SCS SB 1100

**HOUSE BILL WITH SENATE AMENDMENT**

SCS HB 916 - Brown (30)

**VETOED HOUSE BILL**

HCR 5 - Byrd (94)