

JOURNAL OF THE HOUSE

First Regular Session, 95th GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, FEBRUARY 2, 2009

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Reverend James Earl Jackson.

Let those who are wise understand what is written. Let those with discernment listen carefully. The paths of the Lord are true and right, and righteous people live by walking in them. . . (*Hosea 14:9*)

All-knowing God, before You all things are laid bare and every detail, whether large or small, is known. All praise and glory goes to You, O mighty God, for Your omniscience and omnipotence before the greatest and least of the leaders of our nation and state.

Lord, we ask You today, to help us to be persons of impeccable integrity. May we not use our authority for inconsequential means or ill-advised intent, but instead to recognize and revere the responsibility that has been given to us. May we recognize this responsibility as a divine trust given by You. Cause us to be wise and proper stewards of our positions, and keep us from the influences that could so easily ensnare us in dishonesty.

Now may You comfort our hearts with all comfort, and help us in every good thing we say and do.

We ask these things, in the name of Your Son. Amen.

(Excerpts from 77 Days of Prayer)

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Kathryn Whitley.

The Journal of the thirteenth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 296 through House Resolution No. 310
House Resolution No. 312 through House Resolution No. 326
House Resolution No. 328

HOUSE RESOLUTIONS

Representative Jones (89) offered House Resolution No. 311.
Representative Loehner offered House Resolution No. 327.

HR 193, relating to Ethics Rules of Procedure, was taken up by Representative Tilley.

On motion of Representative Tilley, **HR 193** was adopted by the following vote:

AYES: 158

Allen	Atkins	Aull	Biermann	Bivins
Brandom	Bringer	Brown 30	Brown 50	Brown 73
Brown 149	Bruns	Burlison	Burnett	Calloway
Carter	Casey	Chappelle-Nadal	Colona	Corcoran
Cox	Cunningham	Curls	Davis	Day
Deeken	Denison	Dethrow	Dieckhaus	Diehl
Dixon	Dougherty	Dugger	Dusenberg	El-Amin
Emery	Englund	Ervin	Faith	Fallert
Fischer 107	Fisher 125	Flanigan	Flook	Frame
Franz	Funderburk	Gatschenberger	Grill	Grisamore
Guernsey	Guest	Harris	Hobbs	Hodges
Hoskins 80	Hoskins 121	Hughes	Hummel	Icet
Jones 63	Jones 89	Jones 117	Kander	Keeney
Kelly	Kingery	Kirkton	Koenig	Komo
Kratky	Kraus	Kuessner	Lair	Lampe
Largent	Leara	LeBlanc	LeVota	Liese
Lipke	Loehner	Low	McClanahan	McDonald
McGhee	McNary	McNeil	Meadows	Meiners
Molendorp	Morris	Munzlinger	Nance	Nasheed
Nieves	Nolte	Norr	Oxford	Pace
Parkinson	Parson	Pollock	Pratt	Quinn
Riddle	Roorda	Rucker	Ruestman	Ruzicka
Salva	Sander	Sater	Scavuzzo	Schaaf
Schad	Schieffer	Schlottach	Schoeller	Schoemehl
Schupp	Self	Shively	Silvey	Skaggs
Smith 14	Smith 150	Spreng	Still	Storch
Stream	Sutherland	Swinger	Talboy	Thomson
Tilley	Todd	Tracy	Viebrock	Vogt
Wallace	Walsh	Walton Gray	Wasson	Webb
Webber	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Yaeger	Yates
Zerr	Zimmerman	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Cooper	Holsman	Scharnhorst	Stevenson	Wright
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SECOND READING OF HOUSE JOINT RESOLUTION

HJR 22 was read the second time.

SECOND READING OF HOUSE BILLS

HB 486 through **HB 531** were read the second time.

COMMITTEE REPORTS

Mr. Speaker: Your Committee on Rules, to which was referred **HB 111 with HCS**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 191 with HCS**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE JOINT RESOLUTION

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

HJR 23, introduced by Representatives Icet, Stream, Funderburk, Jones (89), Cox, Day, Dieckhaus, Stevenson, Gatschenberger, Koenig, Wilson (119), Ervin, Sater, Flook, Ruzicka, Smith (14), Ruestman, Schaaf, Allen, Nieves, Denison, Munzlinger, Schoeller and Flanigan, relating to the commonsense obligation to provide accountability and spending stabilization act.

INTRODUCTION OF HOUSE BILLS

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

HB 532, introduced by Representatives Kraus, Yates, Funderburk, McGhee, Grisamore, Dieckhaus, Denison, Meiners, Wells, Franz and Pollock, relating to reporting of child abuse.

HB 533, introduced by Representatives Koenig, Funderburk, Leara, Dieckhaus, Tracy, Burlison, Brown (149), Riddle, Munzlinger and Allen, relating to the right of pharmacies regarding abortifacients.

HB 534, introduced by Representatives Koenig, Brown (149), Munzlinger, Leara, Lair, Wilson (119), Gatschenberger, Nieves and Atkins, relating to voter registration for hunting and fishing permit applicants.

HB 535, introduced by Representatives Dixon, Schoeller, Cunningham, Lampe, Norr, Denison, Viebrock, Burlison and Wasson, relating to circuit court judges.

HB 536, introduced by Representatives Dixon, Lampe, Day, Wood, Burlison, Munzlinger, Schad, Dieckhaus, Jones (89), Norr, Emery, McGhee, Dougherty, Sander, Brown (50), Grisamore, Leara, Wasson, Jones (117), Schoeller, Viebrock, Fisher (125), Weter, Ruestman and Gatschenberger, relating to psychologist licensing.

HB 537, introduced by Representatives Dixon, Faith, Leara, Atkins, Grisamore and Jones (89), to authorize the conveyance of property owned by the state in the city of St. Louis to the state highways and transportation commission.

HB 538, introduced by Representatives Dixon and Burlison, relating to deferred prosecution agreements.

HB 539, introduced by Representatives Dixon, Schieffer, Grisamore, Leara and Gatschenberger, relating to salvage vehicles.

HB 540, introduced by Representative Jones (89), relating to the sale of deficiency waiver addendums and other products associated with certain loan transactions.

HB 541, introduced by Representatives Kraus, Yates, Dusenberg, Jones (89) and Gatschenberger, relating to traffic control signal violations.

HB 542, introduced by Representatives Walsh, Hoskins (80) and Walton Gray, relating to school funding.

HB 543, introduced by Representatives Kelly, Still, Spreng, Walton Gray, Roorda, Englund, Schieffer, Lampe, Oxford, Zimmerman, Hughes, Yaeger, Corcoran, Atkins and Aull, relating to elections.

HB 544, introduced by Representatives Smith (150), Tilley, Koenig, Bivins, Wilson (119), Nance, Hoskins (121), Jones (89), Schaaf, Kelly, Dixon, McGhee, Nieves, Lampe, Schoeller, Emery, Dieckhaus, Munzlinger, Thomson, Scharnhorst, Franz, Gatschenberger, Day, Stevenson, Cooper, Schad, Wells, Viebrock, Bandom, Pollock, Schlottach, Diehl, Parkinson, Pratt, Brown (149), Stream, Bruns, Yates, Richard, Icet and Burlison, relating to Missouri accountability portal.

HB 545, introduced by Representatives Smith (150), Tilley, Koenig, Bivins, Wilson (119), Nance, Ruestman, Jones (89), Schaaf, Dixon, Kraus, McGhee, Nieves, Schoeller, Dieckhaus, Thomson, Scharnhorst, Cox, Franz, Gatschenberger, Day, Stevenson, Cooper, Schad, Wells, Viebrock, Pollock, Schlottach, Diehl, Parkinson, Pratt, Brown (149), Stream, Bandom, Bruns, Yates, Icet and Burlison, relating to income tax exemptions.

HB 546, introduced by Representatives Smith (150), Stevenson, Ruestman, Jones (89) and Chappelle-Nadal, relating to drug court commissioners also being appointed as family court commissioners.

HB 547, introduced by Representatives Dixon, Nieves, Leara, Gatschenberger, Atkins, Grisamore and Wasson, relating to a tax credit for donations to public school foundations.

HB 548, introduced by Representative Salva, relating to transient guest taxes for tourism.

HB 549, introduced by Representatives Bruns, Nolte, Wilson (119), Jones (117), Roorda, Dougherty and Corcoran, relating to civil defense mutual-aid agreements.

HB 550, introduced by Representatives Guest, Ruestman, McGhee, Pace, Schaaf and Sander, relating to actions for damages for coerced subcutaneous implantation of an identification device.

HB 551, introduced by Representative Schaaf, relating to voter registration deadlines.

HB 552, introduced by Representatives Jones (63), El-Amin, Nasheed, Morris, Walton Gray, Oxford, Carter, Webb, Pace and Calloway, relating to the St. Louis police force.

HB 553, introduced by Representatives Spreng, Hughes, Komo, Frame, Hummel, Vogt, Fallert, Zimmerman, Pace, Walton Gray, McNeil, Flook, Nolte, Nance, Kander, Smith (14), Wilson (119), Liese, Kratky, Yaeger, Roorda, Corcoran, Nieves, Shively, Wildberger, Atkins, Walsh and Richard, relating to a tax credit for certain motor vehicle purchases.

HB 554, introduced by Representatives Emery, Jones (117), Walsh, Bivins, Koenig, Talboy, Schoeller, Wasson, Jones (89), Vogt, Parson, Smith (14), Kelly, Davis, Schoemehl, Scharnhorst, Corcoran, Burlison, Colona, Carter, Viebrock, Spreng, Bruns, Hummel, Meadows, Frame, Nolte, Wilson (119), Riddle and Schad, relating to electrical corporations.

HB 555, introduced by Representatives Smith (14), Atkins and Munzlinger, relating to the hero at home program.

HB 556, introduced by Representative Guest, relating to the creation of exhibition and recreational facility districts.

HB 557, introduced by Representatives Guest, Wallace and McGhee, relating to property taxation.

HB 558, introduced by Representatives Guest, Pace, Walton Gray and Sander, relating to business transactions.

HB 559, introduced by Representatives Guest and Bivins, relating to the Missouri immigration act.

HB 560, introduced by Representatives Guest and Funderburk, relating to the responsibility of whistleblowers.

HB 561, introduced by Representatives Guest and Funderburk, relating to sound money.

The following member's presence was noted: Stevenson.

ADJOURNMENT

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Tuesday, February 3, 2009.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 3, 2009, 2:00 p.m. Hearing Room 4.

Department of Conservation overview and Governor recommendations.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 4, 2009, 2:00 p.m. Hearing Room 4.

Department of Agriculture overview and Governor recommendations.

APPROPRIATIONS - EDUCATION

Tuesday, February 3, 2009, 2:00 p.m. Hearing Room 1.

Department of Elementary and Secondary Education overview and budget presentation.

APPROPRIATIONS - EDUCATION

Wednesday, February 4, 2009, 2:00 p.m. Hearing Room 1.

Department of Elementary and Secondary Education budget presentation.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 3, 2009, 12:00 p.m. Hearing Room 3.

General overview Office of State Courts Administrator and Missouri Public Defender's Office.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 4, 2009, 12:00 p.m. Hearing Room 3.

Missouri Consolidated Health Care Plan overview and Governor recommendations.

Public testimony.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 3, 2009, 2:00 p.m. Hearing Room 5.

Continuation of 2009 New Decision Items and discussion with the Missouri Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 4, 2009, 2:00 p.m. Hearing Room 5.

Managed care forum with the Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 5, 2009, 8:00 a.m. Hearing Room 5.

Overview of Department of Mental Health's 2010 budget.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 3, 2009, 2:00 p.m. Hearing Room 3.

Interoperability public testimony.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 3, 2009, 8:00 a.m. Hearing Room 3.

Public testimony continued for Departments of Transportation, Economic Development, Insurance and Labor.

To testify call 573-751-6668.

MoDOT budget presentation.

CRIME PREVENTION

Wednesday, February 4, 2009, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 384, HB 371, HB 423

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 3, 2009, 8:00 a.m. Hearing Room 6.

Executive session at the beginning of hearing.

Public hearings to be held on: HB 222, HB 289

ENERGY AND ENVIRONMENT

Tuesday, February 3, 2009, 8:00 a.m. Hearing Room 1.

Possible Executive session.

Public hearing to be held on: HB 172

HEALTHCARE TRANSFORMATION

Tuesday, February 3, 2009, 5:00 p.m. Hearing Room 5.

Executive session may follow.

We will also hear speakers on the low-wage trap.

Public hearing to be held on: HB 286

INTERNATIONAL TRADE AND IMMIGRATION

Wednesday, February 4, 2009, 5:00 p.m. Hearing Room 7.

Representative from Economic Development will be in attendance to give an overview of Missouri's International Trade.

JOB CREATION AND ECONOMIC DEVELOPMENT

Tuesday, February 3, 2009, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 88, HB 189, HB 240

LOCAL GOVERNMENT

Wednesday, February 4, 2009, 8:00 a.m. Hearing Room 7.

Public hearings to be held on: HB 148, HB 155, HB 375, HB 376, HB 378, HB 379, HB 431, HB 392

PUBLIC SAFETY

Tuesday, February 3, 2009, 12:00 p.m. Hearing Room 6.

Organizational meeting prior to the public hearing.

Public hearing to be held on: HB 149

RURAL COMMUNITY DEVELOPMENT

Tuesday, February 3, 2009, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 65, HB 287

SMALL BUSINESS

Wednesday, February 4, 2009, 12:00 p.m. Hearing Room 2.

Executive session may follow.

Public hearing to be held on: HB 83

SPECIAL STANDING COMMITTEE ON CHILDREN AND FAMILIES

Wednesday, February 4, 2009, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 30, HR 294, HR 212

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN ANIMAL AGRICULTURE

Tuesday, February 3, 2009, 5:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 176

SPECIAL STANDING COMMITTEE ON GENERAL LAWS

Tuesday, February 3, 2009, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 205, HB 310, HB 381

SPECIAL STANDING COMMITTEE ON HEALTH INSURANCE

Tuesday, February 3, 2009, 12:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 60, HB 259

SPECIAL STANDING COMMITTEE ON INFRASTRUCTURE AND TRANSPORTATION FUNDING

Tuesday, February 3, 2009, 5:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 215, HB 271, HB 359

SPECIAL STANDING COMMITTEE ON PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 4, 2009, 12:00 p.m.

Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, MO.

Informational meeting.

SPECIAL STANDING COMMITTEE ON WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 4, 2009, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 258, HB 227

TAX REFORM

Wednesday, February 4, 2009, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 391, HB 112, HB 87, HB 348

TRANSPORTATION

Tuesday, February 3, 2009, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 281, HB 93, HB 216, HB 58, HB 91, HB 107, HB 66

VETERANS

Tuesday, February 3, 2009, 5:00 p.m. Senate Lounge.

Annual Joint Senate and House Veterans Committee meeting.

This meeting will be for informational purposes only.

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, FEBRUARY 3, 2009

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 23

HOUSE BILLS FOR SECOND READING

HB 532 through HB 561

HOUSE BILL FOR PERFECTION

HB 191 w/HCS - Flook

HOUSE BILL FOR PERFECTION - CONSENT

(2/03/09)

HB 111 w/HCS - Day