

JOURNAL OF THE HOUSE

Second Regular Session, 95th GENERAL ASSEMBLY

FIFTY-NINTH DAY, TUESDAY, APRIL 27, 2010

The House met pursuant to adjournment.

Speaker Richard in the Chair.

Prayer by Msgr. Donald W. Lammers.

Almighty God, Lord of creation, all that You have made is good. And You have concern for the well-being of every person.

We pray for the ability to include all the people in our vision and to consider the well-being of all the people at once, that through our work we may advance the common good.

We pray for the knowledge to comprehend all the issues on the agendas placed before us. When there are competing values, give us the wisdom to sort them out and place them in proper priority.

When choices must be made, give us the courage to give first priority to the demands of the common good.

To You be glory and honor forever. 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: Viri Lopez, Brendan McBride, Corey Ankelmann, Madelyn Adams, Ashleigh Duncan, Laura Empson, Hannah Beggs, Jacob Bane, Racheal Hawthorne, Austin Cobb, Amy Underwood, Anna Luce, Nick Parrott, Amber Powers and Stephen Wilson.

The Journal of the fifty-eighth day was approved as printed.

MOTION

Representative Tilley moved that Rule 114 be suspended.

Which motion was adopted by the following vote:

AYES: 118

Allen	Atkins	Aull	Ayres	Biermann
Bivins	Brandom	Bringer	Brown 30	Brown 149
Bruns	Burlison	Burnett	Colona	Conway
Cox	Cunningham	Davis	Day	Deeken
Denison	Dieckhaus	Diehl	Dixon	Dugger
Emery	Englund	Ervin	Faith	Fischer 107
Fisher 125	Flanigan	Flook	Franz	Funderburk

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Gatschenberger	Grill	Guest	Harris	Hobbs
Hoskins 80	Hoskins 121	Hummel	Icet	Jones 63
Jones 89	Jones 117	Keeney	Kelly	Kingery
Kirkton	Koenig	Kratky	Kraus	Kuessner
Lair	Lampe	Largent	Leara	LeBlanc
Liese	Lipke	Loehner	McGhee	McNary
Molendorp	Munzlinger	Nance	Nasheed	Nieves
Norr	Pace	Parkinson	Parson	Pratt
Quinn	Riddle	Ruestman	Ruzicka	Salva
Sander	Sater	Scavuzzo	Schad	Scharnhorst
Schieffer	Schlottach	Schoeller	Schoemehl	Schupp
Shively	Silvey	Skaggs	Smith 14	Smith 150
Spreng	Stevenson	Still	Storch	Stream
Sutherland	Swinger	Thomson	Tilley	Todd
Tracy	Wallace	Walton Gray	Wasson	Wells
Weter	Wilson 119	Wilson 130	Witte	Wright
Yaeger	Zimmerman	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 044

Brown 50	Calloway	Carter	Casey	Chappelle-Nadal
Cooper	Corcoran	Curls	Dethrow	Dougherty
Dusenberg	Fallert	Frame	Grisamore	Guernsey
Hodges	Holsman	Hughes	Kander	Komo
LeVota	Low	McClanahan	McDonald	McNeil
Meadows	Meiners	Morris	Newman	Nolte
Oxford	Pollock	Roorda	Rucker	Schaaf
Self	Talboy	Viebrock	Vogt	Walsh
Webb	Webber	Whitehead	Zerr	

VACANCIES: 001

SPECIAL RECOGNITION

The Central Missouri Honor Flight WWII Veterans were introduced by Speaker Richard and honored by the House and the Senate for their services and sacrifices.

Representatives for the Organ Donor Awareness Month and Missouri Kidney Day were introduced by Representative Walton Gray.

The Harrisburg High School Lady Bulldogs Basketball Team was introduced by Representative Quinn and recognized for attaining the 2009-2010 Class 2 State Championship.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2633 through House Resolution No. 2710

PERFECTION OF HOUSE BILLS

HCS HB 1400, relating to the Business Premises Safety Act, was taken up by Representative Cox.

Speaker Pro Tem Pratt assumed the Chair.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1400, Page 1, Section 537.785, Line 7, by inserting before the semicolon “;” the following:

“**The term ‘business’ shall not include commercial residential operations such as, but not limited to, hotels, motels, and apartment complexes.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

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

Representative Roorda offered **House Amendment No. 2**.

Representative Stevenson raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Cox, **HCS HB 1400, as amended**, was adopted.

On motion of Representative Cox, **HCS HB 1400, as amended**, was ordered perfected and printed.

HCS HB 2201, relating to residential mortgage professionals, was taken up by Representative Cox.

On motion of Representative Cox, **HCS HB 2201** was adopted.

On motion of Representative Cox, **HCS HB 2201** was ordered perfected and printed.

HCS HBs 1521 & 1302, relating to Amber Alert and Lifeline Alert System, was taken up by Representative Nance.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1521 & 1302, Page 1, in the Title, Line 3, by deleting the word “**Lifeline**” and inserting in lieu thereof the word “**Silver**”; and

Further amend said bill, Page 2, Section 210.1012, Line 2, by deleting the word “**Lifeline**” and inserting in lieu thereof the word “**Silver**”; and

Further amend said bill, Page 3, Lines 30, 33, and 38, and Section 210.1014, Lines 2, 4, and 7, by deleting the word “**Lifeline**” and inserting in lieu thereof the word “**Silver**”; and

Further amend said bill, Page 4, Line 26, by deleting the word “**Lifeline**” and inserting in lieu thereof the word “**Silver**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

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

Representative LeVota offered **House Amendment No. 2**.

Representative Stevenson raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Nance, **HCS HBs 1521 & 1302, as amended**, was adopted.

On motion of Representative Nance, **HCS HBs 1521 & 1302, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILL

SS SCS SB 588, relating to property tax assessment notices, was taken up by Representative Parson.

On motion of Representative Parson, **SS SCS SB 588** was truly agreed to and finally passed by the following vote:

AYES: 155

Allen	Atkins	Aull	Ayres	Biermann
Bivins	Brandom	Bringer	Brown 30	Brown 50
Brown 149	Bruns	Burlison	Burnett	Calloway
Casey	Chappelle-Nadal	Colona	Conway	Cooper
Corcoran	Cox	Cunningham	Curls	Davis
Deeken	Denison	Dethrow	Dieckhaus	Diehl
Dixon	Dougherty	Dugger	Dusenberg	Emery
Englund	Ervin	Faith	Fallert	Fischer 107
Fisher 125	Flanigan	Flook	Frame	Franz
Funderburk	Gatschenberger	Grill	Grisamore	Guernsey
Guest	Harris	Hobbs	Hodges	Holsman
Hoskins 80	Hoskins 121	Hughes	Hummel	Icet

Jones 63	Jones 89	Jones 117	Kander	Keeney
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	Newman
Nieves	Nolte	Norr	Oxford	Pace
Parkinson	Parson	Pollock	Pratt	Quinn
Riddle	Roorda	Rucker	Ruestman	Ruzicka
Sander	Sater	Scavuzzo	Schaaf	Schad
Scharnhorst	Schieffer	Schlottach	Schoeller	Schoemehl
Schupp	Shively	Silvey	Skaggs	Smith 14
Smith 150	Stevenson	Still	Storch	Stream
Sutherland	Swinger	Talboy	Thomson	Tilley
Todd	Tracy	Viebrock	Vogt	Wallace
Walsh	Walton Gray	Wasson	Webb	Webber
Wells	Weter	Whitehead	Wilson 119	Wilson 130
Witte	Wright	Yaeger	Zerr	Mr Speaker

NOES: 001

Zimmerman

PRESENT: 000

ABSENT WITH LEAVE: 006

Carter	Day	Kelly	Salva	Self
Spreng				

VACANCIES: 001

Speaker Pro Tem Pratt declared the bill passed.

PERFECTION OF HOUSE BILL

HB 2245, relating to school funding, was taken up by Representative Bivins.

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

House Amendment No. 1

AMEND House Bill No. 2245, Page 2, Section 163.031, Line 33, by deleting all of said line and inserting in lieu thereof the following:

“(d) **Except as provided in subdivisions (13) and (14) of this subsection**, for each year subsequent to the 2008-09 school year, the amount shall be no less than”; and

Further amend said bill and section, Page 3, Line 59, by deleting all of said line and inserting in lieu thereof the following:

“(d) **Except as provided in subdivisions (13) and (14) of this subsection**, for each year subsequent to the 2008-09 school year, the amount shall be no less than”; and

Further amend said bill, page, and section, Line 72, by deleting the word “**six**” and inserting in lieu thereof the following: “**nine**”; and

Further amend said section, Page 4, Line 93, by deleting the words “**and the 2010-11 school year**”; and

Further amend said section and page, Lines 99 to 111, by deleting all of said lines and inserting in lieu thereof the following:

“(5) For the 2010-11 school year, the amount of state aid shall be [seventy-two] **fifty-eight** percent of the amount of state aid calculated for the district for the 2010-11 school year under the provisions of subsection 1 of this section plus [twenty-eight] **forty-two** percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(6) For the 2011-12 school year, the amount of state aid shall be [eighty-six] **fifty-eight** percent of the amount of state aid calculated for the district for the 2011-12 school year under the provisions of subsection 1 of this section plus [fourteen] **forty-two** percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(7) **For the 2012-13 school year, the amount of state aid shall be sixty percent of the amount of state aid calculated for the district for the 2012-13 school year under the provisions of subsection 1 of this section plus forty percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.**

(8) **For the 2013-14 school year, the amount of state aid shall be seventy percent of the amount of state aid calculated for the district for the 2013-14 school year under the provisions of subsection 1 of this section plus thirty percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.**

(9) **For the 2014-15 school year, the amount of state aid shall be eighty percent of the amount of state aid calculated for the district for the 2014-15 school year under the provisions of subsection 1 of this section plus twenty percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.**

(10) **For the 2015-16 school year, the amount of state aid shall be ninety percent of the amount of state aid calculated for the district for the 2015-16 school year under the provisions of subsection 1 of this section plus ten percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.**

(11) **For the 2016-17 school year and subsequent years, the amount of state aid shall be as calculated under subsection 1 of this section.**

(12) **The provisions of this subsection shall not prohibit the General Assembly from appropriating more funds than required to fund the applicable percentages provided for in any school year under this subsection. In such an instance, the department of elementary and secondary education shall adjust such phase-in percentages in order to accommodate the total amount of available appropriations so that such percentages equal one hundred percent and the total amount of the appropriated funds is distributed.**

(13) **For any school year governed by this subsection, if the foundation formula appropriation under subsections 1, 2, and 4 of this section is equal to or greater than the fiscal year 2010 foundation formula expenditure under subsections 1, 2, and 4 of this section and the previous fiscal year’s foundation formula expenditures under subsections 1, 2, and 4 of this section but is insufficient to fully fund the applicable percentages provided for in any school year under this subsection or the current year appropriation is reduced by the governor as provided in Section 27 of Article IV of the Missouri Constitution and as a result of said reduction the reduced appropriation is insufficient to fully fund the applicable percentages provided for in any school year under this subsection, the department of elementary and secondary education shall reduce the payment amounts awarded to all districts, including those districts that qualify under subsection 2 of this section. The department of elementary and secondary education shall calculate a uniform proportional reduction percentage based on all available foundation formula state aid for the given school year to be applied to the**

payment amount to which all districts would otherwise be entitled under the applicable phase-in percentage for the applicable school year as provided in this subsection.

(14) In any school year governed by this subsection in which the foundation formula appropriation under subsections 1, 2, and 4 of this section is less than the fiscal year 2010 foundation formula expenditure under subsections 1, 2, and 4 of this section; less than the previous fiscal year's foundation formula expenditure under subsections 1, 2, and 4 of this section; or reduced from the current year appropriation by the governor as provided in Section 27 of Article IV of the Missouri Constitution and as a result of said reduction the reduced appropriation is less than the foundation formula fiscal year 2010 expenditure or less than the previous fiscal year's foundation formula expenditure, the department of elementary and secondary education shall reduce the payment amounts awarded to all districts, including those districts that qualify under subsection 2 of this section. The department shall calculate a uniform proportional reduction percentage based on all available foundation formula state aid for the given school year to be applied to the payment amount to which all districts would otherwise be entitled under the applicable phase-in percentage for the applicable school year as provided in this subsection.

(15) (a) Notwithstanding subdivision (18) of section 163.011, the state adequacy target"; and

Further amend said bill, section, and page, Line 114, by placing an opening bracket “[“ immediately after “(b)”; and

Further amend said bill and section, Page 5, Line 139, by placing a closing bracket “]” immediately after “(c)”; and

Further amend said bill, Page 6, Section B, Line 5, by inserting immediately after the word “approval” the following:

“or July 1, 2010, whichever occurs later.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HB 2245, with House Amendment No. 1, pending, was laid over.

On motion of Representative Tilley, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Pratt.

PERFECTION OF HOUSE BILL

HB 2245, with House Amendment No. 1, pending, relating to school funding, was again taken up by Representative Bivins.

On motion of Representative Wallace, **House Amendment No. 1** was adopted by the following vote:

AYES: 082

Allen	Atkins	Aull	Ayres	Biermann
Bivins	Brandom	Brown 30	Brown 149	Bruns
Burlison	Chappelle-Nadal	Corcoran	Cox	Cunningham
Davis	Day	Deeken	Denison	Dethrow
Diehl	Dougherty	Dugger	Emery	Ervin
Faith	Fallert	Fisher 125	Flanigan	Flook

Franz	Funderburk	Gatschenberger	Guernsey	Guest
Hobbs	Hoskins 121	Icet	Jones 89	Jones 117
Keeney	Kingery	Koenig	Komo	Lair
Largent	Leara	Lipke	Loehner	McGhee
McNary	Molendorp	Munzlinger	Nance	Nieves
Parkinson	Parson	Pollock	Riddle	Ruestman
Ruzicka	Sander	Sater	Schad	Scharnhorst
Schlottach	Schoeller	Smith 14	Smith 150	Stream
Thomson	Viebrock	Wallace	Wasson	Wells
Weter	Whitehead	Wilson 119	Wilson 130	Wright
Zerr	Mr Speaker			

NOES: 072

Bringer	Brown 50	Burnett	Calloway	Carter
Casey	Colona	Conway	Dieckhaus	Dixon
Dusenberg	Englund	Fischer 107	Frame	Grill
Grisamore	Harris	Hodges	Hoskins 80	Hughes
Hummel	Jones 63	Kander	Kelly	Kirkton
Kratky	Kraus	Kuessner	Lampe	LeBlanc
LeVota	Liese	Low	McClanahan	McDonald
McNeil	Meadows	Morris	Nasheed	Newman
Norr	Oxford	Pace	Pratt	Quinn
Roorda	Rucker	Salva	Scavuzzo	Schaaf
Schieffer	Schoemehl	Schupp	Shively	Silvey
Skaggs	Spreng	Stevenson	Still	Storch
Sutherland	Swinger	Talboy	Todd	Tracy
Walsh	Walton Gray	Webb	Webber	Witte
Yaeger	Zimmerman			

PRESENT: 000

ABSENT WITH LEAVE: 008

Cooper	Curls	Holsman	Meiners	Nolte
Self	Tilley	Vogt		

VACANCIES: 001

Representative Bivins offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 2245, Page 6, Section 163.031, Line 183, by inserting after all of said line the following:

“Section 1. For school districts that levy separate tax rates on each subclass of real property and personal property in the aggregate, if voters approve a ballot prior to August 28, 2010 that presents separate stated tax rates to be applied to the different subclasses of real property and personal property in the aggregate, or increases the separate rates that may be levied on the different subclasses of real property and personal property in the aggregate by different amounts, then the tax rate that shall be used for the single rate calculation under subsection 2 of section 137.073 shall be a blended rate, which shall be calculated in the manner described in subdivision (1) of subsection 6 of section 137.073.”; and

Further amend said bill, Page 6, Section B, Line 5, by inserting after all of said line the following:

“Section C. The emergency clause contained in Section B of this act shall not apply to Section 1 of Section A of this act.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bivins, **House Amendment No. 2** was adopted.

HB 2245, as amended, was laid over.

THIRD READING OF HOUSE BILL - APPROPRIATIONS

HCS HB 2016, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 2016** was read the third time and passed by the following vote:

AYES: 129

Atkins	Aull	Ayres	Biermann	Bivins
Brandom	Bringer	Brown 50	Brown 149	Burlison
Calloway	Carter	Casey	Chappelle-Nadal	Colona
Conway	Cooper	Corcoran	Cox	Cunningham
Curls	Day	Deeken	Denison	Dieckhaus
Diehl	Dixon	Dougherty	Englund	Faith
Fallert	Fischer 107	Fisher 125	Flanigan	Frame
Funderburk	Gatschenberger	Grill	Grisamore	Guest
Harris	Hobbs	Hoskins 80	Hoskins 121	Hughes
Hummel	Icet	Jones 63	Jones 89	Jones 117
Kander	Kelly	Kingery	Kirkton	Komo
Kratky	Lair	Lampe	Largent	Leara
LeBlanc	Liese	Lipke	Loehner	McClanahan
McDonald	McGhee	McNary	McNeil	Meadows
Meiners	Molendorp	Morris	Munzlinger	Nance
Nasheed	Newman	Nieves	Nolte	Norr
Oxford	Pace	Parkinson	Parson	Quinn
Riddle	Rucker	Ruestman	Ruzicka	Salva
Sander	Sater	Scavuzzo	Schad	Scharnhorst
Schieffer	Schlottach	Schoeller	Schoemehl	Schupp
Shively	Silvey	Smith 14	Spreng	Stevenson
Still	Storch	Stream	Sutherland	Swinger
Thomson	Todd	Tracy	Viebrock	Wallace
Walsh	Walton Gray	Wasson	Webb	Webber
Weter	Whitehead	Wilson 119	Wilson 130	Witte
Wright	Yaeger	Zerr	Mr Speaker	

NOES: 025

Brown 30	Burnett	Davis	Dethrow	Dugger
Dusenberg	Emery	Ervin	Flook	Franz
Guernsey	Keeney	Koenig	Kraus	Kuessner
LeVota	Low	Pollock	Pratt	Roorda
Schaaf	Skaggs	Smith 150	Wells	Zimmerman

PRESENT: 000

ABSENT WITH LEAVE: 008

Allen	Bruns	Hodges	Holsman	Self
Talboy	Tilley	Vogt		

VACANCIES: 001

Speaker Pro Tem Pratt declared the bill passed.

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJR 63, relating to initiative petitions, was taken up by Representative Parson.

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

House Amendment No. 1

AMEND House Committee Substitute for House Joint Resolution No. 63, Page 1, Section 50, Line 2, by deleting the words “[eight] **fifteen**” and inserting in lieu thereof the word “eight”; and

Further amend said resolution, page and section, Line 3, by deleting the words “[five] **ten**” and inserting in lieu thereof the word “five”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Emery offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Joint Resolution No. 63, Page 1, Lines 2 to 6 of said amendment, by deleting all of said lines and inserting in lieu thereof the following:

‘Line 2 by deleting the word, “**fifteen**” and inserting in lieu thereof the phrase, “**five and one-fourth**”; and

Further amend said section, Page 1, Line 3, by deleting the word “**ten**” and inserting in lieu thereof the phrase “**three and one-fourth**” ‘; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Nieves assumed the Chair.

Representative Emery moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 042

Atkins	Ayres	Brandom	Bringer	Brown 50
Burlison	Casey	Conway	Corcoran	Davis
Dethrow	Dixon	Emery	Fallert	Fischer 107
Flook	Frame	Grisamore	Harris	Holsman
Hoskins 80	Koenig	LeVota	Low	Meadows
Meiners	Nance	Nasheed	Newman	Nieves
Oxford	Pollock	Ruestman	Salva	Sater
Schaaf	Schoeller	Smith 150	Stevenson	Wallace
Wright	Mr Speaker			

NOES: 114

Allen	Aull	Biermann	Bivins	Brown 30
Brown 149	Bruns	Burnett	Calloway	Carter
Chappelle-Nadal	Colona	Cox	Cunningham	Curts
Day	Deeken	Denison	Dieckhaus	Diehl
Dougherty	Dugger	Dusenberg	Englund	Ervin
Faith	Fisher 125	Flanigan	Franz	Funderburk
Grill	Guernsey	Guest	Hobbs	Hodges
Hoskins 121	Hughes	Hummel	Icet	Jones 63
Jones 89	Jones 117	Kander	Keeney	Kelly
Kingery	Kirkton	Komo	Kratky	Kraus
Lair	Lampe	Largent	Leara	LeBlanc
Liese	Lipke	Loehner	McClanahan	McDonald
McGhee	McNary	McNeil	Molendorp	Morris
Munzlinger	Nolte	Norr	Pace	Parkinson
Parson	Pratt	Quinn	Riddle	Roorda
Rucker	Ruzicka	Sander	Scavuzzo	Schad
Scharnhorst	Schieffer	Schlottach	Schoemehl	Schupp
Shively	Silvey	Skaggs	Smith 14	Spreng
Still	Storch	Stream	Sutherland	Swinger
Talboy	Thomson	Todd	Tracy	Viebrock
Walsh	Walton Gray	Wasson	Webb	Webber
Wells	Weter	Whitehead	Wilson 119	Wilson 130
Witte	Yaeger	Zerr	Zimmerman	

PRESENT: 000

ABSENT WITH LEAVE: 006

Cooper	Gatschenberger	Kuessner	Self	Tilley
Vogt				

VACANCIES: 001

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

On motion of Representative Parson, **HCS HJR 63, as amended**, was adopted.

On motion of Representative Parson, **HCS HJR 63, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILL

HB 2245, as amended, relating to school funding, was again taken up by Representative Bivins.

Representative Schad offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 2245, Page 6, Section 163.031, Line 183, by inserting immediately after all of said line the following:

“163.036. 1. In computing the amount of state aid a school district is entitled to receive for the minimum school term only under section 163.031, a school district may use an estimate of the weighted average daily attendance for the current year, or the weighted average daily attendance for the immediately preceding year or the weighted average daily attendance for the second preceding school year, whichever is greater. Beginning with the 2006-07 school year, the summer school attendance included in the average daily attendance as defined in subdivision (2) of section 163.011 shall include only the attendance hours of pupils that attend summer school in the current year. **Beginning with the 2010-2011 school year, the summer school attendance included in average daily attendance shall include only the attendance hours of pupils based exclusively on academic areas of study for credit-bearing courses, remedial courses that are necessary for a student to be promoted to the next grade, or core subject areas of the regular instruction program for the relevant grade levels. In order for summer school attendance to be included in the average daily attendance definition, each school district shall verify to the department of elementary and secondary education that the district's summer school program conforms to this subsection. This subsection shall not be construed to disallow a school district from providing a summer school program that offers nonacademic or enrichment activities at such district's expense.** Beginning with the 2004-05 school year, when a district's official calendar for the current year contributes to a more than ten percent reduction in the average daily attendance for kindergarten compared to the immediately preceding year, the payment attributable to kindergarten shall include only the current year kindergarten average daily attendance. Any error made in the apportionment of state aid because of a difference between the actual weighted average daily attendance and the estimated weighted average daily attendance shall be corrected as provided in section 163.091, except that if the amount paid to a district estimating weighted average daily attendance exceeds the amount to which the district was actually entitled by more than five percent, interest at the rate of six percent shall be charged on the excess and shall be added to the amount to be deducted from the district's apportionment the next succeeding year.

2. Notwithstanding the provisions of subsection 1 of this section or any other provision of law, the state board of education shall make an adjustment for the immediately preceding year for any increase in the actual weighted average daily attendance above the number on which the state aid in section 163.031 was calculated. Said adjustment shall be made in the manner providing for correction of errors under subsection 1 of this section.

3. Any error made in the apportionment of state aid because of a difference between the actual equalized assessed valuation for the current year and the estimated equalized assessed valuation for the current year shall be corrected as provided in section 163.091, except that if the amount paid to a district estimating current equalized assessed valuation exceeds the amount to which the district was actually entitled, interest at the rate of six percent shall be charged on the excess and shall be added to the amount to be deducted from the district's apportionment the next succeeding year.

4. For the purposes of distribution of state school aid pursuant to section 163.031, a school district with ten percent or more of its assessed valuation that is owned by one person or corporation as commercial or personal property who is delinquent in a property tax payment may elect, after receiving notice from the county clerk on or before March fifteenth that more than ten percent of its current taxes due the preceding December thirty-first by a single property owner are delinquent, to use in the local effort calculation of the state aid formula the district's equalized assessed valuation for the preceding year or the actual assessed valuation of the year for which the taxes are delinquent less the assessed valuation of property for which the current year's property tax is delinquent. To qualify for use of the actual assessed valuation of the year for which the taxes are delinquent less the assessed valuation of property for which the current year's property tax is delinquent, a district must notify the department of elementary and secondary education on or before April first, except in the year enacted, of the current year amount of delinquent taxes, the assessed valuation of such property for which delinquent taxes are owed and the total assessed valuation of the district for the year in which the taxes were due but not paid. Any district giving such notice to the department of elementary and secondary education

shall present verification of the accuracy of such notice obtained from the clerk of the county levying delinquent taxes. When any of the delinquent taxes identified by such notice are paid during a four-year period following the due date, the county clerk shall give notice to the district and the department of elementary and secondary education, and state aid paid to the district shall be reduced by an amount equal to the delinquent taxes received plus interest. The reduction in state aid shall occur over a period not to exceed five years and the interest rate on excess state aid not refunded shall be six percent annually.

5. If a district receives state aid based on equalized assessed valuation as determined by subsection 4 of this section and if prior to such notice the district was paid state aid pursuant to section 163.031, the amount of state aid paid during the year of such notice and the first year following shall equal the sum of state aid paid pursuant to section 163.031 plus the difference between the state aid amount being paid after such notice minus the amount of state aid the district would have received pursuant to section 163.031 before such notice. To be eligible to receive state aid based on this provision the district must levy during the first year following such notice at least the maximum levy permitted school districts by article X, section 11(b) of the Missouri Constitution and have a voluntary rollback of its tax rate which is no greater than one cent per one hundred dollars assessed valuation.

[163.037. In any school year after the 2009-10 school year, if there is a twenty-five percent decrease in the statewide percentage of average daily attendance attributable to summer school compared to the percentage of average daily attendance attributable to summer school in the 2005-06 school year, then for the subsequent school year, weighted average daily attendance, as such term is defined in section 163.011, shall include the addition of the product of twenty-five hundredth times the average daily attendance for summer school.]"; and

Further amend said bill, Page 6, Section B, Line 5, by inserting after all of said line the following:

“Section C. The emergency clause contained in Section B of this act shall not apply to section 163.037 of Section A of this act.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Loehner offered House Amendment No. 1 to House Amendment No. 3.

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Bill No. 2245, Page 1, Lines 12 to 14, by deleting all of said lines and inserting in lieu thereof the following:

“exclusively on academic areas of study for credit-bearing courses or remedial courses that are necessary for a student to be promoted to the next grade. In order for summer school attendance to be”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Loehner, **House Amendment No. 1 to House Amendment No. 3** was adopted by the following vote:

AYES: 114

Allen	Aull	Ayres	Biermann	Bivins
Brandom	Brown 50	Brown 149	Bruns	Burlison
Casey	Conway	Cooper	Cox	Cunningham
Davis	Day	Deeken	Denison	Dethrow
Dieckhaus	Diehl	Dixon	Dougherty	Dugger
Emery	Englund	Ervin	Faith	Fallert
Fischer 107	Fisher 125	Flanigan	Flook	Frame

Franz	Funderburk	Gatschenberger	Guernsey	Guest
Harris	Hodges	Holsman	Hoskins 121	Icet
Jones 89	Jones 117	Kander	Keeney	Kelly
Kingery	Kirkton	Koenig	Komo	Lair
Lampe	Largent	Leara	Liese	Lipke
Loehner	McClanahan	McNary	Meadows	Meiners
Molendorp	Munzlinger	Nance	Nieves	Nolte
Norr	Parkinson	Parson	Pollock	Pratt
Quinn	Riddle	Rucker	Ruestman	Ruzicka
Sander	Sater	Scavuzzo	Schaaf	Schad
Scharnhorst	Schieffer	Schlottach	Schoeller	Schoemehl
Shively	Silvey	Smith 14	Smith 150	Stevenson
Storch	Stream	Thomson	Todd	Tracy
Viebrock	Wallace	Walsh	Wasson	Webber
Wells	Weter	Wilson 119	Wilson 130	Wright
Yaeger	Zerr	Zimmerman	Mr Speaker	

NOES: 039

Atkins	Bringer	Brown 30	Burnett	Calloway
Carter	Chappelle-Nadal	Colona	Corcoran	Curls
Dusenberg	Grill	Grisamore	Hoskins 80	Hughes
Hummel	Jones 63	Kratky	Kraus	LeBlanc
LeVota	Low	McDonald	McNeil	Morris
Nasheed	Newman	Oxford	Pace	Roorda
Schupp	Skaggs	Still	Swinger	Talboy
Walton Gray	Webb	Whitehead	Witte	

PRESENT: 000

ABSENT WITH LEAVE: 009

Hobbs	Kuessner	McGhee	Salva	Self
Spreng	Sutherland	Tilley	Vogt	

VACANCIES: 001

Representative Aull offered House Amendment No. 2 to House Amendment No. 3.

House Amendment No. 2
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Bill No. 2245, Page 1, Line 19 of said amendment, by inserting immediately after the word “**expense.**” the following:

“Such summer school average daily attendance reimbursement shall be limited to the total number of hours calculated by multiplying fifteen percent of a district’s January membership for a maximum of six hours a day for twenty days.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Aull, **House Amendment No. 2 to House Amendment No. 3** was adopted.

On motion of Representative Schad, **House Amendment No. 3, as amended**, was adopted.

Representative Kingery offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Bill No. 2245, Page 6, Section 163.031, Line 183, by inserting immediately after all of said line the following:

“168.500. 1. For the purpose of providing career pay, which shall be a salary supplement, for public school teachers, which for the purpose of sections 168.500 to 168.515 shall include classroom teachers, librarians, guidance counselors and certificated teachers who hold positions as school psychological examiners, parents as teachers educators, school psychologists, special education diagnosticians and speech pathologists, and are on the district salary schedule, there is hereby created and established a career advancement program which shall be known as the "Missouri Career Development and Teacher Excellence Plan", hereinafter known as the "career plan or program". Participation by local school districts in the career advancement program established under this section shall be voluntary. The career advancement program is a matching fund program [of variable match rates]. The general assembly [shall] **may** make an annual appropriation to the excellence in education fund established under section 160.268, RSMo, for the purpose of providing the state's portion for the career advancement program. The "Career Ladder Forward Funding Fund" is hereby established in the state treasury. Beginning with fiscal year 1998 and until the career ladder forward funding fund is terminated pursuant to this subsection, the general assembly [shall] **may** appropriate funds to the career ladder forward funding fund. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, moneys in the fund shall not be transferred to the credit of the general revenue fund at the end of the biennium. All interest or other gain received from investment of moneys in the fund shall be credited to the fund. All funds deposited in the fund shall be maintained in the fund until such time as the balance in the fund at the end of the fiscal year is equal to or greater than the appropriation for the career ladder program for the following year, at which time all such revenues shall be used to fund, in advance, the career ladder program for such following year and the career ladder forwarding funding fund shall thereafter be terminated.

2. The department of elementary and secondary education, at the direction of the commissioner of education, shall study and develop model career plans which shall be made available to the local school districts. These state model career plans shall:

- (1) Contain three steps or stages of career advancement;
- (2) Contain a detailed procedure for the admission of teachers to the career program;
- (3) Contain specific criteria for career step qualifications and attainment. These criteria shall clearly describe the minimum number of professional responsibilities required of the teacher at each stage of the plan and shall include reference to classroom performance evaluations performed pursuant to section 168.128;
- (4) Be consistent with the teacher certification process recommended by the Missouri advisory council of certification for educators and adopted by the department of elementary and secondary education;
- (5) Provide that public school teachers in Missouri shall become eligible to apply for admission to the career plans adopted under sections 168.500 to 168.515 after five years of public school teaching in Missouri. All teachers seeking admission to any career plan shall, as a minimum, meet the requirements necessary to obtain the first renewable professional certificate as provided in section 168.021;
- (6) Provide procedures for appealing decisions made under career plans established under sections 168.500 to 168.515.

3. The commissioner of education shall cause the department of elementary and secondary education to establish guidelines for all career plans established under this section, and criteria that must be met by any school district which seeks funding for its career plan.

4. A participating local school district may have the option of implementing a career plan developed by the department of elementary and secondary education or a local plan which has been developed with advice from teachers employed by the district and which has met with the approval of the department of elementary and secondary education. In approving local career plans, the department of elementary and secondary education may consider provisions in the plan of the local district for recognition of teacher mobility from one district to another within this state.

5. The career plans of local school districts shall not discriminate on the basis of race, sex, religion, national origin, color, creed, or age. Participation in the career plan of a local school district is optional, and any teacher who declines to participate shall not be penalized in any way.

6. In order to receive funds under this section, a school district which is not subject to section 162.920, RSMo, must have a total levy for operating purposes which is in excess of the amount allowed in section 11(b) of article X of

the Missouri Constitution; and a school district which is subject to section 162.920, RSMo, must have a total levy for operating purposes which is equal to or in excess of twenty-five cents on each hundred dollars of assessed valuation.

7. The commissioner of education shall cause the department of elementary and secondary education to regard a speech pathologist who holds both a valid certificate of license to teach and a certificate of clinical competence to have fulfilled the standards required to be placed on stage III of the career program, provided that such speech pathologist has been employed by a public school in Missouri for at least five years and is approved for placement at such stage III by the local school district.

8. Beginning in fiscal year 2012, the state portion of career ladder payments shall only be made available to local school districts if the general assembly makes an appropriation for such program. Payments authorized under sections 168.500 to 168.515 shall only be made available in a year for which a state appropriation is made. Any state appropriation shall be made prospectively in relation to the year in which work under the program is performed.

9. Nothing in this section shall be construed to prohibit a local school district from funding the program for its teachers, for work performed in years for which no state appropriation is made available.

168.515. 1. Each teacher selected to participate in a career plan established under sections 168.500 to 168.515, who meets the requirements of such plan, [shall] **may** receive a salary supplement, the state's share of which shall be distributed under section 163.031, RSMo, equal to the following amounts applied to the career ladder entitlement of section 163.031, RSMo:

- (1) Career stage I teachers may receive up to an additional one thousand five hundred dollars per school year;
- (2) Career stage II teachers may receive up to an additional three thousand dollars per school year;
- (3) Career stage III teachers may receive up to an additional five thousand dollars per school year. All teachers within each stage within the same school district shall receive equal salary supplements.

2. The state [shall] **may** make payments pursuant to section 163.031, RSMo, to the local school district for the purpose of [reimbursing] **providing funding to** the local school district for the payment of any salary supplements provided for in this section, subject to the availability of funds as appropriated each year and distributed on a [variable match formula which shall] **matching basis where the percentage of state funding shall be forty percent and the percentage of local funding shall be sixty percent.** [be based on assessed valuation of the district for the second preceding school year.

3. In distributing these matching funds, school districts shall be ranked by the assessed valuation for the second preceding school year per weighted average daily attendance from the highest to the lowest and divided into three groups. Group one shall contain the highest twenty-five percent of all public school districts, groups two and three combined shall contain the remaining seventy-five percent of all public school districts. The districts in groups two and three shall be rank-ordered from largest to smallest based on enrollment as of the last Wednesday in September during the second preceding school year, group two shall contain twenty-five percent of all public school districts that are larger on the enrollment-based rank-ordered list and group three shall contain the remaining fifty percent of all public school districts. Pursuant to subsection 4 of this section, districts in group one shall receive forty percent state funding and shall contribute sixty percent local funding, group two shall receive fifty percent state funding and shall contribute fifty percent local funding and group three shall receive sixty percent state funding and shall contribute forty percent local funding.

4. The incremental groups are as follows:

Group	Percentage of Districts	Percentage of State Funding	Percentage of Local Funding
1	25%	40%	60%
2	25%	50%	50%
3	50%	60%	40%

5. Beginning in the 1996-97 school year, any school district in any group which participated in the career ladder program in 1995-96 and paid less than the local funding percentage required by subsection 4 of this section shall increase its local share of career ladder costs by five percentage points from the preceding year until the district pays the percentage share of cost required by subsection 4 of this section, and in no case shall the local funding percentage be increased by a greater amount for any year. For any district, the state payment shall not exceed the local payment times the state percentage share divided by the local percentage share. Except as provided in subsection 10 of this section, any district not participating in the 1995-96 school year or any district which interrupts its career ladder program for any subsequent year shall enter the program on the cost-sharing basis required by subsection 4 of this section.]

[6.] **3.** Not less than every fourth year, beginning with calendar year 1988, the general assembly, through the joint committee established under section 160.254, RSMo, shall review the amount of the career pay provided for in this

section to determine if any increases are necessary to reflect the increases in the cost of living which have occurred since the salary supplements were last reviewed or set.

[7.] **4.** To participate in the salary supplement program established under this section, a school district may submit to the voters of the district a proposition to increase taxes for this purpose. If a school district's current tax rate ceiling is at or above the rate from which an increase would require a two-thirds majority, the school board may submit to the voters of the district a proposition to reduce or eliminate the amount of the levy reduction resulting from section 164.013, RSMo. If a majority of the voters voting thereon vote in favor of the proposition, the board may certify that seventy-five percent of the revenue generated from this source shall be used to implement the salary supplement program established under this section.

[8.] **5.** In no case shall a school district use state funds received under this section nor local revenue generated from a tax established under subsection 7 of this section to comply with the minimum salary requirements for teachers established pursuant to section 163.172, RSMo.

[9.] Beginning in the 1996-97 school year, for any teacher who participated in the career program in the 1995-96 school year, continues to participate in the program thereafter, and remains qualified to receive career pay pursuant to section 168.510, the state's share of the teacher's salary supplement shall continue to be the percentage paid by the state in the 1995-96 school year, notwithstanding any provisions of subsection 4 of this section to the contrary, and the state shall continue to pay such percentage of the teacher's salary supplement until any of the following occurs:

(1) The teacher ceases his or her participation in the program; or
(2) The teacher suspends his or her participation in the program for any school year after the 1995-96 school year. If the teacher later resumes participation in the program, the state funding shall be subject to the provisions of subsection 4 of this section.

10. Any school district that participated in the career ladder program prior to the 2001-02 school year but ceased its participation at any time from July 1, 2001, to July 1, 2005, may resume participation in the program no later than July 1, 2006, at the same matching level, pursuant to subsections 4 and 5 of this section, for which the district qualified during its last year of participation.]"; and

Further amend said bill, Page 6, Section B, Line 5, by inserting after all of said line the following:

"Section C. The emergency clause contained in Section B of this act shall not apply to sections 168.500 and 168.515 of Section A of this act."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kingery, House Amendment No. 4 was adopted.

Representative Aull offered House Amendment No. 5.

House Amendment No. 5

AMEND House Bill No. 2245, Section 163.031, Page 6, Line 183, by inserting after all of said line the following:

"178.697. 1. Funding for sections 178.691 to 178.699 shall be made available pursuant to section 163.031, RSMo, and shall be subject to appropriations made for this purpose.

2. Costs of contractual arrangements shall be the obligation of the school district of residence of each preschool child. Costs of contractual arrangements shall not exceed an amount equal to an amount reimbursable to the school districts under the provisions of sections 178.691 to 178.699. [No program shall be approved or contract entered into which requires any additional payment by participants or their parents or guardians.]

3. Payments for participants for programs outlined in section 178.693 shall be uniform for all districts or public agencies.

4. Families with children under the age of kindergarten entry shall be eligible to receive annual health and development screenings and parents shall be eligible to receive prenatal visits under sections 178.691 to 178.699. Priority for Parents as Teachers service delivery, which includes but is not limited to home visits, group meetings, screenings and service referrals, delivery shall be given to high needs families in accordance with criteria set forth by the department of elementary and secondary education. Local school districts may establish

cost sharing strategies to supplement funding for Parents as Teachers program services. The provisions of this subsection shall expire on December 31, 2015 unless reauthorized by an act of the general assembly.”; and

Further amend said bill, Section B, Page 6, Line 5, by inserting after all of said line the following:

“Section C. The emergency clause contained in Section B of this act shall not apply to section 178.697 of Section A of this act.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Nance offered **House Amendment No. 1 to House Amendment No. 5.**

Representative Bivins raised a point of order that **House Amendment No. 1 to House Amendment No. 5** goes beyond the scope of the amendment.

Representative Nieves requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Aull, **House Amendment No. 5** was adopted.

Representative Thomson offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Bill No. 2245, Page 6, Section 163.031, Line 183, by inserting immediately after all of said line the following:

“163.044. 1. **(1)** Beginning with the 2007 fiscal year and each subsequent fiscal year, the general assembly shall appropriate fifteen million dollars to be directed in the following manner to school districts with an average daily attendance **for the regular school year** of three hundred fifty students or less in the school year preceding the payment year:

[1)] **(a)** Ten million dollars shall be distributed to the eligible districts in proportion to their average daily attendance **for the regular school year**; and

[2)] **(b)** Five million dollars shall be directed to the eligible districts that have an operating levy for school purposes in the current year equal to or greater than the performance levy and any school districts which have an operating levy for school purposes in the current year less than the performance levy solely due to a modification of such district's levy required under subdivision (4) of subsection 5 of section 137.073, RSMo. A tax-rate-weighted average daily attendance shall be calculated for each eligible district in proportion to its operating levy for school purposes for the current year divided by the performance levy with that result multiplied by the district's average daily attendance in the school year preceding the payment year. The total appropriation pursuant to this subdivision shall then be divided by the sum of the tax-rate-weighted average daily attendance of the eligible districts, and the resulting amount per tax-rate-weighted average daily attendance shall be multiplied by each eligible district's tax-rate-weighted average daily attendance to determine the amount to be paid to each eligible district.

(2) Beginning with the earlier of the completion of the phase-in under subsection 4 of section 163.031 or the fiscal year after the first fiscal year in which the amount appropriated for subsections 1 and 2 of section 163.031 is sufficient to accommodate the full amount of the annualized calculation required under such subsections after fiscal year 2010, as certified by the commissioner of education in a letter to the house budget chair and senate appropriations chair, and each subsequent fiscal year, the general assembly shall appropriate twenty million dollars to be directed in the following manner to school districts with an average daily attendance for the regular school year of three hundred fifty students or less in the school year preceding the payment year:

(a) Fifteen million dollars shall be distributed to the eligible districts in proportion to their average daily attendance for the regular school year; and

(b) Five million dollars shall be directed to the eligible districts that have an operating levy for school purposes in the current year equal to or greater than the performance levy and any school districts which have an operating levy for school purposes in the current year less than the performance levy solely due to a modification of such district's levy required under subdivision (4) of subsection 5 of section 137.073, RSMo. A tax-rate-weighted average daily attendance shall be calculated for each eligible district in proportion to its operating levy for school purposes for the current year divided by the performance levy with that result multiplied by the district's average daily attendance in the school year preceding the payment year. The total appropriation pursuant to this subdivision shall then be divided by the sum of the tax-rate-weighted average daily attendance of the eligible districts, and the resulting amount per tax-rate-weighted average daily attendance shall be multiplied by each eligible district's tax-rate-weighted average daily attendance to determine the amount to be paid to each eligible district.

2. Upon the occurrence of the earlier of the two conditions outlined in subdivision (2) of subsection 1 of this section, and each subsequent fiscal year, the general assembly shall appropriate an amount to be directed in the following manner to school districts with an average daily attendance for the regular school year of three hundred fifty-one to and including four hundred forty-nine students in the school year preceding the payment year, so that a school district with an average daily attendance for the regular school year of three hundred fifty-one shall receive ninety-nine percent of the amount per average daily attendance distributed under subdivision (1) of subsection 1 of this section and the percentage factor shall decrease by one per each additional student in average daily attendance as average daily attendance for the regular school year increases to and including four hundred forty-nine.

3. The payment under this section shall not be transferred to the capital projects fund.

[3.] 4. Except as provided in subsection [2] 3 of this section, districts receiving payments under this section may use the moneys for, including but not limited to, the following:

- (1) Distance learning;
- (2) Extraordinary transportation costs;
- (3) Rural teacher recruitment; and
- (4) Student learning opportunities not available within the district.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thomson, **House Amendment No. 6** was adopted.

On motion of Representative Bivins, **HB 2245, as amended**, was ordered perfected and printed by the following vote:

AYES: 079

Allen	Atkins	Aull	Ayres	Biermann
Bivins	Brandom	Brown 149	Burlison	Casey
Cooper	Cunningham	Davis	Day	Deeken
Denison	Dethrow	Dieckhaus	Diehl	Dugger
Emery	Englund	Ervin	Faith	Fallert
Fisher 125	Flanigan	Flook	Franz	Funderburk
Gatschenberger	Guernsey	Guest	Hobbs	Hoskins 121
Icet	Jones 89	Keeney	Kingery	Koenig
Lair	Largent	Leara	Loehner	McGhee
McNary	Molendorp	Munzlinger	Nance	Nieves
Nolte	Parkinson	Parson	Pollock	Riddle
Ruestman	Ruzicka	Sander	Sater	Schad
Scharnhorst	Schlottach	Schoeller	Schoemehl	Smith 14
Smith 150	Stevenson	Stream	Sutherland	Thomson
Tracy	Viebrock	Wallace	Wasson	Wells
Wilson 119	Wilson 130	Wright	Zerr	

NOES: 066

Bringer	Brown 30	Burnett	Calloway	Carter
Chappelle-Nadal	Colona	Conway	Corcoran	Curls
Dixon	Dusenberg	Fischer 107	Frame	Grill
Grisamore	Harris	Hodges	Holsman	Hoskins 80
Hughes	Hummel	Jones 63	Kander	Kelly
Kirkton	Komo	Kratky	Lampe	LeVota
Liese	Low	McClanahan	McDonald	McNeil
Meadows	Morris	Nasheed	Newman	Norr
Oxford	Pace	Pratt	Quinn	Roorda
Rucker	Scavuzzo	Schaaf	Schieffer	Schupp
Shively	Silvey	Skaggs	Still	Storch
Swinger	Talboy	Todd	Walsh	Walton Gray
Webb	Webber	Whitehead	Witte	Yaeger
Zimmerman				

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 50	Bruns	Cox	Dougherty	Jones 117
Kraus	Kuessner	LeBlanc	Lipke	Meiners
Salva	Self	Spreng	Tilley	Vogt
Weter	Mr Speaker			

VACANCIES: 001

Speaker Pro Tem Pratt resumed the Chair.

COMMITTEE REPORTS

Committee on Elections, Chairman Deeken reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **SB 741**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Emery reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 2343**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Day reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 79**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 79

WHEREAS, the F/A-18E/F Block II Super Hornet is the Navy's next generation carrier-based strike fighter with advanced air-to-ground and air-to-air operational capabilities, and will be the backbone of the fleet for the next 25 years; and

WHEREAS, the Department of Navy testified to a strike fighter shortfall of over 240 aircraft by 2016, which poses a significant operational risk by diminishing deterrent capabilities and limiting surge capability to respond to a crisis; and

WHEREAS, aging F/A-18A-D aircraft are being used far beyond their original design life limits; and

WHEREAS, any additional delay in F-35C initial operational capability (IOC) will significantly increase the strike fighter shortfall; and

WHEREAS, both FY2010 defense authorization and appropriations bills authorized the Navy to enter into a multi-year procurement (MYP) contract to buy additional F/A-18 E/F Block II Super Hornets to mitigate the TACAIR shortfall; and

WHEREAS, F/A-18A-D Hornets and F/A-18E/F Super Hornets currently fly 30% of all TACAIR sorties and 50% of all CENTCOM Close Air Support missions; and

WHEREAS, 100% of the Super Hornets have been delivered on time and at cost; and

WHEREAS, reliability and low operating costs for the F/A-18E/F have generated 20% in savings versus F/A-18A-D aircraft; and

WHEREAS, current F/A-18E/F Super Hornet Program of Record production line ends in FY2013 without additional aircraft procurement; and

WHEREAS, shutting down the production line results in loss of industrial base and limits the domestic strike fighter market to only a single manufacturer; and

WHEREAS, the F/A-18E/F Super Hornet Program supports 23,426 direct and indirect jobs with 191 companies across the State of Missouri and has an estimated one billion dollars of total economic impact in Missouri:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-fifth General Assembly, Second Regular Session, the Senate concurring therein, hereby support procurement of the F/A-18E/F Block II Super Hornet under a multi-year contract as a highly capable, low risk, and affordable mitigation to the Navy's TACAIR shortfall; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional delegation.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SCS SB 808**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Special Standing Committee on General Laws, Chairman Jones (89) reporting:

Mr. Speaker: Your Special Standing Committee on General Laws, to which was referred **SB 844**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Special Standing Committee on Health Insurance, Chairman Wilson (130) reporting:

Mr. Speaker: Your Special Standing Committee on Health Insurance, to which was referred **SS SB 618**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Parson reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 795**, begs leave to report it has examined the same and recommends that it **Do Pass**.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

HCS SB 795 - Fiscal Review (Fiscal Note)

MESSAGES 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 **HB 1270**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1340**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1612**, entitled:

An act to repeal sections 204.300, 204.472, 204.571, and 250.233, RSMo, and to enact in lieu thereof four new sections relating to sewer districts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1643**, entitled:

An act to repeal section 193.265, RSMo, and to enact in lieu thereof two new sections relating to recording fees.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND House Bill No. 1643, Page 1, Section A, Line 2, by inserting after all of said line the following:

“59.003. All requests for records filed or recorded by the recorder of deeds under this chapter dated after December 31, 1969, shall be made to the office of the recorder of deeds in which the record was originally recorded.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND House Bill No. 1643, Page 3, Section 193.265, by adding after said section the following:

“429.110. Whenever property is sought to be charged with a lien under sections 429.010 to 429.340, and the owner of the property so sought to be charged shall not be a resident of this state, or shall have no agent in the county in which said property is situate, or when such owner shall be a resident of the state, but conceals himself, or has absconded, or absents himself from his usual place of abode, so that the notice required by section 429.100 cannot be served upon him, then, and in every such case, such notice may be [filed] **recorded** with the recorder of deeds of the county in which such property is situate, and when [filed] **recorded** shall have like effect as if served upon such owner or his agent in the manner contemplated by section 429.100]; and a copy of such notice so filed, together with the certificate of such recorder of deeds that the same is a correct copy of the notice so filed, shall be received in all courts of this state as evidence of the service, as herein provided, of such notice; and the recorder of deeds in each county of this state shall receive, file and keep every such notice so presented to him for filing, and shall further record the same at length in a separate book appropriately entitled; and for such service so performed, such recorder shall receive for each notice the sum of twenty-five cents, and for each copy so certified as aforesaid of each of said notices, shall receive the sum of fifty cents, to be paid by the party so filing or procuring such certified copy, as the case may be, and the costs of filing and of one certified copy] . **Such notice shall be accompanied by an applicable fee for recording and shall be taxed as costs in any lien suit to which the same pertains, to abide the result of the suit.”; and**

Further amend the title accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 1806**, entitled:

An act to repeal sections 48.020 and 48.030, RSMo, and to enact in lieu thereof two new sections relating to county classification, with an emergency clause.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1806, Page 4, Section 48.030, Line 5 of said page, by inserting after all of said line the following:

"71.275. Notwithstanding any other provision of this chapter to the contrary, if the governing body of any municipality finds it in the public interest that a parcel of land within a research, development, or office park project established under section 172.273, that is contiguous and compact to the existing corporate limits of the municipality and located in an unincorporated area of the county, should be located in the municipality, such municipality may annex such parcel, provided that the municipality obtains written consent of all the property owners located within the unincorporated area of such parcel.

79.025. No city of the fourth classification with more than two thousand three hundred but fewer than two thousand four hundred inhabitants and located in any county with a charter form of government and with more than one hundred ninety-eight thousand but fewer than one hundred ninety-nine thousand two hundred inhabitants shall annex any territory adjacent to the city if such adjacent territory proposed for annexation does not contain any registered voters unless the city has obtained the written consent of all the owners of real property within such adjacent territory."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1898**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1941**, entitled:

An act to repeal sections 227.303 and 227.409, RSMo, and to enact in lieu thereof eleven new sections relating to memorial highway designations.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1941, Page 1, Section 227.303, Line 3, by inserting after all of said line the following:

"227.324. The pedestrian and bicycle lane on the southern-most, down stream U.S. Highway 54 bridge, crossing the Missouri River at Jefferson City, Missouri, in Cole County, shall, upon completion of its construction, be designated as the "Pat Jones Pedestrian/Bicycle Lane". The department of transportation shall erect and maintain appropriate signs designating such pedestrian and bicycle lane, with the costs to be paid for by private donations."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Bill No. 1941, Page 1, Section 227.303, Line 3, by inserting after all of said line the following:

"227.313. The portion of Missouri Highway 266 located in Greene County from [North Missouri Road AB] Airport Boulevard to one mile east shall be designated as the "Dr. Martin Luther King Jr. Memorial Mile". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs for such designation to be paid for by private donations."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1942**, entitled:

An act to repeal section 190.309, RSMo, and to enact in lieu thereof one new section relating to emergency telephone board members in certain counties.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Bill No. 1942, Page 1, Section Title, Line 3, by striking all of said line and inserting in lieu thereof the following: "emergency service boards."; and

Further amend said bill, Page 3, Section 190.309, Line 85, by inserting immediately after said line the following:

"190.335. 1. In lieu of the tax levy authorized under section 190.305 for emergency telephone services, the county commission of any county may impose a county sales tax for the provision of central dispatching of fire protection, including law enforcement agencies, emergency ambulance service or any other emergency services, including emergency telephone services, which shall be collectively referred to herein as "emergency services", and which may also include the purchase and maintenance of communications and emergency equipment, including the operational costs associated therein, in accordance with the provisions of this section.

2. Such county commission may, by a majority vote of its members, submit to the voters of the county, at a public election, a proposal to authorize the county commission to impose a tax under the provisions of this section. If the residents of the county present a petition signed by a number of residents equal to ten percent of those in the county who voted in the most recent gubernatorial election, then the commission shall submit such a proposal to the voters of the county.

3. The ballot of submission shall be in substantially the following form:

Shall the county of (insert name of county) impose a county sales tax of (insert rate of percent) percent for the purpose of providing central dispatching of fire protection, emergency ambulance service, including emergency telephone services, and other emergency services?

YES NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the county commission shall have no power to impose the tax authorized by this section unless and until the county commission shall again have submitted another proposal to authorize the county commission to impose the tax under the provisions of this section, and such proposal is approved by a majority of the qualified voters voting thereon.

4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from the sale at retail of all tangible personal property or taxable services at retail within any county adopting such tax, if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525, RSMo. The sales tax shall not be collected prior to thirty-six months before operation of the central dispatching of emergency services.

5. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed under this section.

6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year in which the tax imposed pursuant to this section for emergency services is certified by the board to be fully operational. Any revenues collected from the tax authorized under section 190.305 shall be credited for the purposes for which they were intended.

7. At least once each calendar year, the [governing body] **board** shall establish a tax rate, not to exceed the amount authorized, that together with any surplus revenues carried forward will produce sufficient revenues to fund the expenditures authorized by this act. Amounts collected in excess of that necessary within a given year shall be carried forward to subsequent years. The [governing body] **board** shall make its determination of such tax rate each year no later than September first and shall fix the new rate which shall be collected as provided in this act. Immediately upon making its determination and fixing the rate, the [governing body] **board** shall publish in its minutes the new rate, and it shall notify every retailer by mail of the new rate.

8. Immediately upon the affirmative vote of voters of such a county on the ballot proposal to establish a county sales tax pursuant to the provisions of this section, the county commission shall appoint the initial members of a board to administer the funds and oversee the provision of emergency services in the county. Beginning with the general election in 1994, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency services and such duties shall be exercised by the board.

9. The initial board shall consist of seven members appointed without regard to political affiliation, who shall be selected from, and who shall represent, the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from each district of the county commission.

10. Beginning in 1994, three members shall be elected from each district of the county commission and one member shall be elected at large, such member to be the chairman of the board. Of those first elected, four members from districts of the county commission shall be elected for terms of two years and two members from districts of the county commission and the member at large shall be elected for terms of four years. In 1996, and thereafter, all terms of office shall be four years.

11. Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the first classification with more than two hundred forty thousand three hundred but fewer than two hundred forty thousand four hundred inhabitants, any emergency telephone service 911 board appointed by the county under section 190.309 which is in existence on the date the voters approve a sales tax under this section shall continue to exist and shall have the powers set forth under section 190.339.

12. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the second classification with more than fifty-four thousand two hundred but fewer than fifty-four thousand three hundred inhabitants that has approved a sales tax under this section, the county commission shall appoint the members of the board to administer the funds and oversee the provision of emergency services in the county.

(2) The board shall consist of seven members appointed without regard to political affiliation. Each member shall be one of the following:

- (a) The head of any of the county's fire protection districts, or a designee;
- (b) The head of any of the county's ambulance districts, or a designee;
- (c) The county sheriff, or a designee;
- (d) The head of any of the police departments in the county, or a designee; and
- (e) The head of any of the county's emergency management organizations, or a designee.

(3) Upon the appointment of the board under this subsection, the board shall have the power provided in section 190.339 and shall exercise all powers and duties exercised by the county commission under this chapter, and the commission shall relinquish all powers and duties relating to the provision of emergency services under this chapter to the board.

190.339. 1. The powers and duties of the emergency services board shall include, but not be limited to:

- (1) Planning a 911 system and dispatching system;
- (2) Coordinating and supervising the implementation, upgrading or maintenance of the system, including the establishment of equipment specifications and coding systems;
- (3) Receiving money from any county sales tax authorized to be levied pursuant to section 190.335 and authorizing disbursements from such moneys collected;
- (4) Hiring any staff necessary for the implementation, upgrade or operation of the system.

2. The board shall be a body corporate and a political subdivision of the state and shall be known as the "..... Emergency Services Board".

3. The administrative control and management of the moneys from any county sales tax authorized to be levied pursuant to section 190.335 and the administrative control and management of the central dispatching of emergency services shall rest solely with the board, and the board shall employ all necessary personnel, affix their compensation and provide suitable quarters and equipment for the operation of the central dispatching of emergency services from the funds available for this purpose.

[3.] **4.** The board may contract to provide services relating in whole or in part to central dispatching of emergency services and for such purpose may expend the tax funds or other funds.

[4.] **5.** The board shall elect a vice chairman, treasurer, secretary and such other officers as it deems necessary. Before taking office, the treasurer shall furnish a surety bond in an amount to be determined and in a form to be approved

by the board for the faithful performance of the treasurer's duties and faithful accounting of all moneys that may come into the treasurer's hands. The treasurer shall enter into the surety bond with a surety company authorized to do business in Missouri, and the cost of such bond shall be paid by the board of directors.

[5.] 6. The board may accept any gift of property or money for the use and benefit of the central dispatching of emergency services, and the board is authorized to sell or exchange any such property which it believes would be to the benefit of the service so long as the proceeds are used exclusively for central dispatching of emergency services. The board shall have exclusive control of all gifts, property or money it may accept; of all interest of other proceeds which may accrue from the investment of such gifts or money or from the sale of such property; of all tax revenues collected by the county on behalf of the central dispatching of emergency services; and of all other funds granted, appropriated or loaned to it by the federal government, the state or its political subdivisions so long as such resources are used solely to benefit the central dispatching of emergency services.

[6.] 7. Any board member may, following notice and an opportunity to be heard, be removed from any office by a majority vote of the other members of the board for any of the following reasons:

- (1) Failure to attend five consecutive meetings, without good cause;
- (2) Conduct prejudicial to the good order and efficient operation of the central dispatching of emergency services; or
- (3) Neglect of duty.

[7.] 8. The chairperson of the board shall preside at such removal hearing, unless the chairperson is the person sought to be removed, in which case the hearing shall be presided over by another member elected by a majority vote of the other board members. All interested parties may present testimony and arguments at such hearing, and the witnesses shall be sworn in by oath or affirmation before testifying. Any interested party may, at his or her own expense, record the proceedings.

[8.] 9. Vacancies on the board occasioned by removals, resignations or otherwise, shall be filled by the remaining members of the board. The appointee or appointees shall act until the next election at which a director or directors are elected to serve the remainder of the unexpired term.

[9.] 10. Individual board members shall not be eligible for employment by the board within twelve months of termination of service as a member of the board.

[10.] 11. No person shall be employed by the board who is related within the fourth degree by blood or by marriage to any member of the board."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1977**, entitled:

An act to repeal sections 190.060, 190.092, 190.133, 190.143, 190.196, 190.528, and 191.630, RSMo, and to enact in lieu thereof seven new sections relating to emergency medical technicians.

With Senate Amendment No. 1 and Senate Amendment No. 2

Senate Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1977, Page 1, Section Title, Line 4, by striking the word "technicians" and inserting in lieu thereof the following: "services"; and

Further amend said bill, Page 5, Section 190.092, Line 36, by inserting after all of said line the following:

"190.108. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for an air ambulance license.

2. The department shall have the authority and responsibility to license an air ambulance service in accordance with sections 190.001 to 190.245, and in accordance with rules adopted by the department pursuant to sections 190.001

to 190.245. The department may promulgate rules relating to the requirements for an air ambulance license including, but not limited to:

- (1) Medical control plans;
- (2) Medical director qualifications;
- (3) Air medical staff qualifications;
- (4) Response and operations standards to assure that the health and safety needs of the public are met;
- (5) Standards for air medical communications;
- (6) Criteria for compliance with licensure requirements;
- (7) Records and forms;
- (8) Equipment requirements;
- (9) Five-year license renewal;
- (10) Quality improvement committees; and
- (11) Response time, patient care and transportation standards.

3. Application for an air ambulance service license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the air ambulance service meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. Upon the sale or transfer of any air ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to 190.245.

5. The department shall promulgate rules prescribing the amount of fees to be required for licensure and relicensure under this section. All license fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the general revenue fund.

190.109. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for a ground ambulance license.

2. Any person that owned and operated a licensed ambulance on December 31, 1997, shall receive an ambulance service license from the department, unless suspended, revoked or terminated, for that ambulance service area which was, on December 31, 1997, described and filed with the department as the primary service area for its licensed ambulances on August 28, 1998, provided that the person makes application and adheres to the rules and regulations promulgated by the department pursuant to sections 190.001 to 190.245.

3. The department shall issue a new ground ambulance service license to an ambulance service that is not currently licensed by the department, or is currently licensed by the department and is seeking to expand its ambulance service area, except as provided in subsection 4 of this section, to be valid for a period of five years, unless suspended, revoked or terminated, when the director finds that the applicant meets the requirements of ambulance service licensure established pursuant to sections 190.100 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. In order to be considered for a new ambulance service license, an ambulance service shall submit to the department a letter of endorsement from each ambulance district or fire protection district that is authorized to provide ambulance service, or from each municipality not within an ambulance district or fire protection district that is authorized to provide ambulance service, in which the ambulance service proposes to operate. If an ambulance service proposes to operate in unincorporated portions of a county not within an ambulance district or fire protection district that is authorized to provide ambulance service, in order to be considered for a new ambulance service license, the ambulance service shall submit to the department a letter of endorsement from the county. Any letter of endorsement required pursuant to this section shall verify that the political subdivision has conducted a public hearing regarding the endorsement and that the governing body of the political subdivision has adopted a resolution approving the endorsement. The letter of endorsement shall affirmatively state that the proposed ambulance service:

- (1) Will provide a benefit to public health that outweighs the associated costs;
- (2) Will maintain or enhance the public's access to ambulance services;
- (3) Will maintain or improve the public health and promote the continued development of the regional emergency medical service system;
- (4) Has demonstrated the appropriate expertise in the operation of ambulance services; and
- (5) Has demonstrated the financial resources necessary for the operation of the proposed ambulance service.

4. A contract between a political subdivision and a licensed ambulance service for the provision of ambulance services for that political subdivision shall expand, without further action by the department, the ambulance service area of the licensed ambulance service to include the jurisdictional boundaries of the political subdivision. The termination

of the aforementioned contract shall result in a reduction of the licensed ambulance service's ambulance service area by removing the geographic area of the political subdivision from its ambulance service area, except that licensed ambulance service providers may provide ambulance services as are needed at and around the state fair grounds for protection of attendees at the state fair.

5. The department shall renew a ground ambulance service license if the applicant meets the requirements established pursuant to sections 190.001 to 190.245, and the rules adopted by the department pursuant to sections 190.001 to 190.245.

6. The department shall promulgate rules relating to the requirements for a ground ambulance service license including, but not limited to:

- (1) Vehicle design, specification, operation and maintenance standards;
- (2) Equipment requirements;
- (3) Staffing requirements;
- (4) Five-year license renewal;
- (5) Records and forms;
- (6) Medical control plans;
- (7) Medical director qualifications;
- (8) Standards for medical communications;
- (9) Memorandums of understanding with emergency medical response agencies that provide advanced life support;
- (10) Quality improvement committees; and
- (11) Response time, patient care and transportation standards.

7. Application for a ground ambulance service license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the ground ambulance service meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

8. The department shall promulgate rules prescribing the amount of fees to be required for licensure and relicensure under this section. All license fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the general revenue fund.

190.131. 1. The department shall accredit or certify training entities for first responders, emergency medical dispatchers, emergency medical technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245.

2. Such rules promulgated by the department shall set forth the minimum requirements for entrance criteria, training program curricula, instructors, facilities, equipment, medical oversight, record keeping, and reporting. **The rules shall prescribe the amount of fees to be required for certification and recertification under this section. All certification fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the general revenue fund.**

3. Application for training entity accreditation or certification shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems reasonably necessary to make a determination as to whether the training entity meets all requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. Upon receipt of such application for training entity accreditation or certification, the department shall determine whether the training entity, its instructors, facilities, equipment, curricula and medical oversight meet the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

5. Upon finding these requirements satisfied, the department shall issue a training entity accreditation or certification in accordance with rules promulgated by the department pursuant to sections 190.001 to 190.245.

6. Subsequent to the issuance of a training entity accreditation or certification, the department shall cause a periodic review of the training entity to assure continued compliance with the requirements of sections 190.001 to 190.245 and all rules promulgated pursuant to sections 190.001 to 190.245.

7. No person or entity shall hold itself out or provide training required by this section without accreditation or certification by the department."; and

Further amend said bill and page, Section 190.133, Line 26, by inserting after all of said line the following:

"5. The department shall promulgate rules prescribing the amount of fees to be required for licensure and relicensure under this section. All license fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the general revenue fund.

190.142. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license. The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) Education and training requirements based on respective national curricula of the United States Department of Transportation and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) Initial licensure testing requirements;

(4) Continuing education and relicensure requirements; and

(5) Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. The department shall promulgate rules prescribing the amount of fees to be required for licensure and relicensure under this section. All license fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the general revenue fund.

7. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1977, Page 9, Section 191.630, Line 18, by inserting after all of said line the following:

"431.068. 1. [Notwithstanding the provisions of section 431.061, any person seventeen years of age or older may donate blood voluntarily without the necessity of obtaining the permission or authorization of his or her parent or guardian.

2.] Any person **between sixteen and seventeen** years of age may donate blood, if that person obtains written permission or authorization from his or her parent or guardian.

[3.] **2.** No person under the age of eighteen shall receive compensation for any blood donated without the written authorization of his or her parent or guardian.

3. **The department of health and senior services shall develop a parental disclosure form for all donors between sixteen and seventeen years of age. This form shall provide information regarding donor risks and safety precautions.**"; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2270**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2297**, entitled:

An act to amend chapter 184, RSMo, by adding thereto five new sections relating to the establishment of the Kansas City zoological district.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2297, Page 3, Section 184.503, Line 30, by inserting immediately after all of said line the following:

"Provisions of this section to the contrary notwithstanding, no tax authorized under the provisions of this section shall be effective in any eligible noncharter county unless the tax authorized under the provisions of this section is imposed by an eligible charter county."

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2297, Page 1, Section Title, Line 2, by striking the word "the" at the end of said line; and

Further amend Line 3, by striking all of said line and inserting in lieu thereof the following:

"zoological districts."; and

Further amend said bill and page, Section A, Line 3, by inserting immediately after said line the following:

"184.362. The use and enjoyment of such institutions and places, museums and parks of any and all of the subdistricts established under sections 184.350 to 184.384 shall be forever free **to residents of the district** and open to the public at such times as may be provided by the reasonable rules and regulations adopted by the respective commissions in order to render the use of the said subdistrict's facilities of the greatest benefit and efficiently to the greatest number. **Upon application of a subdistrict established under sections 184.350 to 184.384, or in the case of a subdistrict which contracts with another person for provision of services authorized by this chapter, upon application of both the subdistrict and any person with whom the subdistrict contracts, and upon majority vote by the district board, a fee may be charged upon nonresidents of the district for admission to such institutions, places, museums, and parks of any of the subdistricts or of any person with whom the commissioners of any of the subdistricts contract. The respective commissions may, upon a majority vote of such commission, provide for exemptions from any fee for admission, to institutions, places, museums, and parks of such commission, adopted by the district board under the provisions of this section.** The respective commissions may exclude from the use of the said facilities any and all persons who willfully violate such rules. In addition said commission shall make and adopt such bylaws, rules and regulations for its own guidance and for the election of its members and for the administration of the subdistrict as it may deem expedient and as may not be inconsistent with the provisions of the law.

The respective commissions **and any person with whom the commissioners of a subdistrict may contract**, may [contract] **enter into contracts** for, or exact, a charge from any person in connection with the use, enjoyment, purchase, license or lease of any property, facility, activity, exhibit, function, or personnel of the respective subdistricts **or of any person with whom the commissioners of any subdistrict may contract**. Said commission shall have exclusive control of the expenditures of all moneys collected by the district to the credit of the subdistrict's fund. The commission of any subdistrict established by the voters under the authority of section 184.350 shall have exclusive control of the construction and maintenance of any subdistrict buildings built or maintained in whole or in part with moneys of said fund and of the supervision, care and custody of the grounds, rooms or buildings constructed, leased or set apart for the purposes of the subdistrict under the authority conferred in this law. The commission of any subdistrict established by the voters under the authority of section 184.350 shall have the power to appoint a director and necessary assistants, to fix their compensation and shall also have power to remove such appointees. All employees, appointees and officers of publicly owned and operated museums and zoological parks shall on the establishment of a subdistrict related thereto become employees of the subdistrict and such appointees' and employees' seniority, pension, salaries, wages and fringe benefits shall be equal to or better than that existing at the time of the establishment of the subdistrict insofar as may be possible. The respective commissions shall whenever the need arises transmit to the district a complete survey and report of the subdistrict's need for construction, reconstruction and repair of improvements, buildings and other facilities and shall include all information and data necessary for the purpose of ascertaining the cost of such improvements and shall further certify to the district the need for incurring additional indebtedness as provided in sections 184.364 to 184.376 herein."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 52**.

SENATE CONCURRENT RESOLUTION NO. 52

WHEREAS, the Missouri State government is an institution that is empowered by the will and consent of the people of Missouri; and

WHEREAS, the elected and appointed officials of the state of Missouri must recognize that the tax dollars expended by the state belong to the people of the state; and

WHEREAS, during the spring of 2009, for the 2008 tax year, Missouri state taxpayers did not receive their tax refunds in a timely manner; and

WHEREAS, taxpayers were told by the Department of Revenue that there were processing delays and there were not enough staff to handle requests; and

WHEREAS, however, the monies that are rightly owed back to the taxpayers, were held at length without the consent of the taxpayers to cover budget shortfalls; and

WHEREAS, many tax refunds were not completed until the late summer of 2009; and

WHEREAS, while taxpayers are held to their obligations to pay taxes on time, the state did not honor the obligation to return taxpayer money to the taxpayers in a timely fashion; and

WHEREAS, tax refunds are the result of overpayment of taxes and those overpayments do not belong to the state, but to the people:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-fifth General Assembly, Second Regular Session, the House of Representatives concurring therein, recognizes that tax refunds lawfully belong to the people and that the Governor and the Department of Revenue must ensure that income tax refunds

are processed and returned in a timely manner, that the tax dollars owed to the people are not to be used under false pretenses; 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 and the Director of the Department of Revenue.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 55**.

SENATE CONCURRENT RESOLUTION NO. 55

WHEREAS, our nation is fortunate to possess a wealth of natural resources and we have a long history of stewardship of these resources; and

WHEREAS, just as a farmer carefully tends the land on which his survival depends, many of our country's best resource stewards are those who use the resource and for whom the resource holds intrinsic value for sustenance, survival, or cultural tradition; and

WHEREAS, recreational fishermen and women are prime examples of responsible resource stewards, as they place an extremely high value on the quality and existence of our nation's coastal waters and freshwater resources. Recreational fishermen and women respect our country's marine and freshwater habitats because they know that in order for these ecosystems to sustain the aquatic life and natural wonder for which they are sought, these resources must be protected and carefully managed; and

WHEREAS, fishing as a pastime in our country boasts strong support, with 93 percent of Americans indicating they support legal recreational fishing, and it is an activity that is enjoyed by Americans across all age, gender, socio-economic, and ethnic distinctions; and

WHEREAS, recreational fishermen and women contribute significantly to the national and regional economies through equipment and gear purchases, fuel, lodging, and food, with total related sportfishing expenditures exceeding \$125 billion and supporting over 1 million jobs; and

WHEREAS, President Obama created an Interagency Ocean Policy Task Force in June of 2009 charged with recommending a national policy to ensure the protection, maintenance, and restoration of oceans, our coasts, and the Great Lakes; and

WHEREAS, the Task Force has issued two reports since its creation, the Interim Report of the Interagency Ocean Policy Task Force and the Interim Framework for Effective Coastal and Marine Spatial Planning, however the Task Force has failed to expressly recognize responsibly-regulated recreational fishing as a national priority for the oceans and Great Lakes in either of these reports; and

WHEREAS, without its recognition as a national priority, recreational fishing opportunities could become more limited, curtailed, or even potentially eliminated:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-fifth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby strenuously urge President Obama to include recreational fishing and boating as national priorities and ensure and promote recreational fishing and access to public waters in the Interagency Ocean Policy Task Force's concluding report and any forthcoming Executive Order based upon the report; and

BE IT FURTHER RESOLVED that the members strongly urge the members of Congress to take any measure within their power to mitigate or overturn any Executive Order issued to implement recommendations by the Interagency Ocean Policy Task Force if such recommendations do not include responsibly-regulated recreational fishing and boating

as national priorities for oceans, our coasts, and the Great Lakes and if such recommendations do not ensure and promote recreational fishing and access to public waters; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for President Obama, the Chairperson of the Interagency Ocean Policy Task Force, the Speaker of the United States House of Representatives, the President of the United States Senate, and members of the Missouri congressional delegation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 56**.

SENATE CONCURRENT RESOLUTION NO. 56

WHEREAS, the United States Environmental Protection Agency (EPA) will shortly begin regulating greenhouse gas emissions under the federal Clean Air Act; and

WHEREAS, as a result of EPA's action, major new sources of electric generation will be mandated to obtain Prevention of Significant Deterioration (PSD) permits setting forth Best Available Control Technology requirements for greenhouse gases; and

WHEREAS, major uncertainty exists because trial technologies, such as carbon capture and sequestration or integrated gasification combined cycle power plants, which hold significant prospect to reduce greenhouse gas emissions, are still years away from being proven to be economically practicable or commercially available; and

WHEREAS, this uncertainty could paralyze the long-term planning and development of new electric generating units in the state at a time when the state faces a critical void in the coming years in the electric power needed to support economic recovery and growth; and

WHEREAS, highly efficient power technologies, such as super-critical and ultra super-critical coal-fired electric generating units, represent a significant advancement over earlier generation coal units in terms of efficient use of coal and in reductions of emissions, and are compatible with carbon capture and sequestration systems when they become commercially viable, which will lead to even further greenhouse gas reductions; and

WHEREAS, these super-critical technologies are already demonstrated to serve the dual purpose of reducing the overall emissions profile of the electricity generation unit while providing efficient, affordable, and available power today and into the future; and

WHEREAS, it is in the state's interest to support the use of these advanced and available technologies that take advantage of existing coal reserves to offer the state significant environmental and economic advantages, rather than delay development of critically needed baseload electricity supply or resort fully to less efficient or more expensive technologies:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-fifth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the Department of Natural Resources, in issuing PSD permits for new conventional coal-fueled electric generating units, and consistent with otherwise applicable law, to fully consider:

- (1) The need to act expeditiously in accordance with the state's need to develop new electric generation; and
- (2) The use of commercially available technologies that are designed to be as efficient as is economically practicable, including advanced super-critical pulverized coal, ultra super-critical pulverized coal, and that are designed to be carbon capture and sequestration-compatible, as potential Best Available Control Technology; and

BE IT FURTHER RESOLVED that this resolution does not amend any state law to which the Department of Natural Resources is subject in the PSD process, and shall be interpreted to be consistent with any requirements of such state or federal law; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for Governor Jay Nixon and the Director of the Department of Natural Resources.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 SCS SJR 45**, entitled:

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing sections 2(a) and 2(b) of article IX of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the state board of education, with an effective date.

In which the concurrence of the House is respectfully requested.

COMMUNICATIONS

April 21, 2010

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss,

Pursuant to Article III, Section 22, of the Missouri Constitution, we, the undersigned, do hereby order that the House Rules Committee be relieved of **House Committee Substitute for House Bill No. 2300** and that said bill be placed on the House Calendar for consideration.

/s/ Terry Witte
/s/ Gina Walsh
/s/ John Burnett
/s/ Shalonn K. Curls
/s/ James Morris
/s/ Rachel Bringer
/s/ Belinda Harris
/s/ Jeanette Mott Oxford
/s/ Jake Zimmerman
/s/ Paul LeVota
/s/ Mike Talboy
/s/ Trent Skaggs
/s/ Terry Swinger
/s/ Mary Still
/s/ Rebecca McClanahan
/s/ Joseph Fallert Jr.
/s/ Jill Schupp
/s/ Jeanne Kirkton

/s/ Pat Conway
/s/ Jason Kander
/s/ Jake Hummel
/s/ Mike Colona
/s/ Margo McNeil
/s/ Stacy Newman
/s/ Bert Atkins
/s/ Sharon Pace
/s/ Rachel Storch
/s/ Jeff Roorda
/s/ Beth Low
/s/ Tim Meadows
/s/ Steve Hodges
/s/ Kate Meiners
/s/ Michele Kratky
/s/ Vicki Englund
/s/ Stephen Webber
/s/ Tom Todd
/s/ Jason Holsman
/s/ Patricia Yaeger
/s/ Ed Schieffer
/s/ Michael Spreng
/s/ Michael Vogt
/s/ Paul Quinn
/s/ Tom Shively
/s/ Ron Casey
/s/ Kenny Biermann
/s/ Chris Kelly
/s/ J.C. Kuessner
/s/ Don Calloway
/s/ Hope Whitehead
/s/ Michael Frame
/s/ Michael Brown
/s/ Tom McDonald
/s/ Luke Scavuzzo
/s/ Mike Corcoran
/s/ Sara Lampe
/s/ Will Kraus
/s/ Gary Dusenberg
/s/ Chris Molendorp

April 27, 2010

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss,

Pursuant to Article III, Section 22, of the Missouri Constitution, we, the undersigned, do hereby order that the House Special Standing Committee on Governmental Accountability and Ethics Reform be relieved of **House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 577** and that said bill be placed on the House Calendar for consideration.

/s/ Terry Witte
/s/ John Burnett
/s/ James Morris
/s/ Gina Walsh
/s/ Shalonn K. Curls
/s/ Paul LeVota
/s/ J.C. Kuessner
/s/ Joseph Fallert Jr.
/s/ Terry Swinger
/s/ Mike Colona
/s/ Rachel Bringer
/s/ Jill Schupp
/s/ Sara Lampe
/s/ Jeff Roorda
/s/ Trent Skaggs
/s/ Tom McDonald
/s/ Rachel Storch
/s/ Linda Fischer
/s/ Pat Conway
/s/ Hope Whitehead
/s/ Jake Zimmerman
/s/ Jacob Hummel
/s/ Chris Carter
/s/ Michael Frame
/s/ Ed Schieffer
/s/ Beth Low
/s/ Maria Chappelle-Nadal
/s/ Kate Meiners
/s/ Jeanne Kirkton
/s/ Steve Hodges
/s/ Jason Kander
/s/ Tim Meadows
/s/ Mike Talboy
/s/ Sue Schoemehl
/s/ Michael G. Corcoran
/s/ Sam Komo
/s/ Jason Holsman
/s/ Jason Grill
/s/ Mary W. Still
/s/ Michele Kratky
/s/ Stephen Webber
/s/ Patricia Yaeger

/s/ Michael Spreng
/s/ Luke Scavuzzo
/s/ Jeanette Mott Oxford
/s/ Michael Brown
/s/ Rebecca McClanahan
/s/ Chris Kelly
/s/ Vicki Englund
/s/ Tom Todd
/s/ Margo McNeil
/s/ Belinda Harris
/s/ Bert Atkins
/s/ Paul Quinn
/s/ Tom Shively
/s/ Don Calloway
/s/ Will Kraus
/s/ Gary Dusenberg
/s/ Chris Molendorp

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE

April 27, 2010

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
95th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 1498** entitled:

"AN ACT"

To repeal section 376.383, RSMo, and to enact in lieu thereof one new section relating to the payment of health insurance claims, with an effective date.

On April 27, 2010, I approved said **House Committee Substitute for House Bill No. 1498**.

Respectfully submitted,

/s/ Jeremiah W. (Jay) Nixon
Governor

RECESS

Representative Jones (89) moved that the House stand in recess until the Conference Committee Reports on **HB 2001 through HB 2013** are distributed; and then stand adjourned until 10:00 a.m., Wednesday, April 28, 2010.

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2002**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2002.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2003**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2003.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2003.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey
/s/ Chris Kelly

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2004**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2004.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2005**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2005.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2006**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2006.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2007**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2007.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2008**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2008.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2009**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2009.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2010**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2010.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2010.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2011**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2011.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2012**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2012.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey
/s/ Chris Kelly

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2013**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2013, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2013.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2013.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2013, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Robert Mayer
/s/ Kurt Schaefer
/s/ Joan Bray
/s/ Scott Rupp
/s/ Timothy Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ Ryan Silvey
/s/ Chris Kelly

ADJOURNMENT

Pursuant to the motion of Representative Jones (89), the House adjourned until 10:00 a.m., Wednesday, April 28, 2010.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Thursday, April 29, 2010, 8:30 a.m. Hearing Room 6.
Possible Executive session.

CRIME PREVENTION

Wednesday, April 28, 2010, Hearing Room 5 upon morning recess.
Executive session may follow.
Public hearing to be held on: HB 1613

ELEMENTARY AND SECONDARY EDUCATION

Thursday, April 29, 2010, 8:00 a.m. Hearing Room 5.
Executive session may follow.
Public hearing to be held on: SS SB 943, SCS SB 815

FISCAL REVIEW

Wednesday, April 28, 2010, 9:00 a.m. House Chamber south gallery.
All bills referred to committee.
Executive session may follow.

FISCAL REVIEW

Thursday, April 29, 2010, 9:00 a.m. House Chamber south gallery.
All bills referred to committee.
Executive session may follow.

HEALTH CARE POLICY

Wednesday, April 28, 2010, Hearing Room 6, 12:00 p.m. or upon morning recess.
Executive session may follow.
Public hearing to be held on: HB 2051, SB 971

INSURANCE POLICY

Wednesday, April 28, 2010, 12:00 p.m. Hearing Room 7.
Executive session may follow.
Public hearing to be held on: SCS SB 685, SCS SB 834, SB 985

INTERNATIONAL TRADE AND IMMIGRATION

Wednesday, April 28, 2010, Hearing Room 7, 5:00 p.m. or upon afternoon adjournment.
Executive session may follow.
Public hearing to be held on: HCR 74, HB 2449

JOINT COMMITTEE ON EDUCATION

Wednesday, April 28, 2010, 9:00 a.m. Hearing Room 6.
Election of officers.
Discussion of other issues.

JUDICIARY

Wednesday, April 28, 2010, Hearing Room 1 upon morning recess.
Executive session.

RULES - PURSUANT TO RULE 25(32)(f)

Wednesday, April 28, 2010, Hearing Room 3 upon afternoon adjournment.
Any bills referred to committee.
Possible Executive session.

Public hearing to be held on: HCR 77, HCS HB 1583, HCS HB 1725, HCS SS SCS SB 605,
HCS SB 739, HCS SCS SB 777, HCS SB 791, SCS SB 808, HCS SB 848

SPECIAL STANDING COMMITTEE ON CHILDREN AND FAMILIES

Wednesday, April 28, 2010, 8:00 a.m. Hearing Room 1.
Continuation of hearing on HB 1234.
Executive session may follow.

SPECIAL STANDING COMMITTEE ON GOVERNMENTAL ACCOUNTABILITY AND ETHICS REFORM

Wednesday, April 28, 2010, Hearing Room 1 upon afternoon adjournment.
Executive session.

SPECIAL STANDING COMMITTEE ON GOVERNMENTAL ACCOUNTABILITY AND ETHICS REFORM

Thursday, April 29, 2010, 8:00 a.m. Hearing Room 1.
Executive session.

SPECIAL STANDING COMMITTEE ON PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 28, 2010, 12:00 p.m. Hearing Room 4.
Executive session on SCS SB 616
Public hearing to be held on: SCS SB 616

TRANSPORTATION

Thursday, April 29, 2010, 8:45 a.m. Hearing Room 7.
Executive session. AMENDED
Public hearing to be held on: SCR 51

HOUSE CALENDAR

SIXTIETH DAY, WEDNESDAY, APRIL 28, 2010

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 45, 69 & 70 - Kingery

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 94 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1684, as amended, HA 2, pending - Zerr
- 2 HCS HB 2026 - Hobbs
- 3 HB 1254 - Wilson (119)
- 4 HCS HB 2053 - Wallace
- 5 HB 1960 - Ruestman
- 6 HCS#2 HB 1812 - Kingery
- 7 HCS HB 1905 - Wilson (130)
- 8 HB 1945 - Brown (149)
- 9 HB 2250 - Curls
- 10 HCS HB 1238 - Davis
- 11 HCS HB 1383 - Nolte
- 12 HCS HB 1451 - Lipke
- 13 HCS HB 1833 - Munzlinger
- 14 HCS HB 2388 - Wasson
- 15 HB 1647 - Cooper
- 16 HB 1911 - Schad
- 17 HCS HB 2042 - Brown (30)
- 18 HCS HB 2102 - Munzlinger
- 19 HCS HB 2152 - Hobbs
- 20 HCS#2 HB 2225 - Loehner

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1625 - Nance

HOUSE BILLS FOR THIRD READING

HCS HB 2156 - Molendorp

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1994 - Zerr

HOUSE BILLS FOR THIRD READING - CONSENT - INFORMAL

HB 1538 - Dusenberg

SENATE JOINT RESOLUTIONS FOR SECOND READING

SS#3 SCS SJR 45

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 649 - Brandom
- 2 SB 758 - Leara
- 3 SCS SB 772 - Cunningham
- 4 HCS SB 851 - Parson
- 5 HCS SCS SB 942 - Dieckhaus

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 733, E.C. - Kingery
- 2 HCS SCS SB 754 - Wasson
- 3 HCS SB 987 - Hobbs
- 4 SB 773 - Smith (14)
- 5 SS SB 578 - Flook
- 6 HCS SS SCS SBs 586 & 617 - Emery
- 7 SCS SB 630 - Jones (117)
- 8 SCS SB 644 - Conway
- 9 SB 771 - Wilson (119)
- 10 HCS SCS SB 774, (Fiscal Review 4-26-10) - Riddle
- 11 HCS SCS SBs 842, 799 & 809, (Fiscal Review 4-26-10) - Stream
- 12 SS SB 928, (Fiscal Review 4-26-10), E.C. - Sutherland
- 13 HCS SB 795, (Fiscal Review 4-27-10) - Loehner

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HB 1677, E.C. - Hoskins (80)
- 2 HB 1336, SA 1 - Brandom
- 3 HB 1691, SA 1, SA 2 - Kraus
- 4 SCS HB 1941, as amended - Parson
- 5 HB 1942, SA 1 - Parson
- 6 HB 1643, SA1, SA2 - Brown (50)
- 7 SS HCS HB 1806, as amended, E.C. - Franz
- 8 SCS HB 1612 - Molendorp
- 9 SCS HCS HB 2297, as amended - Molendorp
- 10 HCS HB 1977, SA1, SA2 - Wasson

BILLS IN CONFERENCE

- 1 SCS HCS HB 2001 - Icet
- 2 CCR SS SCS HCS HB 2002 - Icet
- 3 CCR SS SCS HCS HB 2003 - Icet
- 4 CCR SCS HCS HB 2004 - Icet
- 5 CCR SCS HCS HB 2005 - Icet
- 6 CCR SCS HCS HB 2006 - Icet
- 7 CCR SCS HCS HB 2007 - Icet
- 8 CCR SCS HCS HB 2008 - Icet
- 9 CCR SCS HCS HB 2009 - Icet
- 10 CCR SCS HCS HB 2010 - Icet
- 11 CCR SCS HCS HB 2011 - Icet
- 12 CCR SCS HCS HB 2012 - Icet
- 13 CCR SCS HCS HB 2013 - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 HCS SCR 36, (4-13-10, Page 943) - Icet
- 2 SCR 33, (3-24-10, Pages 676-677) - Cunningham
- 3 HCS SCR 54, (4-20-10, Pages 1019-1020) - Allen

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HCS HB 2300 - Wilson (130)

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION - INFORMAL

HB 2116 - Still

SENATE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

SS#2 SCS SB 577 - Wilson (130)