

JOURNAL OF THE HOUSE

First Regular Session, 96th GENERAL ASSEMBLY

FIFTY-THIRD DAY, TUESDAY, APRIL 12, 2011

The House met pursuant to adjournment.

Speaker Tilley in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

Let Thy mercy, O Lord, be upon us, according as we hope in Thee. (Psalm 33:22)

Eternal and Almighty God of our spirits, we pause in Your presence with heads bowed in prayer as we begin the demanding duties of this long day. Make Your Spirit real to us, for we need You, every hour we need You. Temptations and evil lose their powers when You are near us.

We come concerned by the spirit of our times, weighted down by economic worry, concerned by our failure to do what really needs to be done, tempted at times to give up - yet here we are. Give us the faith we need for this hour, the courage to do what is best for our state and the confidence to leave the results with You.

We recall our Missouri history today when Harry S Truman became the President of the United States in 1945. May his legacy and Missouri influence continue to have an impact in our world. And the House says, "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: Meghan Baumer, Greg Mannino, Stephanie Kim, Arianna O'Shea, Morgan Jensen, Abby Schmitt and Luke Valtow.

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

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1983 through House Resolution No. 2019

SECOND READING OF SENATE BILLS

SB 36, SCS SB 213, SB 241 and SB 268 were read the second time.

PERFECTION OF HOUSE BILLS

HB 591, relating to a limited dental teaching license, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **HB 591** was ordered perfected and printed.

HCS HB 697, relating to state agency administrative rules, was taken up by Representative Smith (150).

Representative Leara assumed the Chair.

Representative Jones (89) moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Asbury	Bahr	Barnes	Bernskoetter
Berry	Brandom	Brattin	Brown 85	Brown 116
Burlison	Cauthorn	Cierpiot	Conway 14	Cookson
Cox	Crawford	Cross	Curtman	Davis
Day	Denison	Diehl	Dugger	Elmer
Entlicher	Faith	Fisher	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Fuhr	Gatschenberger
Gosen	Grisamore	Haefner	Hampton	Higdon
Hinson	Hoskins	Hough	Houghton	Johnson
Jones 89	Jones 117	Keeney	Kelley 126	Klippenstein
Koenig	Korman	Lair	Lant	Largent
Lasater	Lauer	Leach	Leara	Lichtenegger
Long	Marshall	McCaherty	McGhee	McNary
Molendorp	Nance	Neth	Nolte	Parkinson
Phillips	Pollock	Redmon	Reiboldt	Richardson
Riddle	Rowland	Ruzicka	Sater	Schad
Scharnhorst	Schatz	Schieber	Schneider	Schoeller
Shumake	Silvey	Smith 150	Solon	Stream
Thomson	Torpey	Wallingford	Wells	Weter
White	Wieland	Wright	Wyatt	Zerr

NOES: 052

Anders	Atkins	Aull	Black	Brown 50
Carlson	Carter	Casey	Colona	Conway 27
Ellinger	Fallert	Harris	Hodges	Holsman
Hubbard	Hughes	Hummel	Jones 63	Kander
Kelly 24	Kirkton	Kratky	McCann Beatty	McDonald
McGeoghegan	McManus	McNeil	Montecillo	Nasheed
Newman	Nichols	Oxford	Pace	Peters-Baker
Pierson	Quinn	Rizzo	Schieffer	Schupp
Shively	Sifton	Smith 71	Spreng	Still
Swearingen	Swinger	Talboy	Taylor	Walton Gray
Webb	Webber			

PRESENT: 000

ABSENT WITH LEAVE: 010

Dieckhaus	Franz	Funderburk	Guernsey	Lampe
Loehner	May	Meadows	Zimmerman	Mr Speaker

VACANCIES: 001

On motion of Representative Smith (150), **HCS HB 697** was adopted.

On motion of Representative Smith (150), **HCS HB 697** was ordered perfected and printed.

HOUSE CONCURRENT RESOLUTION

HCS HCR 23, relating to complete streets, was taken up by Representative Faith.

On motion of Representative Faith, **HCS HCR 23** was adopted.

PERFECTION OF HOUSE BILLS

HCS HB 407, relating to certificates of insurance, was taken up by Representative Wieland.

On motion of Representative Wieland, **HCS HB 407** was adopted.

On motion of Representative Wieland, **HCS HB 407** was ordered perfected and printed.

HB 211, relating to lead abatement rules and regulations, was taken up by Representative Koenig.

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

House Amendment No. 1

AMEND House Bill No. 211, Page 1, Section 701.321, Line 1, by inserting the number “1.” after the section number, “**701.321.**” and further amending said line, by deleting the word, “**not**”; and

Further amend said bill, section, page, Lines 2-4, by deleting all of said lines and inserting in lieu thereof the words, “**or enact rules or regulations relating to safe lead abatement practices.**”

2. A licensed lead abatement supervisor is required for each abatement project. The licensed lead abatement supervisor shall not be absent from the work site during all work site preparation, abatement activities and during post abatement cleanup of work areas, in excess of one hour in a work period of less than four hours or in excess of two hours in a work period of more than four hours.”; and

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

Representative Jones (89) moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Asbury	Bahr	Barnes	Bernskoetter	Berry
Brandom	Brattin	Brown 85	Brown 116	Burlison
Cauthorn	Cierpiot	Conway 14	Cookson	Cox
Crawford	Cross	Curtman	Davis	Denison
Diehl	Dugger	Elmer	Entlicher	Faith
Fisher	Fitzwater	Flanigan	Fraker	Franklin
Franz	Frederick	Fuhr	Gatschenberger	Gosen
Grisamore	Guernsey	Haefner	Hampton	Higdon
Hinson	Hoskins	Hough	Houghton	Johnson
Jones 89	Jones 117	Keeney	Kelley 126	Klippenstein
Koenig	Korman	Lair	Lant	Largent
Lasater	Lauer	Leach	Leara	Lichtenegger
Loehner	Long	Marshall	McCaherty	McGhee
McNary	Molendorp	Nance	Neth	Nolte
Parkinson	Phillips	Pollock	Redmon	Reiboldt
Richardson	Riddle	Rowland	Ruzicka	Sater
Schad	Schatz	Schieber	Schoeller	Shumake
Silvey	Smith 150	Solon	Thomson	Torpey
Wallingford	Wells	Weter	White	Wieland
Wright	Wyatt	Zerr	Mr Speaker	

NOES: 051

Anders	Atkins	Aull	Black	Brown 50
Carlson	Carter	Casey	Colona	Conway 27
Ellinger	Fallert	Harris	Hodges	Hubbard
Hughes	Hummel	Jones 63	Kelly 24	Kirkton
Kratky	Lampe	May	McCann Beatty	McDonald
McGeoghegan	McManus	McNeil	Montecillo	Nasheed
Newman	Nichols	Oxford	Pace	Peters-Baker
Pierson	Quinn	Rizzo	Schieffer	Schupp
Shively	Sifton	Smith 71	Spreng	Still
Swearingen	Swinger	Talboy	Taylor	Walton Gray
Webb				

PRESENT: 000

ABSENT WITH LEAVE: 012

Allen	Day	Dieckhaus	Funderburk	Holsman
Kander	Meadows	Scharnhorst	Schneider	Stream
Webber	Zimmerman			

VACANCIES: 001

Representative Sifton moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Jones (89) moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Asbury	Bahr	Barnes	Bernskoetter	Berry
Brandom	Brattin	Brown 85	Brown 116	Burlison
Cauthorn	Cierpiot	Conway 14	Cookson	Cox
Crawford	Cross	Curtman	Davis	Denison
Diehl	Dugger	Elmer	Entlicher	Faith
Fitzwater	Flanigan	Fraker	Franklin	Franz
Frederick	Fuhr	Gatschenberger	Gosen	Grisamore
Guernsey	Haefner	Hampton	Higdon	Hinson
Hoskins	Hough	Houghton	Johnson	Jones 89
Jones 117	Keeney	Kelley 126	Klippenstein	Koenig
Korman	Lair	Lant	Largent	Lasater
Lauer	Leach	Leara	Lichtenegger	Loehner
Long	Marshall	McCaherty	McGhee	Molendorp
Nance	Neth	Nolte	Parkinson	Phillips
Pollock	Redmon	Reiboldt	Richardson	Riddle
Rowland	Ruzicka	Sater	Schad	Scharnhorst
Schatz	Schieber	Schneider	Schoeller	Shumake
Silvey	Smith 150	Solon	Thomson	Torpey
Wallingford	Wells	Weter	White	Wieland
Wright	Wyatt	Zerr		

NOES: 052

Anders	Atkins	Aull	Black	Brown 50
Carlson	Carter	Casey	Colona	Conway 27
Ellinger	Fallert	Harris	Hodges	Holsman
Hubbard	Hughes	Hummel	Jones 63	Kander
Kelly 24	Kirkton	Kratky	Lampe	May
McCann Beatty	McGeoghegan	McManus	McNeil	Montecillo
Newman	Nichols	Oxford	Pace	Peters-Baker
Pierson	Quinn	Rizzo	Schieffer	Schupp
Shively	Sifton	Smith 71	Spreng	Still
Swearingen	Swinger	Talboy	Taylor	Walton Gray
Webb	Webber			

PRESENT: 000

ABSENT WITH LEAVE: 012

Allen	Day	Dieckhaus	Fisher	Funderburk
McDonald	McNary	Meadows	Nasheed	Stream
Zimmerman	Mr Speaker			

VACANCIES: 001

On motion of Representative Koenig, **HB 211** was ordered perfected and printed.

HB 656, relating to payday loans, was taken up by Representative Brandom.

HB 656 was laid over.

On motion of Representative Jones (89), the House recessed until 2:00 p.m.

AFTERNOON SESSION

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

PERFECTION OF HOUSE BILL

HB 257, relating to the Sentencing Advisory Commission, was taken up by Representative Cox.

On motion of Representative Cox, **HB 257** was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJR 5, relating to the right to hunt and fish, was taken up by Representative Pollock.

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

House Amendment No. 1

AMEND House Committee Substitute for House Joint Resolution No. 5, Page 1, Section 35, Line 1, by inserting immediately after the word "**fish**," the word "**trap**,"; and

Further amend said bill, page and section, Lines 6-7, by deleting all of said lines and inserting in lieu thereof the following:

"article IV of the Constitution of Missouri. Laws, rules, and"; and

Further amend said bill, page and section, Line 9, by inserting immediately after the word "**fishing**" the following:

"by traditionally approved devices and methods"; and

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

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

Representative Smith (150) assumed the Chair.

On motion of Representative Pollock, **HCS HJR 5, as amended**, was adopted.

On motion of Representative Pollock, **HCS HJR 5, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILL

HB 305, relating to a state employee retirement incentive, was taken up by Representative Gatschenberger.

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

House Amendment No. 1

AMEND House Bill No. 305, Page 3, Section 104.406, Line 51, by inserting after all of said line the following:

“104.1095. Notwithstanding any provision of this chapter to the contrary, beginning January 1, 2013, no member of the general assembly shall otherwise be eligible to receive a retirement benefit as a member of the general assembly provided under this chapter. This section shall not apply to any member who is receiving or eligible to receive benefits under the retirement system under this chapter or any other state retirement system as an employee of the state.”; and

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

Representative Lampe moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 063

Allen	Anders	Asbury	Aull	Black
Brattin	Brown 50	Brown 85	Burlison	Carlson
Carter	Casey	Cookson	Curtman	Ellinger
Fallert	Fuhr	Grisamore	Harris	Hodges
Hoskins	Hughes	Jones 63	Kelley 126	Kirkton
Koenig	Kratky	Lampe	Largent	Lichtenegger
McCaherty	McCann Beatty	McDonald	McManus	McNeil
Molendorp	Montecillo	Neth	Newman	Nichols
Oxford	Peters-Baker	Pierson	Quinn	Riddle
Rizzo	Scharnhorst	Schieber	Schieffer	Schoeller
Schupp	Shively	Sifton	Silvey	Smith 71
Smith 150	Spreng	Stream	Swearingen	Talboy
Torpey	Wyatt	Zimmerman		

NOES: 087

Atkins	Bahr	Barnes	Bernskoetter	Berry
Brandom	Brown 116	Cauthorn	Cierpiot	Conway 14
Conway 27	Cox	Crawford	Cross	Davis
Day	Denison	Diehl	Dugger	Elmer
Entlicher	Faith	Fisher	Fitzwater	Flanigan
Fraker	Franklin	Franz	Frederick	Gatschenberger
Gosen	Guernsey	Haefner	Hampton	Higdon
Hinson	Hough	Houghton	Hubbard	Hummel
Johnson	Jones 89	Jones 117	Kander	Keeney
Kelly 24	Klippenstein	Korman	Lair	Lant
Lasater	Lauer	Leach	Loehner	Long
Marshall	May	McGeoghegan	McGhee	Nance
Pace	Parkinson	Phillips	Pollock	Redmon
Reiboldt	Richardson	Rowland	Ruzicka	Sater

1220 *Journal of the House*

Schad	Schatz	Shumake	Solon	Still
Swinger	Thomson	Wallingford	Walton Gray	Webb
Webber	Wells	Weter	White	Wieland
Wright	Zerr			

PRESENT: 000

ABSENT WITH LEAVE: 012

Colona	Dieckhaus	Funderburk	Holsman	Leara
McNary	Meadows	Nasheed	Nolte	Schneider
Taylor	Mr Speaker			

VACANCIES: 001

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

House Amendment No. 2

AMEND House Bill No. 305, Page 1, Section 104.405, Line 11, by deleting all of said line and inserting in lieu thereof the following:

“beginning in January of 2012 and each January thereafter until all five equal”; and

Further amend said bill, Page 2, Section 104.406, Lines 6 and 13, by deleting the word, **“September”** and inserting in lieu thereof the word, **“December”**; and

Further amend said section, Page 3, Line 44, by deleting the word, **“October”** and inserting in lieu thereof the word, **“December”**; and

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

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

On motion of Representative Gatschenberger, **HB 305, as amended**, was ordered perfected and printed.

HOUSE BILL WITH SENATE AMENDMENTS

SS SCS HCS HB 163, as amended, relating to unemployment compensation, was taken up by Representative Fisher.

Representative Jones (89) moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Asbury	Bahr	Barnes	Bernskoetter
Berry	Brandom	Brattin	Brown 85	Brown 116
Burlison	Cauthorn	Cierpiot	Conway 14	Cookson
Cox	Crawford	Cross	Curtman	Davis
Day	Dugger	Elmer	Entlicher	Faith

Fisher	Fitzwater	Flanigan	Fraker	Franklin
Franz	Frederick	Fuhr	Gatschenberger	Gosen
Grisamore	Guernsey	Haefner	Hampton	Higdon
Hinson	Hoskins	Hough	Houghton	Johnson
Jones 89	Jones 117	Keeney	Kelley 126	Klippenstein
Koenig	Korman	Lair	Lant	Largent
Lasater	Lauer	Leach	Lichtenegger	Loehner
Long	Marshall	McCaherty	McGhee	McNary
Molendorp	Nance	Neth	Nolte	Parkinson
Phillips	Pollock	Redmon	Reiboldt	Richardson
Riddle	Rowland	Ruzicka	Sater	Schad
Scharnhorst	Schatz	Schieber	Schoeller	Shumake
Silvey	Smith 150	Solon	Stream	Thomson
Torpey	Wallingford	Wells	Weter	White
Wieland	Wright	Wyatt	Zerr	

NOES: 051

Anders	Atkins	Aull	Black	Brown 50
Carlson	Carter	Casey	Conway 27	Ellinger
Fallert	Harris	Hodges	Hubbard	Hughes
Hummel	Jones 63	Kander	Kelly 24	Kirkton
Kratky	Lampe	May	McCann Beatty	McDonald
McGeoghegan	McManus	McNeil	Montecillo	Newman
Nichols	Oxford	Pace	Peters-Baker	Pierson
Quinn	Rizzo	Schieffer	Schupp	Shively
Sifton	Smith 71	Spreng	Swearingen	Swinger
Talboy	Taylor	Walton Gray	Webb	Webber
Zimmerman				

PRESENT: 000

ABSENT WITH LEAVE: 012

Colona	Denison	Dieckhaus	Diehl	Funderburk
Holsman	Leara	Meadows	Nasheed	Schneider
Still	Mr Speaker			

VACANCIES: 001

On motion of Representative Fisher, **SS SCS HCS HB 163, as amended**, was adopted by the following vote:

AYES: 138

Allen	Anders	Asbury	Atkins	Aull
Barnes	Bernskoetter	Berry	Black	Brandom
Brown 10	Brown 85	Brown 116	Burlison	Carlson
Carter	Casey	Cauthorn	Cierpiot	Conway 27
Cookson	Cox	Crawford	Cross	Curtman
Davis	Day	Diehl	Ellinger	Elmer
Entlicher	Faith	Fallert	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Fuhr
Gosen	Grisamore	Haefner	Hampton	Harris
Higdon	Hinson	Hodges	Holsman	Hoskins
Hough	Houghton	Hubbard	Hughes	Hummel
Johnson	Jones 63	Jones 89	Jones 117	Kander

1222 *Journal of the House*

Keeney	Kelley 126	Kelly 24	Kirkton	Klippenstein
Korman	Kratky	Lair	Lampe	Lant
Largent	Lauer	Leach	Lichtenegger	Loehner
Long	May	McCaherty	McCann Beatty	McDonald
McGeoghegan	McGhee	McManus	McNary	McNeil
Molendorp	Montecillo	Nance	Neth	Newman
Nichols	Nolte	Oxford	Pace	Peters-Baker
Phillips	Pierson	Quinn	Redmon	Reiboldt
Richardson	Riddle	Rizzo	Rowland	Ruzicka
Schad	Scharnhorst	Schatz	Schieffer	Schoeller
Schupp	Shively	Shumake	Sifton	Silvey
Smith 71	Smith 150	Solon	Spreng	Still
Stream	Swearingen	Swinger	Talboy	Taylor
Thomson	Torpey	Wallingford	Walton Gray	Webb
Webber	Weter	White	Wieland	Wright
Wyatt	Zerr	Zimmerman		

NOES: 015

Bahr	Brattin	Conway 14	Dugger	Franz
Gatschenberger	Guernsey	Koenig	Lasater	Marshall
Parkinson	Pollock	Sater	Schieber	Wells

PRESENT: 000

ABSENT WITH LEAVE: 009

Colona	Denison	Dieckhaus	Funderburk	Leara
Meadows	Nasheed	Schneider	Mr Speaker	

VACANCIES: 001

On motion of Representative Fisher, **SS SCS HCS HB 163, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Allen	Anders	Asbury	Atkins	Aull
Barnes	Bernskoetter	Berry	Black	Brandom
Brown 50	Brown 85	Brown 116	Burlison	Carlson
Carter	Casey	Cauthorn	Cierpiot	Conway 14
Conway 27	Cookson	Cox	Crawford	Cross
Curtman	Davis	Day	Diehl	Ellinger
Elmer	Faith	Fallert	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Fuhr
Gosen	Grisamore	Haefner	Hampton	Harris
Higdon	Hinson	Hodges	Holsman	Hoskins
Hough	Houghton	Hubbard	Hughes	Hummel
Johnson	Jones 63	Jones 89	Jones 117	Kander
Keeney	Kelley 126	Kelly 24	Kirkton	Klippenstein
Korman	Kratky	Lair	Lampe	Lant
Largent	Lauer	Leach	Lichtenegger	Loehner
Long	May	McCaherty	McCann Beatty	McDonald
McGeoghegan	McGhee	McManus	McNary	McNeil
Molendorp	Montecillo	Nance	Neth	Newman
Nichols	Nolte	Oxford	Pace	Peters-Baker
Phillips	Pierson	Quinn	Redmon	Reiboldt

Richardson	Riddle	Rizzo	Rowland	Ruzicka
Schad	Scharnhorst	Schatz	Schieffer	Schoeller
Schupp	Shively	Shumake	Sifton	Silvey
Smith 71	Smith 150	Solon	Spreng	Still
Stream	Swearingen	Swinger	Talboy	Taylor
Thomson	Torpey	Wallingford	Walton Gray	Webb
Webber	Weter	White	Wieland	Wright
Wyatt	Zerr	Zimmerman		

NOES: 013

Bahr	Brattin	Dugger	Entlicher	Gatschenberger
Guernsey	Koenig	Lasater	Marshall	Parkinson
Pollock	Sater	Schieber		

PRESENT: 000

ABSENT WITH LEAVE: 011

Colona	Denison	Dieckhaus	Franz	Funderburk
Leara	Meadows	Nasheed	Schneider	Wells

Mr Speaker

VACANCIES: 001

Representative Smith (150) declared the bill passed.

Speaker Pro Tem Schoeller assumed the Chair.

The emergency clause was adopted by the following vote:

AYES: 141

Allen	Anders	Asbury	Atkins	Aull
Barnes	Bernskoetter	Berry	Black	Brandom
Brown 50	Brown 85	Brown 116	Burlison	Carlson
Carter	Casey	Cauthorn	Cierpiot	Conway 14
Conway 27	Cookson	Cox	Crawford	Cross
Curtman	Davis	Day	Denison	Ellinger
Elmer	Faith	Fallert	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Fuhr
Gosen	Grisamore	Haefner	Hampton	Harris
Higdon	Hinson	Hodges	Holsman	Hoskins
Hough	Houghton	Hubbard	Hughes	Hummel
Johnson	Jones 63	Jones 89	Jones 117	Kander
Keeney	Kelley 126	Kelly 24	Kirkton	Klippenstein
Korman	Kratky	Lair	Lampe	Lant
Largent	Lauer	Leach	Lichtenegger	Loehner
Long	May	McCaherty	McCann Beatty	McDonald
McGeoghegan	McGhee	McManus	McNary	McNeil
Molendorp	Montecillo	Nance	Nasheed	Neth
Newman	Nichols	Nolte	Oxford	Pace
Peters-Baker	Phillips	Pierson	Quinn	Redmon
Reiboldt	Richardson	Riddle	Rizzo	Rowland
Ruzicka	Sater	Schad	Scharnhorst	Schatz
Schieffer	Schneider	Schoeller	Schupp	Shively

Shumake	Sifton	Silvey	Smith 71	Smith 150
Solon	Spreng	Still	Stream	Swearingen
Swinger	Talboy	Taylor	Thomson	Torpey
Wallingford	Walton Gray	Webb	Webber	Weter
White	Wieland	Wright	Wyatt	Zerr
Zimmerman				

NOES: 013

Bahr	Brattin	Dugger	Entlicher	Franz
Gatschenberger	Guernsey	Koenig	Lasater	Marshall
Pollock	Schieber	Wells		

PRESENT: 000

ABSENT WITH LEAVE: 008

Colona	Dieckhaus	Diehl	Funderburk	Leara
Meadows	Parkinson	Mr Speaker		

VACANCIES: 001

PERFECTION OF HOUSE BILL

HB 656, relating to payday loans, was again taken up by Representative Brandom.

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

House Amendment No. 1

AMEND House Bill No. 656, Page 2, Section 408.500, Lines 36 through 43, by deleting all of said lines and inserting in lieu thereof the following:

“6. [The lender shall renew the loan upon the borrower's written request and the payment of any interest and fees due at the time of such renewal; however, upon the first renewal of the loan agreement, and each subsequent renewal thereafter, the borrower shall reduce the principal amount of the loan by not less than five percent of the original amount of the loan until such loan is paid in full. However, no loan may be renewed more than six times.] **If a borrower has not paid the entire balance of the loan at the end of the original loan term a lender shall allow such borrower to pay any outstanding unsecured loan of five hundred dollars or less by means of an extended payment plan containing, at a minimum,**”; and

Further amend said section, Page 3, Lines 52 through 54, by deleting all of said lines and inserting in lieu thereof the words, “**without penalty**”; and

Further amend said section by renumbering accordingly; and

Further amend said bill, Page 4, Section 408.505, Lines 9 and 10, by deleting all of said lines and inserting in lieu thereof the following:

“term of fourteen days and a maximum term of thirty-one days[, regardless of whether the loan is an original loan or renewed loan].”; and

Further amend said page and section, Lines 15 through 17, by deleting all of said lines and inserting in lieu thereof the following:

“in excess of [seventy-five] **a simple annual rate not to exceed ninety-nine** percent [of the initial loan amount] on any single loan authorized pursuant to this section for the entire term of that loan [and all renewals] authorized by section 408.500 and this section.”; and

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

Representative Franz offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

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

AMEND House Bill No. 656, Page 6, Section 408.506, Line 9, by inserting after all of said line the following:

"408.507. 1. There is hereby established a pilot program within the division of finance within the department of insurance, financial institutions and professional registration which shall be administered by the division to develop a real-time statewide compliance system for payday lenders licensed under section 408.500 to record each payday loan transaction.

2. The division shall be charged with the following:

(1) Adopting rules governing the creation, structure, and use of the compliance system which shall include a real-time customer eligibility verification charge as necessary to maintain the system;

(2) Establishing requirements for the retention, archiving and purging of information entered into and stored by the system;

(3) Fully implementing the system by September 1, 2011; and

(4) Issuing a preliminary report to the general assembly by March 1, 2012, and a final report by June 1, 2012, documenting the usefulness of the system and the general compliance of licensees.

3. Any rule or portion of a rule, as that term is defined in section 536.010 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, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, 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, 2011, shall be invalid and void.

4. The provisions of this program authorized under this section shall sunset on August 31, 2012.”; and

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

Representative Wells offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1.**

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

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Bill No. 656, Page 2, Line 8, by deleting all of said line and inserting in lieu thereof the following:

“section shall sunset on August 31, 2012.

5. No fee exceeding ten cents per transaction shall be charged for the administration of the provisions of this section.”; and

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

On motion of Representative Wells, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

On motion of Representative Franz, **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, was adopted.

HB 656, as amended, was laid over.

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJR 8, as amended, with House Amendment No 2, pending, relating to the Missouri Jobs and Prosperity Act, was taken up by Representative Koenig.

Representative Davis offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Joint Resolution No. 8, Page 1, Lines 3-5, by deleting all of said lines and inserting in lieu thereof the following:

“Shall the Constitution of the State of Missouri be amended to phase-out the individual and corporate income tax; and enact a single, revenue-neutral sales and use tax on new purchases of goods and services; capped at seven percent; and exempt business purchases or investments, and to allow each Missouri citizen a sales tax rebate?”; and

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

Representative Davis moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 056

Barnes	Bernskoetter	Berry	Brown 50	Brown 85
Burlison	Cauthorn	Cookson	Crawford	Curtman
Davis	Day	Elmer	Faith	Fisher
Fitzwater	Franz	Frederick	Fuhr	Gatschenberger
Hampton	Hoskins	Houghton	Jones 89	Keeney
Kelley 126	Koenig	Lair	Lant	Leach
Lichtenegger	Long	Marshall	McCaherty	McGhee
McNary	Neth	Nolte	Parkinson	Pollock
Reiboldt	Richardson	Riddle	Schad	Scharnhorst
Schatz	Schieber	Schoeller	Shumake	Silvey
Smith 150	Stream	Thomson	White	Wieland
Wright				

NOES: 094

Allen	Anders	Asbury	Atkins	Aull
Black	Brandom	Carlson	Carter	Casey
Cierpiot	Conway 27	Cox	Cross	Denison
Dugger	Ellinger	Entlicher	Fallert	Flanigan
Fraker	Franklin	Gosen	Grisamore	Harris
Higdon	Hinson	Hodges	Holsman	Hough
Hubbard	Hughes	Hummel	Johnson	Jones 63
Kander	Kelly 24	Kirkton	Klippenstein	Korman
Kratky	Lampe	Largent	Lasater	Lauer
Leara	Loehner	May	McCann Beatty	McDonald
McGeoghegan	McManus	McNeil	Meadows	Molendorp
Montecillo	Nance	Nasheed	Newman	Nichols
Oxford	Pace	Peters-Baker	Phillips	Pierson
Quinn	Redmon	Rizzo	Rowland	Ruzicka
Sater	Schieffer	Schneider	Schupp	Shively
Sifton	Smith 71	Solon	Spreng	Still
Swearingen	Swinger	Talboy	Taylor	Torpey
Wallingford	Walton Gray	Webb	Webber	Wells
Weter	Wyatt	Zerr	Zimmerman	

PRESENT: 000

ABSENT WITH LEAVE: 012

Bahr	Brattin	Brown 116	Colona	Conway 14
Dieckhaus	Diehl	Funderburk	Guernsey	Haefner
Jones 117	Mr Speaker			

VACANCIES: 001

Representative Koenig moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 051

Allen	Barnes	Berry	Brandom	Brown 85
Burlison	Cookson	Crawford	Curtman	Davis
Day	Elmer	Faith	Fitzwater	Flanigan
Frederick	Gatschenberger	Hoskins	Houghton	Jones 89
Keeney	Kelley 126	Koenig	Lair	Lant
Leach	Lichtenegger	Long	Marshall	McCaherty
McNary	Nance	Neth	Nolte	Parkinson
Pollock	Redmon	Reiboldt	Richardson	Riddle
Schad	Scharnhorst	Schatz	Schieber	Schoeller
Shumake	Silvey	Smith 150	Thomson	White
Wieland				

NOES: 098

Anders	Asbury	Atkins	Aull	Bernskoetter
Black	Brown 116	Carlson	Carter	Casey
Cauthorn	Cierpiot	Conway 27	Cox	Cross
Denison	Dugger	Ellinger	Entlicher	Fallert
Fisher	Fraker	Franklin	Franz	Fuhr

1228 *Journal of the House*

Gosen	Grisamore	Hampton	Harris	Higdon
Hinson	Hodges	Holsman	Hough	Hubbard
Hughes	Hummel	Johnson	Jones 63	Kander
Kelly 24	Kirkton	Klippenstein	Korman	Kratky
Lampe	Largent	Lasater	Lauer	Leara
Loehner	May	McCann Beatty	McDonald	McGeoghegan
McManus	McNeil	Meadows	Molendorp	Montecillo
Nasheed	Newman	Nichols	Oxford	Pace
Peters-Baker	Phillips	Pierson	Quinn	Rizzo
Rowland	Ruzicka	Sater	Schieffer	Schneider
Schupp	Shively	Sifton	Smith 71	Solon
Spreng	Still	Stream	Swearingen	Swinger
Talboy	Taylor	Torpey	Wallingford	Walton Gray
Webb	Webber	Wells	Weter	Wright
Wyatt	Zerr	Zimmerman		

PRESENT: 000

ABSENT WITH LEAVE: 013

Bahr	Brattin	Brown 50	Colona	Conway 14
Dieckhaus	Diehl	Funderburk	Guernsey	Haefner
Jones 117	McGhee	Mr Speaker		

VACANCIES: 001

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

House Amendment No. 3

AMEND House Committee Substitute for House Joint Resolution No. 8, Section 4(d), Page 1, Lines 8-9, by deleting all of said lines and inserting in lieu thereof the following:

“2. For all tax years beginning on or after January 1,”; and

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

Representative Jones (89) moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Allen	Asbury	Barnes	Bernskoetter	Berry
Brandom	Brown 85	Brown 116	Burlison	Cauthorn
Cierpiot	Cookson	Cox	Crawford	Cross
Curtman	Davis	Day	Denison	Dugger
Elmer	Entlicher	Faith	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Franz	Frederick
Fuhr	Gatschenberger	Gosen	Grisamore	Hampton
Higdon	Hoskins	Hough	Houghton	Johnson
Jones 89	Keeney	Kelley 126	Klippenstein	Koenig
Korman	Lair	Lant	Largent	Lasater
Lauer	Leach	Leara	Lichtenegger	Loehner
Long	Marshall	McCaherty	McNary	Molendorp
Nance	Neth	Nolte	Parkinson	Phillips

Pollock	Redmon	Reiboldt	Richardson	Riddle
Rowland	Ruzicka	Sater	Schad	Scharnhorst
Schatz	Schieber	Schneider	Schoeller	Shumake
Silvey	Smith 150	Solon	Stream	Thomson
Torpey	Wallingford	Wells	Weter	White
Wieland	Wright	Wyatt	Zerr	

NOES: 054

Anders	Atkins	Aull	Black	Brown 50
Carlson	Carter	Casey	Conway 27	Ellinger
Fallert	Harris	Hodges	Hubbard	Hughes
Hummel	Jones 63	Kander	Kelly 24	Kirkton
Kratky	Lampe	May	McCann Beatty	McDonald
McGeoghegan	McManus	McNeil	Meadows	Montecillo
Nasheed	Newman	Nichols	Oxford	Pace
Peters-Baker	Pierson	Quinn	Rizzo	Schieffer
Schupp	Shively	Sifton	Smith 71	Spreng
Still	Swearingen	Swinger	Talboy	Taylor
Walton Gray	Webb	Webber	Zimmerman	

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Brattin	Colona	Conway 14	Dieckhaus
Diehl	Funderburk	Guernsey	Haefner	Hinson
Holsman	Jones 117	McGhee	Mr Speaker	

VACANCIES: 001

Representative McNeil moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 055

Anders	Atkins	Aull	Black	Brown 50
Carlson	Carter	Casey	Conway 27	Ellinger
Fallert	Harris	Hodges	Holsman	Hubbard
Hughes	Hummel	Jones 63	Kander	Kelly 24
Kirkton	Kratky	Lampe	May	McCann Beatty
McDonald	McGeoghegan	McManus	McNeil	Meadows
Montecillo	Nasheed	Newman	Nichols	Oxford
Pace	Peters-Baker	Pierson	Quinn	Rizzo
Schieffer	Schupp	Shively	Sifton	Smith 71
Spreng	Still	Swearingen	Swinger	Talboy
Taylor	Walton Gray	Webb	Webber	Zimmerman

NOES: 095

Allen	Asbury	Barnes	Bernskoetter	Berry
Brandom	Brown 85	Brown 116	Burlison	Cauthorn
Cierpiot	Cookson	Cox	Crawford	Cross
Curtman	Davis	Day	Denison	Dugger
Elmer	Entlicher	Faith	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Franz	Frederick

Fuhr	Funderburk	Gatschenberger	Gosen	Grisamore
Hampton	Higdon	Hoskins	Hough	Houghton
Johnson	Jones 89	Keeney	Kelley 126	Klippenstein
Koenig	Korman	Lair	Lant	Largent
Lasater	Lauer	Leach	Leara	Lichtenegger
Loehner	Long	Marshall	McCaherty	McNary
Molendorp	Nance	Neth	Nolte	Parkinson
Phillips	Pollock	Redmon	Reiboldt	Richardson
Riddle	Rowland	Ruzicka	Sater	Schad
Scharnhorst	Schatz	Schieber	Schneider	Schoeller
Shumake	Silvey	Smith 150	Solon	Stream
Thomson	Torpey	Wallingford	Wells	Weter
White	Wieland	Wright	Wyatt	Zerr

PRESENT: 000

ABSENT WITH LEAVE: 012

Bahr	Brattin	Colona	Conway 14	Dieckhaus
Diehl	Guernsey	Haefner	Hinson	Jones 117
McGhee	Mr Speaker			

VACANCIES: 001

HCS HJR 8, as amended, was laid over.

PERFECTION OF HOUSE BILL

HB 357, relating to enhanced enterprise zones, was taken up by Representative Leara.

On motion of Representative Leara, **HB 357** was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 1452 - Health Care Policy

HR 1826 - Health Care Policy

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 10 - Downsizing State Government

HCR 14 - Tourism and Natural Resources

HCR 40 - Judiciary

HCR 41 - General Laws

HCR 44 - General Laws

HCR 49 - Financial Institutions

HCR 50 - Health Care Policy
HCR 51 - Health Insurance
HCR 52 - General Laws

REFERRAL OF HOUSE JOINT RESOLUTIONS

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

HJR 1 - Downsizing State Government
HJR 4 - Downsizing State Government
HJR 19 - Special Standing Committee on Redistricting
HJR 20 - Elections
HJR 24 - General Laws
HJR 25 - Elementary and Secondary Education
HJR 28 - Elections
HJR 34 - Elections
HJR 35 - General Laws
HJR 36 - Downsizing State Government
HJR 37 - Downsizing State Government
HJR 38 - Elementary and Secondary Education

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 223 & 231 - Fiscal Review (Fiscal Note)
HB 49 - Transportation
HB 117 - Special Standing Committee on Renewable Energy
HB 150 - Veterans
HB 164 - Judiciary
HB 165 - Children and Families
HB 166 - Tourism and Natural Resources
HB 178 - Judiciary
HB 181 - Ways and Means
HB 195 - Elementary and Secondary Education
HB 206 - International Trade and Job Creation
HB 230 - Judiciary
HB 237 - Elections
HB 261 - Elementary and Secondary Education
HB 288 - Local Government
HB 289 - Elections
HB 296 - Judiciary
HB 308 - Corrections
HB 309 - Crime Prevention and Public Safety
HB 342 - Ways and Means
HB 343 - Ways and Means
HB 351 - Elections

- HB 355** - Transportation Funding and Public Institutions
- HB 365** - General Laws
- HB 370** - Health Care Policy
- HB 373** - Local Government
- HB 376** - Utilities
- HB 378** - General Laws
- HB 379** - Elections
- HB 380** - Tax Reform
- HB 381** - Elections
- HB 389** - Elementary and Secondary Education
- HB 390** - Health Care Policy
- HB 391** - Health Insurance
- HB 422** - Crime Prevention and Public Safety
- HB 424** - Tourism and Natural Resources
- HB 435** - Rural Community Development
- HB 439** - Health Care Policy
- HB 452** - Health Insurance
- HB 453** - Local Government
- HB 454** - Judiciary
- HB 455** - Elementary and Secondary Education
- HB 456** - Crime Prevention and Public Safety
- HB 457** - Crime Prevention and Public Safety
- HB 469** - Judiciary
- HB 479** - Economic Development
- HB 480** - Economic Development
- HB 481** - Crime Prevention and Public Safety
- HB 485** - Judiciary
- HB 486** - Judiciary
- HB 487** - Judiciary
- HB 497** - Local Government
- HB 510** - Judiciary
- HB 512** - Crime Prevention and Public Safety
- HB 517** - Crime Prevention and Public Safety
- HB 519** - Economic Development
- HB 524** - Insurance Policy
- HB 529** - Transportation
- HB 533** - Ways and Means
- HB 569** - Utilities
- HB 574** - Health Insurance
- HB 575** - Elementary and Secondary Education
- HB 576** - Elementary and Secondary Education
- HB 577** - Elementary and Secondary Education
- HB 587** - Judiciary
- HB 594** - General Laws
- HB 612** - Elementary and Secondary Education
- HB 614** - Higher Education
- HB 615** - General Laws

- HB 616** - Economic Development
- HB 618** - Tax Reform
- HB 619** - General Laws
- HB 620** - General Laws
- HB 621** - Elementary and Secondary Education
- HB 622** - Special Standing Committee on Renewable Energy
- HB 627** - Elections
- HB 640** - Elections
- HB 646** - General Laws
- HB 651** - General Laws
- HB 668** - Professional Registration and Licensing
- HB 672** - Elections
- HB 681** - Elections
- HB 685** - Health Care Policy
- HB 694** - Elections
- HB 704** - Judiciary
- HB 705** - Economic Development
- HB 756** - Elementary and Secondary Education
- HB 759** - Local Government
- HB 760** - General Laws
- HB 768** - Judiciary
- HB 771** - Children and Families
- HB 775** - Crime Prevention and Public Safety
- HB 779** - Economic Development
- HB 784** - Judiciary
- HB 789** - Agri-Business
- HB 815** - Local Government
- HB 819** - Transportation Funding and Public Institutions
- HB 822** - Financial Institutions
- HB 826** - Tourism and Natural Resources
- HB 830** - Agri-Business
- HB 833** - Small Business
- HB 841** - General Laws
- HB 845** - Workforce Development and Workplace Safety
- HB 849** - Elementary and Secondary Education
- HB 850** - Judiciary
- HB 853** - Local Government
- HB 855** - Elementary and Secondary Education
- HB 859** - Ways and Means
- HB 866** - Crime Prevention and Public Safety
- HB 867** - Higher Education
- HB 873** - Agri-Business
- HB 879** - Retirement
- HB 884** - Judiciary
- HB 886** - General Laws
- HB 887** - Professional Registration and Licensing
- HB 888** - Transportation

- HB 892** - Professional Registration and Licensing
- HB 897** - Elementary and Secondary Education
- HB 898** - Elementary and Secondary Education
- HB 900** - Transportation
- HB 902** - Judiciary
- HB 905** - Economic Development
- HB 907** - Local Government
- HB 911** - Ways and Means
- HB 916** - Transportation
- HB 919** - Local Government
- HB 920** - Financial Institutions
- HB 921** - Elementary and Secondary Education
- HB 922** - Financial Institutions
- HB 923** - Judiciary
- HB 925** - Judiciary
- HB 928** - Judiciary
- HB 930** - Tax Reform
- HB 933** - Small Business
- HB 934** - Insurance Policy
- HB 936** - Elementary and Secondary Education
- HB 937** - Professional Registration and Licensing
- HB 938** - Local Government
- HB 939** - Elementary and Secondary Education
- HB 941** - Crime Prevention and Public Safety
- HB 942** - Economic Development
- HB 944** - Ways and Means
- HB 946** - Agri-Business
- HB 947** - Elections
- HB 952** - Elections
- HB 954** - Retirement
- HB 955** - Ways and Means
- HB 956** - Crime Prevention and Public Safety
- HB 958** - Economic Development
- HB 959** - Elections
- HB 960** - Judiciary
- HB 962** - Economic Development
- HB 963** - Transportation
- HB 964** - Elementary and Secondary Education
- HB 966** - Tax Reform
- HB 969** - Local Government
- HB 970** - Tax Reform
- HB 973** - International Trade and Job Creation
- HB 975** - Small Business
- HB 976** - Tax Reform
- HB 977** - Transportation
- HB 978** - Health Care Policy
- HB 982** - Health Care Policy

HB 983 - International Trade and Job Creation
HB 984 - Agri-Business
HB 986 - Workforce Development and Workplace Safety
HB 989 - Workforce Development and Workplace Safety
HB 991 - Judiciary
HB 993 - Local Government
HB 995 - Crime Prevention and Public Safety
HB 997 - Judiciary
HB 998 - Elections
HB 1000 - Special Standing Committee on Redistricting
HB 1001 - Special Standing Committee on Redistricting
HB 1004 - Downsizing State Government
HB 1005 - Downsizing State Government
HB 1007 - Workforce Development and Workplace Safety
HB 1009 - Transportation Funding and Public Institutions
HB 1010 - Health Care Policy
HB 1012 - Elections
HB 1013 - Agri-Business
HB 1014 - Judiciary
HB 1015 - Agri-Business
HB 1016 - Tax Reform
HB 1017 - Elementary and Secondary Education
HB 1019 - Local Government
HB 1020 - Health Insurance
HB 1021 - Utilities
HB 1022 - International Trade and Job Creation
HB 1023 - Ways and Means
HB 1024 - Judiciary
HB 1025 - Judiciary
HB 1026 - Health Insurance
HB 1028 - Economic Development

REFERRAL OF SENATE CONCURRENT RESOLUTION

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

SS SCR 8 - Agri-Business

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 29 - Professional Registration and Licensing
SCS SB 54 - Elementary and Secondary Education
SB 59 - Judiciary
SCS SB 60 - Judiciary
SS SCS SB 65 - Health Care Policy

SS SCS SB 70 - Judiciary
SCS SB 81 - Elementary and Secondary Education
SB 90 - Health Insurance
SB 116 - Judiciary
SCS SB 117 - Local Government
SB 147 - Elementary and Secondary Education
SCS SB 177 - Health Care Policy
SB 237 - Judiciary
SS SCS SB 351 - Judiciary
SCS SB 356 - Agriculture Policy

COMMITTEE REPORTS

Committee on Economic Development, Chairman Zerr reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HCR 38**, 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. 38

WHEREAS, the ABC Heart of America Education Trust's trade and technical school, currently located in Mission Kansas, is seeking to relocate to Kansas City, Missouri; and

WHEREAS, the ABC Heart of America Education Trust's trade and technical school would provide postsecondary higher education and vocational training programs for veterans, displaced workers, and those underemployed persons looking for vocational career training; and

WHEREAS, the relocation of the ABC Heart of America Education Trust's trade and technical school would bring 25 new full-time and part-time jobs to Kansas City, and would represent a total reinvestment in excess of one million dollars; and

WHEREAS, Resolution No. 100978 has been filed in the City Council of Kansas City expressing the support of the Mayor and City Council of Kansas City for the relocation of the ABC Heart of America Education Trust's trade and technical school to Kansas City:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-sixth General Assembly, First Regular Session, the Senate concurring therein, hereby express our support for the relocation of the ABC Heart of America Education Trust's trade and technical school to Kansas City; 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 the Mayor and City Council of Kansas City and the ABC Heart of America Education Trust's trade and technical school in Mission, Kansas.

Committee on Elections, Chairman Dugger reporting:

Mr. Speaker: Your Committee on Elections, to which was returned **HCS SJR 2**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elections, to which was returned **HCS SB 3**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Health Insurance, Chairman Molendorp reporting:

Mr. Speaker: Your Committee on Health Insurance, to which was referred **HB 552**, 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 Diehl reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 711**, begs leave to report it has examined the same and recommends that it **Do Pass**.

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 **HCS HB 174**, entitled:

An act to repeal sections 172.030, 173.005, and 174.450, RSMo, and to enact in lieu thereof three new sections relating to higher education governing boards, with an existing penalty provision.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Committee Substitute for House Bill No. 174, Page 1, Section 172.030, Line 7, by inserting at the end of said line the following:

"Notwithstanding any provision of law to the contrary, nothing in this section relating to a change in the composition and configuration of congressional districts in this state shall prohibit a member who is serving a term on August 28, 2011 from completing his or her term."; and

Further amend said bill, Page 2, Section 173.005, Line 19, by inserting after "expenses." the following:

"Notwithstanding any provision of law to the contrary, nothing in this section relating to a change in the composition and configuration of congressional districts in this state shall prohibit a member who is serving a term on August 28, 2011 from completing his or her term."; and

Further amend said bill, Page 7, Section 174.450, Line 30, by inserting at the end of said line the following:

"Notwithstanding any provision of law to the contrary, nothing in this section relating to a change in the composition and configuration of congressional districts in this state shall prohibit a member who is serving a term on August 28, 2011 from completing his or her term.".

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 SCS HB 209**, entitled:

An act to repeal sections 67.402, 226.720, and 537.296, RSMo, and to enact in lieu thereof three new sections relating to nuisance actions, with penalty provisions.

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

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 209, Page 2, Section 67.402, Line 12, by inserting after the word "inhabitants" the following:

"(7) Any county of the first classification with more than eighty-two thousand but fewer than eighty-two thousand one hundred inhabitants;

(8) Any county of the first classification with more than one hundred four thousand six hundred but fewer than one hundred four thousand seven hundred inhabitants;

(9) Any county of the third classification with a township form of government and with more than seven thousand nine hundred but fewer than eight thousand inhabitants; and

(10) Any county of the second classification with more than fifty-two thousand six hundred but fewer than fifty-two thousand seven hundred inhabitants".

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 209, Page 8, Section 537.296, Line 10, by striking the opening bracket "[" from said line; and

Further amend Line 11, by striking the closing bracket "]" from said line.

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 358**.

ADJOURNMENT

On motion of Representative Jones (89), the House adjourned until 10:00 a.m., Wednesday, April 13, 2011.

COMMITTEE MEETINGS

BUDGET

Wednesday, April 13, 2011, 8:00 AM House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Markup: Capital Improvements, Maintenance & Repairs, and Reappropriations.

BUDGET

Thursday, April 14, 2011, 8:00 AM House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Continuation of Markup of Capital Improvements, Maintenance & Repairs, and Reappropriations.

CHILDREN AND FAMILIES

Wednesday, April 13, 2011, 8:00 AM House Hearing Room 1.
Public hearing will be held: HB 509, HB 793, HB 816, HCR 45
Executive session may be held on any matter referred to the committee.

CORRECTIONS

Wednesday, April 13, 2011, North Gallery upon morning recess.
Executive session will be held: HB 837, HB 539
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, April 13, 2011, 12:00 PM House Hearing Room 4.
Public hearing will be held: HB 999
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 13, 2011, 8:00 AM House Hearing Room 6.
Public hearing will be held: HB 763, SS SCS SB 13, SB 243, HB 994
Executive session may be held on any matter referred to the committee.
Hearing will be continued upon afternoon adjournment in House Hearing Room 2.
AMENDED

FISCAL REVIEW

Thursday, April 14, 2011, 8:30 AM South Gallery.
Executive session may be held on any matter referred to the committee.
All bills referred to the committee.

GENERAL LAWS

Wednesday, April 13, 2011, 12:30 PM North Gallery.
Executive session may be held on any matter referred to the committee.

HEALTH CARE POLICY

Wednesday, April 13, 2011, 12:00 PM House Hearing Room 6.
Public hearing will be held: HB 57, SB 38
Executive session will be held: SCS SB 17, SB 284, SS#2 SCS SB 62
Executive session may be held on any matter referred to the committee.

INTERNATIONAL TRADE AND JOB CREATION

Wednesday, April 13, 2011, House Hearing Room 7, 5:00 PM or upon afternoon adjournment.
Public hearing will be held: HB 901, HB 924
Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, April 13, 2011, 12:00 PM House Hearing Room 1.
Public hearing will be held: SCS SB 57, SB 165, HB 785, HB 909
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, April 13, 2011, 8:00 AM House Hearing Room 7.

Public hearing will be held: SB 96, SB 97, HB 917

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 13, 2011, House Hearing Room 5,

12:00 PM or upon morning adjournment if after 12:00 PM.

Public hearing will be held: HB 863, HB 367, HB 769, HB 553

Executive session may be held on any matter referred to the committee.

RULES

Wednesday, April 13, 2011, 6:30 PM, 516 S. Country Club Drive, Jefferson City, MO.

Rules Committee dinner - upon afternoon adjournment.

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

Wednesday, April 13, 2011, 1:00 PM House Hearing Room 7.

Executive session will be held: HCS#2 SJR 2, HCS#2 SB 3

Executive session may be held on any matter referred to the committee.

Executive session may also include HCS for SB 68.

AMENDED

SMALL BUSINESS

Wednesday, April 13, 2011, South Gallery upon morning recess.

Executive session will be held: HB 741

Executive session may be held on any matter referred to the committee.

SPECIAL STANDING COMMITTEE ON RENEWABLE ENERGY

Wednesday, April 13, 2011, 9:00 AM House Hearing Room 3.

Public hearing will be held: HB 1006

Executive session may be held on any matter referred to the committee.

CANCELLED

TAX REFORM

Wednesday, April 13, 2011, 9:00 AM House Hearing Room 5.

Public hearing will be held: HB 880

Executive session may be held on any matter referred to the committee.

TOURISM AND NATURAL RESOURCES

Thursday, April 14, 2011, 9:00 AM House Hearing Room 7.

Executive session will be held: HB 597, SB 180, SS SB 135

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, April 13, 2011, South Gallery upon afternoon adjournment.

Executive session may be held on any matter referred to the committee.

TRANSPORTATION FUNDING AND PUBLIC INSTITUTIONS

Thursday, April 14, 2011, 8:00 AM House Hearing Room 6.

Executive session will be held: SCR 7, SB 173

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Thursday, April 14, 2011, 8:00 AM House Hearing Room 5.

Public hearing will be held: HB 843, HB 953, HB 885, HB 175

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 13, 2011, House Hearing Room 5 upon afternoon adjournment.

Executive session will be held: HB 893

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-FOURTH DAY, WEDNESDAY, APRIL 13, 2011

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 14 - Cox
- 2 HCS HJR 8, as amended - Koenig

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 329 - Diehl
- 2 HCS HB 131, as amended - Cox
- 3 HCS HB 100 - Loehner
- 4 HB 490 - Diehl
- 5 HCS HB 473, HA 1 for HA1, HA 1, pending - Jones (63)
- 6 HCS HB 401 - Diehl
- 7 HCS HB 464 - McNary
- 8 HCS HB 555 - Grisamore
- 9 HB 655 - Lampe
- 10 HCS HB 657 - Allen
- 11 HCS HB 121 - Dugger
- 12 HCS HB 161 - Cox
- 13 HCS HBs 303 & 239 - Davis
- 14 HCS HB 366 - Silvey
- 15 HCS HB 562 - Grisamore
- 16 HCS HB 579 - Frederick
- 17 HB 656, as amended - Brandom
- 18 HB 661 - Wells
- 19 HCS HB 664 - Leara
- 20 HCS HBs 300, 334 & 387 - Gatschenberger
- 21 HB 466 - Schoeller

1242 *Journal of the House*

- 22 HCS HB 523 - Molendorp
- 23 HCS HB 643 - May
- 24 HB 708 - Curtman
- 25 HCS HB 773 - Gosen
- 26 HB 1008 - Long

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

- 1 HCR 9, (2-1-11, Page 277) - Barnes
- 2 HCR 19, (2-17-11, Pages 392-393) - Gatschenberger
- 3 HCR 37, (3-16-11, Pages 670-671) - Franklin

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 111 - Cox
- 2 HCS HBs 223 & 231, (Fiscal Review 4-12-11) - Wallingford
- 3 HCS HB 430 - Burlison

HOUSE BILLS FOR THIRD READING - FEDERAL MANDATE

HCS#2 HB 609 - Molendorp

HOUSE CONCURRENT RESOLUTIONS

HCR 42, (4-6-11, Pages 1148-1149) - Funderburk

SENATE BILLS FOR THIRD READING

- 1 SS SCS SBs 113 & 95 - Loehner
- 2 SCS SB 188 - Elmer

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 209, as amended - Guernsey