

JOURNAL OF THE HOUSE

Second Regular Session, 97th GENERAL ASSEMBLY

TWELFTH DAY, WEDNESDAY, JANUARY 29, 2014

The House met pursuant to adjournment.

Speaker Pro Tem Hoskins in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

O man greatly beloved, fear not, peace be with you; be strong and of good courage. (Daniel 10:19)

Almighty God of our ancestors, Who has called forth the great State of Missouri and has bound us together in the struggle for liberty and justice for all, keep us one in spirit as we endeavor to provide order, to promote harmony, and to produce an enduring peace.

We are mindful of those who are now giving their lives for the defense of our nation and for free people everywhere. For them we pray with all our hearts. Grant that we may so live our lives, so use our influence, so conduct ourselves that their dedication shall not be in vain. By Your Spirit make us worthy of their devotions.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eleventh day was approved as printed.

HOUSE RESOLUTION

Representative Bahr offered House Resolution No. 249.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 244 through House Resolution No. 248

House Resolution No. 250 through House Resolution No. 258

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1620, relating to regulations resulting from presidential executive orders.

HB 1621, relating to the electronic birth and death registration system.

HB 1622, relating to the Public Service Commission.

HB 1623, relating to employee wages.

HB 1624, relating to the designation of the official state greeting.

HB 1625, relating to the Missouri Indoor Clean Air Act.

HB 1626, relating to school bus safety.

HB 1627, relating to the termination date of the Missouri Rx Plan.

HB 1628, relating to a tax credit for alcohol production.

HB 1629, relating to real property taxation.

HB 1630, relating to private probation services.

HB 1631, relating to the Air Conservation Commission.

HB 1632, relating to vacancies in public office.

HB 1633, relating to reverse auctions.

HB 1634, relating to motor vehicle franchise practices.

HB 1635, relating to favoritism in higher education.

HB 1636, relating to legally qualified federal pharmacists.

HB 1637, relating to higher education tuition for undocumented students.

HB 1638, relating to change of form of governance in St. Louis City.

HB 1639, relating to teaching certificates.

HB 1640, relating to agriculture.

HB 1641, relating to the Board of Nursing.

THIRD READING OF HOUSE BILLS

HB 1125, relating to elections, was taken up by Representative Dugger.

On motion of Representative Dugger, **HB 1125** was read the third time and passed by the following vote:

AYES: 153

Allen	Anders	Anderson	Austin	Bahr
Barnes	Bernskoetter	Berry	Black	Brattin
Burlison	Burns	Butler	Cierpiot	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Dunn	Ellinger	Elmer	Engler
English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gardner	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hummel
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier
Korman	Kratky	LaFaver	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
Marshall	May	Mayfield	McCaherty	McCann Beatty
McDonald	McGaugh	McKenna	McManus	McNeil
Meredith	Messenger	Miller	Mims	Mitten
Molendorp	Montecillo	Moon	Morgan	Morris
Muntzel	Neely	Neth	Newman	Nichols
Norr	Otto	Pace	Parkinson	Peters
Pfautsch	Phillips	Pierson	Pike	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Riddle	Rizzo	Roorda	Ross
Rowden	Rowland	Runions	Schatz	Schieber
Schieffer	Schupp	Shull	Shumake	Smith
Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Walton Gray
Webber	White	Wieland	Wilson	Wood
Wright	Zerr	Mr. Speaker		

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 006

Brown	Carpenter	Colona	Curtis	Hodges
Schamhorst				

VACANCIES: 003

Speaker Pro Tem Hoskins declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 152

Allen	Anders	Anderson	Austin	Bahr
Barnes	Bernskoetter	Berry	Black	Brattin
Burlison	Burns	Butler	Cierpiot	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford

Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Ellinger	Elmer	Engler
English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gardner	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hummel
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier
Korman	Kratky	LaFaver	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
May	Mayfield	McCaherty	McCann Beatty	McDonald
McGaugh	McKenna	McManus	McNeil	Meredith
Messenger	Miller	Mims	Mitten	Molendorp
Montecillo	Moon	Morgan	Morris	Muntzel
Neely	Neth	Newman	Nichols	Norr
Otto	Pace	Parkinson	Peters	Pfautsch
Phillips	Pierson	Pike	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Rizzo	Roorda	Ross	Rowden
Rowland	Runions	Schatz	Schieber	Schieffer
Schupp	Shull	Shumake	Smith	Solon
Sommer	Spencer	Stream	Swan	Swearingen
Thomson	Torpey	Walker	Walton Gray	Webber
White	Wieland	Wilson	Wood	Wright
Zerr	Mr. Speaker			

NOES: 002

Ellington Marshall

PRESENT: 000

ABSENT WITH LEAVE: 006

Brown	Carpenter	Colona	Dunn	Hodges
Schamhorst				

VACANCIES: 003

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 10 - International Trade

HCR 11 - Veterans

HCR 12 - International Trade

REFERRAL OF HOUSE JOINT RESOLUTION

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

HJR 68 - Transportation

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1437** - Government Oversight and Accountability
- HB 1448** - Judiciary
- HB 1449** - Elections
- HB 1452** - Elementary and Secondary Education
- HB 1453** - Ways and Means
- HB 1455** - General Laws
- HB 1456** - Tourism and Natural Resources
- HB 1457** - Crime Prevention and Public Safety
- HB 1458** - General Laws
- HB 1460** - Children, Families, and Persons with Disabilities
- HB 1461** - Crime Prevention and Public Safety
- HB 1462** - Workforce Development and Workplace Safety
- HB 1463** - Special Standing Committee on Corrections
- HB 1464** - Crime Prevention and Public Safety
- HB 1465** - Judiciary
- HB 1466** - General Laws
- HB 1467** - Local Government
- HB 1468** - Veterans
- HB 1479** - Financial Institutions
- HB 1480** - Financial Institutions
- HB 1481** - Professional Registration and Licensing
- HB 1482** - Judiciary
- HB 1483** - Health Insurance
- HB 1484** - General Laws
- HB 1485** - General Laws
- HB 1486** - Insurance Policy
- HB 1487** - Higher Education
- HB 1488** - Judiciary
- HB 1489** - Government Oversight and Accountability
- HB 1490** - Elementary and Secondary Education
- HB 1491** - Professional Registration and Licensing
- HB 1492** - Judiciary
- HB 1493** - Health Insurance
- HB 1494** - Judiciary
- HB 1496** - Agriculture Policy
- HB 1497** - Local Government
- HB 1499** - Economic Development
- HB 1502** - Economic Development
- HB 1503** - Economic Development
- HB 1504** - Economic Development
- HB 1505** - Judiciary
- HB 1506** - Emerging Issues in Agriculture
- HB 1507** - Utilities

- HB 1508** - Ways and Means
- HB 1509** - Elementary and Secondary Education
- HB 1511** - Economic Development
- HB 1513** - Local Government
- HB 1514** - Special Standing Committee on Corrections
- HB 1516** - Crime Prevention and Public Safety
- HB 1517** - Transportation
- HB 1519** - Ways and Means
- HB 1520** - Special Standing Committee on Urban Issues
- HB 1521** - Ways and Means
- HB 1522** - Crime Prevention and Public Safety
- HB 1523** - Financial Institutions
- HB 1525** - Elections
- HB 1526** - Elections
- HB 1527** - Workforce Development and Workplace Safety
- HB 1528** - Health Care Policy
- HB 1529** - Children, Families, and Persons with Disabilities
- HB 1530** - Crime Prevention and Public Safety
- HB 1531** - Health Care Policy
- HB 1532** - Tourism and Natural Resources
- HB 1535** - General Laws
- HB 1536** - Elementary and Secondary Education
- HB 1538** - General Laws
- HB 1539** - General Laws
- HB 1540** - Crime Prevention and Public Safety
- HB 1541** - Special Standing Committee on Urban Issues
- HB 1542** - Veterans
- HB 1543** - Transportation
- HB 1544** - General Laws
- HB 1545** - Crime Prevention and Public Safety
- HB 1547** - Tourism and Natural Resources
- HB 1548** - General Laws
- HB 1549** - Elementary and Secondary Education
- HB 1550** - Retirement
- HB 1551** - Elementary and Secondary Education
- HB 1552** - Elections
- HB 1553** - Local Government
- HB 1554** - General Laws
- HB 1555** - General Laws
- HB 1556** - General Laws
- HB 1558** - Budget
- HB 1559** - Special Standing Committee on Small Business
- HB 1560** - Crime Prevention and Public Safety
- HB 1561** - Crime Prevention and Public Safety
- HB 1562** - Crime Prevention and Public Safety
- HB 1563** - Special Standing Committee on Small Business
- HB 1564** - Special Standing Committee on Small Business

- HB 1566** - Elections
- HB 1573** - Local Government
- HB 1594** - Workforce Development and Workplace Safety
- HB 1596** - Crime Prevention and Public Safety
- HB 1610** - Agri-Business
- HB 1616** - General Laws
- HB 1617** - Workforce Development and Workplace Safety
- HB 1618** - General Laws

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman Dugger reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1270**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Special Standing Committee on Small Business, Chairman Torpey reporting:

Mr. Speaker: Your Special Standing Committee on Small Business, to which was referred **HB 1310** and **HB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Tourism and Natural Resources, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Tourism and Natural Resources, to which was referred **HB 1197**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Funderburk reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Utilities, to which was referred **HCR 5**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1454**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 48**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Riddle reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1051**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1058**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1191**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1198**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE JOINT RESOLUTION

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

HJR 72, introduced by Representatives Richardson, Jones (110), Stream, Fitzpatrick, Haefner, McCaherty, Hansen, Berry, Houghton, Cierpiot, Diehl, Rowden, Lichtenegger, Entlicher, Pfautsch, Ross, Rhoads, Austin, Hampton, Solon, Gannon, Curtman, Dohrman, Pike, Lynch, Lair, Franklin, Hoskins, Flanigan, Barnes, Wilson, Jones (50) and Hicks, relating to the Governor's authority to withhold funds.

INTRODUCTION OF HOUSE BILLS

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

HB 1642, introduced by Representative Bahr, relating to employment taxes.

HB 1643, introduced by Representatives Brown and Miller, relating to blue catfish regulations.

HB 1644, introduced by Representatives Lant and Reiboldt, relating to the designation of a highway.

HB 1645, introduced by Representative McGaugh, relating to hospital liens.

HB 1646, introduced by Representatives Jones (110), Wieland, Grisamore, Koenig, Cierpiot, Sommer, Elmer, Higdon, Richardson, Lair, Rehder, White, Shumake, Fraker, Redmon, Fitzwater, Ross, Conway (104), Hurst, Cornejo, Justus, Hicks, Zerr, Shull, McCaherty, Stream, Leara, Funderburk, Pfautsch and Rizzo, relating to incentives for interstate business relocation.

HB 1647, introduced by Representatives Moon, Curtman, Pogue, Anderson, Remole, Fitzpatrick, Rhoads, Wilson, Muntzel, Hurst, Messenger, Rowland, Brattin, Parkinson, Morris, Koenig, McGaugh, Houghton and Bahr, relating to prohibitions on certain policies that infringe on private property rights.

HB 1648, introduced by Representatives Brattin and Koenig, relating to drug testing of certain persons elected to office.

HB 1649, introduced by Representatives Brattin, Ross, Wilson, Lant and Frederick, relating to the concealed carry of firearms.

HB 1650, introduced by Representative Fraker, relating to high school equivalency testing.

HB 1651, introduced by Representative Fraker, relating to electric cooperatives.

HB 1652, introduced by Representative Funderburk, relating to utility access to railroad right-of-way.

HB 1653, introduced by Representatives Funderburk, Sommer, Bahr, Parkinson, Zerr and Hicks, relating to local health departments.

HB 1654, introduced by Representatives Funderburk and Kelly (45), relating to taxation.

HB 1655, introduced by Representatives Burlison, Fitzwater, Fraker, Marshall, Swearingen, Lynch, Moon, Fitzpatrick, Wilson, Johnson, Brattin, Anderson, Kelley (127), Rowden, Funderburk, Wieland, Jones (50), Hicks, Cornejo and Koenig, relating to the operation of motorcycles or motortricycles.

HB 1656, introduced by Representatives Neely and Hurst, relating to anatomical gifts.

HB 1657, introduced by Representatives Swan, Cookson, Spencer and Lichtenegger, relating to teacher compensation.

HB 1658, introduced by Representative Torpey, relating to the assignment of property tax liens.

HB 1659, introduced by Representative Kelly (45), relating to the regulation of marijuana.

HB 1660, introduced by Representatives Lauer, Higdon and Rizzo, relating to county building codes.

HB 1661, introduced by Representative Richardson, relating to agricultural tax credits.

HB 1662, introduced by Representatives Richardson and Diehl, relating to MO HealthNet managed care services.

HB 1663, introduced by Representative Haahr, relating to workers' compensation.

HB 1664, introduced by Representatives Berry and McNeil, relating to solar energy rebates.

HB 1665, introduced by Representatives Jones (50) and Barnes, relating to the publishing of certain photographs on internet websites.

The following members' presence was noted: Brown, Carpenter, and Scharnhorst.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Thursday, January 30, 2014.

COMMITTEE HEARINGS

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 3, 2014, 12:00 PM, House Hearing Room 3.

Public Defender Commission (HB 12) – Budget Presentation

If hearing does not adjourn by 3:00 PM, committee will recess and reconvene upon adjournment of the House.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 4, 2014, Upon Morning Adjournment, House Hearing Room 3.

Office of Administration Leasing (HB 13) – Budget Presentation

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 5, 2014, Upon Morning Adjournment, House Hearing Room 3.

Office of Administration Operations, Fringe Benefits and Attached Programs (HB 5) – Budget Presentation

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 4, 2014, 2:00 PM, House Hearing Room 3.

To review Public Safety budget requests

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 5, 2014, 2:00 PM, House Hearing Room 6.

To review Corrections budget request

APPROPRIATIONS - REVENUE, TRANSPORTATION, AND ECONOMIC DEVELOPMENT

Tuesday, February 4, 2014, 8:00 AM, House Hearing Room 3.

Committee will hear budget presentation from Department of Economic Development. If budget presentation isn't complete by 10:00 AM then the committee will re-convene at 2:00 PM in House Hearing Room 7.

APPROPRIATIONS - REVENUE, TRANSPORTATION, AND ECONOMIC DEVELOPMENT

Wednesday, February 5, 2014, 2:00 PM, House Hearing Room 7.

Committee will hear budget presentation on Department of Insurance, Financial Institutions, and Professional Registration.

APPROPRIATIONS - REVENUE, TRANSPORTATION, AND ECONOMIC DEVELOPMENT

Tuesday, February 11, 2014, 8:00 AM, House Hearing Room 3.

Committee will hear budget presentation for Department of Labor and Industrial Relations.

DOWNSIZING STATE GOVERNMENT

Thursday, January 30, 2014, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HCR 7, HB 1245, HB 1388

Executive session will be held: HB 1081, HB 1181, HB 1182, HB 1204

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

LOCAL GOVERNMENT

Thursday, January 30, 2014, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1085, HB 1199, HB 1339, HB 1355, HB 1169

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

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN HEALTH CARE

Wednesday, February 5, 2014, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HJR 45, HB 1173

Executive session will be held: HJR 45, HB 1173

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

SPECIAL STANDING COMMITTEE ON URBAN ISSUES

Monday, February 3, 2014, 5:00 PM or Upon Adjournment, House Hearing Room 5.

Public hearing will be held: HB 1076, HB 1233

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

TOURISM AND NATURAL RESOURCES

Thursday, January 30, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCR 8, HCR 9, HB 1413

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

AMENDED

WETLANDS MANAGEMENT ISSUE DEVELOPMENT

Tuesday, February 4, 2014, 2:00 PM, House Hearing Room 6.

This hearing is being called to receive public testimony and information concerning federal regulation of the Jacks Fork and Current Rivers in Southern Missouri.

HOUSE CALENDAR

THIRTEENTH DAY, THURSDAY, JANUARY 30, 2014

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 72 - Richardson

HOUSE BILLS FOR SECOND READING

HB 1642 through HB 1665

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1051 - Rhoads
- 2 HCS HB 1058 - Higdon
- 3 HB 1191 - Miller
- 4 HB 1198 - Funderburk