

JOURNAL OF THE HOUSE

Second Regular Session, 97th GENERAL ASSEMBLY

FORTY-FIFTH DAY, WEDNESDAY, APRIL 2, 2014

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

Let the word of God dwell in you richly with all wisdom. (Colossians 3:16)

Almighty God, in whose presence our anxious spirits are quieted, our tense minds become rested, and our worried souls find peace, we wait upon You in this moment of prayer, seeking a renewal of our strength, a restoration of our patience, and a reawakening of our faith on this rainy day.

Today could be a time of trial and trouble, of distress and disappointment, of stress and strain. We need the guidance of Your Spirit and the power of Your presence. Give them to us as we pray that we may lead our citizens and Missouri into the paths of peace with liberty and justice for all.

Bless all who work under the dome of this Capitol. May Your Spirit dwell richly in their hearts as they carry their responsibilities, do their duties, and direct the affairs of our beloved state. With the faith of our Founding Fathers and Mothers, may we fly the flag of freedom forever and forever.

Finally, we remember our colleague, Representative Rory Ellinger whose health is impaired. Grant him strength, peace, and joy.

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: Alan J. Gray, III and Ethan Amare Gray.

The Journal of the forty-fourth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1613 through House Resolution No. 1676

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 88, relating to the General Assembly.

HJR 89, relating to congressional and legislative redistricting.

HJR 90, relating to early voting.

HJR 91, relating to a sales tax increase for education.

HJR 92, relating to recall of elected public officials.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2246, relating to funding for Missouri land grant institutions.

HB 2247, relating to the purchase of a firearm.

HB 2248, relating to the Amber Alert System.

HB 2249, relating to the Missouri Accountability Portal.

HB 2250, relating to representation during administrative hearings in matters relating to tax assessments.

HB 2251, relating to payment due discharged employees.

HB 2252, relating to solid waste management districts.

HB 2253, relating to the purchase of motor vehicles.

HB 2254, relating to taxation.

HB 2255, relating to taxation.

HB 2256, relating to state enforcement of federal regulations.

HB 2257, relating to virtual schools.

HB 2258, relating to recall of certain officers of cities of the fourth classification.

HB 2259, relating to disqualification of candidates for election to public office.

HB 2260, relating to notaries public.

HB 2261, relating to election authorities.

HB 2262, relating to service dogs.

HB 2263, relating to the carrying over of legislation filed in the first regular session of a general assembly.

HB 2264, relating to the carrying of concealed firearms.

HB 2265, relating to elementary and secondary education.

HB 2266, relating to the Motorcycle Safety Trust Fund.

HB 2267, relating to the establishment of the Department of MO HealthNet.

HB 2268, relating to a tax credit for companies with an employee stock ownership program.

HB 2269, relating to holding cells for minors.

HB 2270, relating to the restoration of the civil right to ship, transport, possess, or receive a firearm.

HB 2271, relating to early voting.

HB 2272, relating to bidding for public contracts.

HB 2273, relating to taxation.

HB 2274, relating to state printing.

HB 2275, relating to trailer license plates.

HB 2276, relating to workers' compensation.

HB 2277, relating to the sale of cottage foods.

HB 2278, relating to the Department of Transportation Utility Corridor.

HB 2279, relating to bicycle operation on state roadways.

HB 2280, relating to highway designations.

HB 2281, relating to Workers' Compensation Insurance.

HB 2282, relating to nonjudicial foreclosure proceedings.

HB 2283, relating to security deposits.

HB 2284, relating to child care facilities.

HB 2285, relating to pharmacy licensure.

HB 2286, relating to school board elections in urban districts.

HB 2287, relating to electronic signatures.

HB 2288, relating to service of process in civil actions.

HB 2289, relating to the State Soil and Water Districts Commission.

HB 2290, relating to income taxes.

HB 2291, relating to the Historic Revitalization Act.

HB 2292, relating to unexpended appropriations.

HB 2293, relating to the ENFORCE the Laws Act of 2014.

HB 2294, relating to the Ozark National Scenic Riverways.

HB 2295, relating to school district performance.

HB 2296, relating to employment security.

HB 2297, relating to disqualification from unemployment benefits.

HB 2298, relating to recognition for student participation in the Constitution Project of the Missouri Supreme Court.

HB 2299, relating to counties with unaccredited schools.

HB 2300, relating to election campaigns.

SECOND READING OF SENATE BILL

The following Senate Bill was read the second time:

SS#3 SCS SBs 509 & 496, relating to income taxes.

PERFECTION OF HOUSE BILLS

HCS HB 1303, relating to religious liberties of students, was taken up by Representative Haahr.

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

Representative Austin raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Anderson	Austin	Bahr	Bames
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cox	Crawford
Cross	Curtman	Diehl	Dohman	Dugger
Elmer	Engler	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Funderburk
Gannon	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hansen	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Koenig
Kolkmeier	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall
McCaherty	McGaugh	Miller	Molendorp	Moon
Morris	Muntzel	Neely	Parkinson	Pfautsch
Phillips	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Ross
Rowden	Rowland	Schamhorst	Schatz	Schieber
Shull	Shumake	Solon	Sommer	Stream
Swan	Thomson	Torpey	Walker	White
Wieland	Wilson	Wood	Zerr	Mr. Speaker

NOES: 049

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellington
English	Englund	Frame	Gardner	Harris
Hubbard	Kelly 45	Kirkton	Kratky	LaFaver
May	Mayfield	McCann Beatty	McDonald	McKenna
McManus	McNeil	Meredith	Mims	Mitten
Montecillo	Morgan	Newman	Nichols	Norr
Otto	Pace	Peters	Pierson	Rizzo
Roorda	Runions	Schieffer	Schupp	Smith
Swearingen	Walton Gray	Webber	Wright	

PRESENT: 000

957 *Journal of the House*

ABSENT WITH LEAVE: 011

Comejo	Davis	Ellinger	Gatschenberger	Hampton
Hodges	Hummel	Messenger	Neth	Pike
Spencer				

VACANCIES: 003

On motion of Representative Haahr, **HCS HB 1303** was adopted.

On motion of Representative Haahr, **HCS HB 1303** was ordered perfected and printed by the following vote:

AYES: 128

Allen	Anderson	Austin	Bahr	Bames
Bernskoetter	Bery	Black	Brattin	Brown
Burlison	Butler	Carpenter	Cierpiot	Conway 10
Conway 104	Cookson	Cox	Crawford	Cross
Curtman	Diehl	Dohman	Dugger	Ellington
Elmer	Engler	English	Englund	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame
Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guemsey	Haahr	Haefner	Hampton
Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubbard	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Koenig	Kolkmeier	Korman	Kratky	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	Mayfield	McCaherty	McCann Beatty
McDonald	McGaugh	McKenna	McManus	McNeil
Miller	Mims	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Nichols	Norr
Parkinson	Pfautsch	Phillips	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Rizzo	Roorda	Ross	Rowden
Rowland	Runions	Schamhorst	Schatz	Schieber
Schieffer	Shull	Shumake	Solon	Sommer
Stream	Swan	Thomson	Torpey	Walker
Webber	White	Wieland	Wilson	Wood
Wright	Zerr	Mr. Speaker		

NOES: 020

Anders	Burns	Colona	Curtis	Dunn
Gardner	Hummel	Kirkton	LaFaver	May
Meredith	Mitten	Morgan	Newman	Otto
Pierson	Schupp	Smith	Swearingen	Walton Gray

PRESENT: 002

Pace	Peters
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ABSENT WITH LEAVE: 010

Comejo	Davis	Ellinger	Gatschenberger	Hansen
Hodges	Messenger	Neth	Pike	Spencer

VACANCIES: 003

HCS HBs 1235 & 1214, relating to weight limitations for vehicles hauling livestock and agricultural products, was taken up by Representative Hoskins.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1235 & 1214, Page 1, Lines 2-3 in the title, by deleting the words "weight limitations for"; and

Further amend said bill, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires, with a seat designed to be straddled by the operator, or with a seat designed to carry more than one person, and handlebars for steering control;

(2) "Automobile transporter", any vehicle combination designed and used specifically for the transport of assembled motor vehicles;

(3) "Axle load", the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

(4) "Boat transporter", any vehicle combination designed and used specifically to transport assembled boats and boat hulls;

(5) "Body shop", a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

(6) "Bus", a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

(7) "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

(8) "Cotton trailer", a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;

(9) "Dealer", any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

(10) "Director" or "director of revenue", the director of the department of revenue;

(11) "Driveaway operation":

(a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or

(c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;

- (12) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;
- (13) "Farm tractor", a tractor used exclusively for agricultural purposes;
- (14) "Fleet", any group of ten or more motor vehicles owned by the same owner;
- (15) "Fleet vehicle", a motor vehicle which is included as part of a fleet;
- (16) "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;
- (17) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;
- (18) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;
- (19) "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;
- (20) "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;
- (21) "Intersecting highway", any highway which joins another, whether or not it crosses the same;
- (22) "Junk vehicle", a vehicle which is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap, and shall not be titled or registered;
- (23) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;
- (24) "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:
 - (a) An area that extends not more than a radius of one hundred miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or
 - (b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation. Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;
- (25) "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined solely to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;
- (26) "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport **any form or type of** harvested forest products, operated solely at a forested site and in an area extending not more than a [one] **two** hundred-mile radius from such site, carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the national system of interstate and defense highways described in Title 23, Section 103(e) of the United States Code, such vehicle shall not exceed the weight limits of section 304.180, does not have more than four axles, and does not pull a trailer which has more than two axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimiting, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds;
- (27) "Local log truck tractor", a commercial motor vehicle which is registered under this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport **any form or type of** harvested forest products, operated solely at a forested site and in an area extending not more than a [one] **two** hundred-mile radius from such site, operates with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, and when operated on the national system of interstate and defense highways described in Title 23, Section 103(e) of the United States Code, such vehicle does not exceed the weight limits contained in section 304.180, and does not

have more than three axles and does not pull a trailer which has more than two axles. Violations of axle weight limitations shall be subject to the load limit penalty as described for in sections 304.180 to 304.220;

(28) "Local transit bus", a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

(29) "Log truck", a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

(30) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

(31) "Manufacturer", any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

(32) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

(33) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks, except farm tractors;

(34) "Motor vehicle primarily for business use", any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

(35) "Motorcycle", a motor vehicle operated on two wheels;

(36) "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground;

(37) "Motortricycle", a motor vehicle operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;

(38) "Municipality", any city, town or village, whether incorporated or not;

(39) "Nonresident", a resident of a state or country other than the state of Missouri;

(40) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

(41) "Operator", any person who operates or drives a motor vehicle;

(42) "Owner", any person, firm, corporation or association, who holds the legal title to a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this law;

(43) "Public garage", a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

(44) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

(45) "Reconstructed motor vehicle", a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

(46) "Recreational motor vehicle", any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

(47) "Recreational off-highway vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is sixty-four inches or less in width, with an unladen dry weight of two thousand pounds or less, traveling on four or more nonhighway tires, with a nonstraddle seat, and steering wheel, which may have access to ATV trails;

(48) "Rollback or car carrier", any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

(49) "Saddlemount combination", a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a "double saddlemount combination". When three vehicles are towed in this manner, the combination is called a "triple saddlemount combination";

(50) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

(51) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer's model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

(c) Has been declared salvage by an insurance company as a result of settlement of a claim;

(d) Ownership of which is evidenced by a salvage title; or

(e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words "salvage/abandoned property". The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, "fair market value" means the retail value of a motor vehicle as:

a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;

b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and

c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;

(52) "School bus", any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;

(53) "Scrap processor", a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;

(54) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;

(55) "Special mobile equipment", every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;

(56) "Specially constructed motor vehicle", a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;

(57) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

(58) "Tandem axle", a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;

(59) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;

(60) "Trailer", any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term "trailer" shall not include cotton trailers as defined in subdivision (8) of this section and shall not include manufactured homes as defined in section 700.010;

(61) "Truck", a motor vehicle designed, used, or maintained for the transportation of property;

(62) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

(63) "Truck-trailer boat transporter combination", a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

(64) "Used parts dealer", a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. "Business" does not include isolated sales at a swap meet of less than three days;

(65) "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is sixty-three inches or less in width, with an unladen dry weight of one thousand eight hundred fifty pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

(66) "Vanpool", any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined by subdivisions (6) and (7) of this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(67) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(68) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(69) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain."; and

Further amend said bill, Page 8, Section 304.180, Line 123, by inserting after the word "Highways." the following:

"As used in this section, "agricultural product" means an agricultural, horticultural, viticultural, or vegetable product, growing of grapes that will be processed into wine, bees, honey, fish or other aquacultural product, planting seed, livestock, a livestock product, a forestry product, poultry or a poultry product, either in its natural or processed state, that has been produced, processed, or otherwise had value added to it in this state."; and

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

Representative Cox assumed the Chair.

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1235 & 1214, Page 4, Section 304.180, Line 124, by deleting the word "**vehicle**" and inserting in lieu thereof the words "**business operating any vehicles**"; and

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

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

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

Representative Austin raised a point of order that **House Amendment No. 3** is not germane to the bill.

Representative Cox requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

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

Representative Austin raised a point of order that **House Amendment No. 4** is not germane to the bill.

Representative Cox requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Barnes moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cox	Crawford
Cross	Curtman	Dohrman	Elmer	Engler
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Frederick	Funderburk	Gannon	Gosen	Guemsey
Haahr	Haefner	Hampton	Hansen	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton
Hurst	Johnson	Justus	Keeney	Kelley 127
Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
Marshall	McGaugh	Miller	Molendorp	Moon
Morris	Muntzel	Neely	Parkinson	Pfautsch
Phillips	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Ross	Rowden

Rowland	Schieber	Shull	Shumake	Solon
Sommer	Swan	Thomson	Torpey	Walker
White	Wieland	Wilson	Mr. Speaker	

NOES: 046

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellington
English	Englund	Frame	Gardner	Harris
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
LaFaver	May	Mayfield	McCann Beatty	McDonald
McKenna	McNeil	Meredith	Mims	Mitten
Montecillo	Morgan	Newman	Nichols	Norr
Pace	Peters	Pierson	Rizzo	Runions
Schieffer	Schupp	Smith	Swearingen	Walton Gray
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 025

Comejo	Davis	Diehl	Dugger	Ellinger
Franklin	Gatschenberger	Grisamore	Hodges	Jones 50
McCaherty	McManus	Messenger	Neth	Otto
Pike	Riddle	Roorda	Schamhorst	Schatz
Spencer	Stream	Webber	Wood	Zerr

VACANCIES: 003

On motion of Representative Hoskins, **HCS HBs 1235 & 1214, as amended**, was adopted.

On motion of Representative Hoskins, **HCS HBs 1235 & 1214, as amended**, was ordered perfected and printed.

HB 1305, relating to train conductors, was taken up by Representative Phillips.

On motion of Representative Phillips, **HB 1305** was ordered perfected and printed.

HB 1138, relating to child support, was taken up by Representative Rowland.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Allen	Anderson	Austin	Bahr	Bemskoetter
Berry	Brattin	Brown	Burlison	Cierpiot
Conway 104	Cookson	Cox	Cross	Diehl
Dohrman	Dugger	Elmer	Engler	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fraker	Frederick
Funderburk	Gannon	Gosen	Guemsey	Haahr
Haefner	Hansen	Higdon	Hinson	Hoskins

Hough	Houghton	Hurst	Johnson	Justus
Keeney	Kelley 127	Koenig	Kolkmeier	Korman
Lair	Lant	Leara	Lichtenegger	Love
Lynch	McCaherty	McGaugh	Miller	Molendorp
Moon	Morris	Muntzel	Neely	Parkinson
Pfäutsch	Phillips	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Riddle	Ross
Rowden	Rowland	Schatz	Shull	Shumake
Solon	Sommer	Swan	Thomson	Walker
White	Wieland	Wilson	Wood	Mr. Speaker

NOES: 048

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellington
English	Englund	Frame	Gardner	Harris
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
LaFaver	Marshall	May	Mayfield	McCann Beatty
McDonald	McKenna	McManus	McNeil	Meredith
Mims	Mitten	Montecillo	Morgan	Newman
Nichols	Norr	Pace	Peters	Rizzo
Runions	Schieffer	Schupp	Smith	Swearingen
Walton Gray	Webber	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes	Comejo	Crawford	Curtman	Davis
Ellinger	Franklin	Gatschenberger	Grisamore	Hampton
Hicks	Hodges	Jones 50	Lauer	Messenger
Neth	Otto	Pierson	Pike	Richardson
Roorda	Schamhorst	Schieber	Spencer	Stream
Torpey	Zer			

VACANCIES: 003

On motion of Representative Rowland, **HB 1138** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 1326, relating to the Missouri Dairy Revitalization Act, was taken up by Representative Guernsey.

On motion of Representative Guernsey, **HCS HB 1326** was read the third time and passed by the following vote:

AYES: 137

Allen	Anders	Anderson	Austin	Bernskoetter
Berry	Black	Brattin	Brown	Burlison
Burns	Butler	Carpenter	Cierpiot	Conway 10
Conway 104	Cookson	Cox	Crawford	Cross
Curtis	Diehl	Dohrman	Dugger	Dunn
Elmer	Engler	English	Englund	Entlicher

Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame
Franklin	Frederick	Funderburk	Gannon	Gardner
Gosen	Guemsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hummel
Hurst	Johnson	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	Miller
Mims	Mitten	Molendorp	Montecillo	Moon
Morgan	Morris	Muntzel	Neely	Newman
Nichols	Norr	Otto	Pace	Parkinson
Peters	Pfäutsch	Phillips	Pierson	Redmon
Rehder	Reiboldt	Remole	Rhoads	Riddle
Rizzo	Roorda	Ross	Rowden	Rowland
Runions	Schatz	Schieber	Schieffer	Schupp
Shull	Shumake	Smith	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson
Walker	Walton Gray	Webber	Wieland	Wilson
Wood	Mr. Speaker			

NOES: 004

Ellington	Marshall	Pogue	White
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PRESENT: 000

ABSENT WITH LEAVE: 019

Bahr	Barnes	Colona	Comejo	Curtman
Davis	Ellinger	Gatschenberger	Grisamore	Hodges
Jones 50	Messenger	Neth	Pike	Richardson
Schamhorst	Torpey	Wright	Zerr	

VACANCIES: 003

Representative Cox declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTION

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

HJR 90 - Elections

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 1235 & 1214 - Fiscal Review
HB 1890 - Local Government
HB 1891 - Professional Registration and Licensing
HB 2131 - General Laws

- HB 2136** - General Laws
- HB 2163** - Transportation
- HB 2164** - Agri-Business
- HB 2226** - Ways and Means
- HB 2239** - Transportation
- HB 2245** - General Laws
- HB 2271** - Elections
- HB 2272** - General Laws

REFERRAL OF SENATE JOINT RESOLUTION

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

- SCS SJR 45** - General Laws

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

- SCS SB 675** - Retirement
- SB 689** - General Laws
- SB 690** - Local Government
- SS SB 691** - Insurance Policy
- SCS SB 716** - Health Care Policy
- SB 719** - Elementary and Secondary Education
- SCS SB 731** - General Laws
- SCS SB 735** - Tourism and Natural Resources
- SS SB 745** - General Laws
- SB 766** - Judiciary

COMMITTEE REPORTS

Committee on Budget, Chairman Stream reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2020**, 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 Budget, to which was referred **HB 2077**, 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 Downsizing State Government, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HJR 54**, 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 Elections, Chairman Entlicher reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **HB 1566**, 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 Financial Institutions, Chairman Dugger reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SS SB 694**, 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 Insurance Policy, Chairman Gosen reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1183**, 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 Insurance Policy, to which was referred **SB 609**, 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 Emerging Issues in Health Care, Chairman Richardson reporting:

Mr. Speaker: Your Special Standing Committee on Emerging Issues in Health Care, to which was referred **HB 1662**, 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 Special Standing Committee on Emerging Issues in Health Care, to which was referred **HB 2125**, 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 Utilities, Chairman Funderburk reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1867**, 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 2079**, 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.

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 **SB 499**, entitled:

An act to repeal section 456.950, RSMo, and to enact in lieu thereof one new section relating to qualified spousal trusts.

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 **SB 674**, entitled:

An act to repeal section 8.007, RSMo, and to enact in lieu thereof two new sections relating to contracts for the sale of certain items at events held in state-owned buildings.

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 **SCS SB 680**, entitled:

An act to amend chapter 208, RSMo, by adding thereto one new section relating to eligibility for food stamps.

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 **SB 708**, entitled:

An act to repeal section 115.279, RSMo, section 115.275 as enacted by house committee substitute for senate substitute for senate committee substitute for senate bill no. 116, ninety-seventh general assembly, first regular session, section 115.275 as enacted by house bill no. 511, ninety-second general assembly, first regular session, section 115.291 as enacted by house committee substitute for senate substitute for senate committee substitute for senate bill no. 116, ninety-seventh general assembly, first regular session, and section 115.291 as enacted by senate committee substitute for house committee substitute for house bill nos. 1524 & 2260, ninety-fifth general assembly, second regular session, and to enact in lieu thereof three new sections relating to absentee voting for emergency workers, with an emergency clause.

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 **SS SB 741**, entitled:

An act to repeal sections 313.800, 313.812, 313.817, and 313.830, RSMo, and to enact in lieu thereof four new sections relating to financial transactions of gaming establishments, with existing penalty provisions.

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 SB 782**, entitled:

An act to repeal section 168.021, RSMo, and to enact in lieu thereof one new section relating to certification by the American Board for Certification of Teacher Excellence.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

April 2, 2014

Mr. Adam Crumbliss
Chief Clerk
State Capitol, Room 317
Jefferson City, Missouri 65101

Dear Adam:

I respectfully request that **HB 2177** be withdrawn.

Thank you for your attention to this matter.

Sincerely,

/s/ John Rizzo

The following members' presence was noted: Davis and Neth.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Thursday, April 3, 2014.

COMMITTEE HEARINGS

DOWNSIZING STATE GOVERNMENT

Thursday, April 3, 2014, 8:05 AM, House Hearing Room 4.

Public hearing will be held: HB 2050, HB 2051, HB 2056, SB 523

Executive session will be held: HB 2053

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

FISCAL REVIEW

Thursday, April 3, 2014, 8:30 AM, House Hearing Room 2.

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

GENERAL LAWS

Thursday, April 3, 2014, 9:00 AM, House Hearing Room 3.

Public hearing will be held: HB 1798

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

LOCAL GOVERNMENT

Thursday, April 3, 2014, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2179

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

CANCELLED

LOCAL GOVERNMENT

Monday, April 7, 2014, 2:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2179

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

RULES

Thursday, April 3, 2014, Upon Morning Adjournment, House Hearing Room 7.

Public hearing will be held: HB 1153, HR 1485

Executive session will be held: HCR 22, HCR 30, HB 1153, HB 1251, HB 1266, HB 1088, HCS HB 1540, HCS HB 1336, HB 1474, HR 1485, HB 1591, HB 1539, HCS HB 1614, HCS HB 1662, HCS HB 1690, HB 1713, HCS HB 1739, HB 1666, HCS HB 1793, HCS HB 1882, HCS HB 1967, HB 1865, HCS HB 1873, HCS HB 2130, HCS HB 2125

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

AMENDED

SPECIAL STANDING COMMITTEE ON URBAN ISSUES

Tuesday, April 8, 2014, Upon Evening Adjournment, House Hearing Room 5.

Public hearing will be held: HB 1406, HB 1694, SCS SB 612

Executive session will be held: HB 1695, HB 1763, SCS SB 612, HB 1703

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

TOURISM AND NATURAL RESOURCES

Thursday, April 3, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: SB 527, SCS SB 664, HB 2193, HB 1607

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

HOUSE CALENDAR

FORTY-SIXTH DAY, THURSDAY, APRIL 3, 2014

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 68 - Hinson

HOUSE BILLS FOR PERFECTION

- 1 HB 1219 - Dugger
- 2 HB 1490 - Bahr
- 3 HCS HB 1371 - Cox
- 4 HCS HB 1655 - Burlison
- 5 HB 1821 - Diehl
- 6 HB 1342 - Scharnhorst
- 7 HB 1770 - Burlison
- 8 HCS HB 1936 - Dugger
- 9 HB 1144 - White
- 10 HB 1594 - Davis
- 11 HCS HBs 1179 & 1765 - Burlison
- 12 HCS HB 1350 - Richardson
- 13 HB 1372 - Cox
- 14 HCS HB 1801 - White
- 15 HB 1906 - Schieber

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HB 1191 - Miller
- 2 HB 1198 - Funderburk
- 3 HCS HB 1349 - Richardson
- 4 HB 1454 - Swan
- 5 HB 1652 - Funderburk

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Scharnhorst

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1237 - Hoskins
- 2 HCS HB 1439, E.C. - Funderburk
- 3 HB 1617 - Rehder
- 4 HCS HB 1303 - Haahr
- 5 HCS HBs 1235 & 1214, (Fiscal Review 4/2/14) - Hoskins
- 6 HB 1305 - Phillips
- 7 HB 1138 - Rowland

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1568 - Frederick

SENATE BILLS FOR SECOND READING

- 1 SB 499
- 2 SB 674
- 3 SCS SB 680
- 4 SB 708
- 5 SS SB 741
- 6 SS SB 782

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 8 - Richardson
- 2 HCR 9 - Cookson
- 3 HCR 16 - Guernsey

SENATE BILLS FOR THIRD READING

- 1 SB 652 - Funderburk
- 2 SCS SB 613 - Funderburk
- 3 SS SCS SB 532 - Hubbard

BILLS IN CONFERENCE

SCS HB 2014 - Stream

HOUSE RESOLUTIONS

HR 777 - Scharnhorst