

JOURNAL OF THE HOUSE

VETO SESSION

First Regular Session, 100th GENERAL ASSEMBLY

WEDNESDAY, SEPTEMBER 11, 2019

Speaker Haahr in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 042

Basye	Bondon	Bromley	Brown 27	Burns
Butz	Coleman 97	DeGroot	Dohrman	Eslinger
Evans	Fitzwater	Gannon	Griesheimer	Haffner
Hansen	Hurst	Justus	Kelley 127	Kelly 141
McGaugh	McGirl	Morris 140	Morse 151	Mosley
Muntzel	Murphy	Pogue	Pollock 123	Reedy
Rehder	Toalson Reisch	Remole	Richey	Riggs
Roberts 161	Rowland	Schnelting	Shields	Shull 16
Taylor	Veit			

NOES: 000

PRESENT: 069

Allred	Anderson	Andrews	Appelbaum	Baker
Bangert	Barnes	Bland Manlove	Brown 70	Burnett
Christofanelli	Coleman 32	Deaton	Dinkins	Eggleston
Ellebracht	Falkner III	Fishel	Gray	Green
Grier	Griffith	Hannegan	Helms	Henderson
Houx	Hovis	Hudson	Kendrick	Kidd
Knight	Kolkmeyer	Love	Lynch	Mackey
Mayhew	Merideth	Messenger	Miller	Mitten
Neely	Pfautsch	Pike	Pollitt 52	Porter
Quade	Razer	Roden	Rone	Ross
Runions	Ruth	Sain	Sharpe	Shawan
Simmons	Smith	Solon	Sommer	Stacy
Stephens 128	Stevens 46	Tate	Unsicker	Vescovo
Washington	Wilson	Wright	Mr. Speaker	

ABSENT WITH LEAVE: 045

Bailey	Baringer	Beck	Billington	Black 137
Black 7	Bosley	Busick	Carpenter	Carter
Chappelle-Nadal	Chipman	Clemens	Dogan	Francis
Gregory	Haden	Hicks	Hill	Ingle

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Lavender	Lovasco	McCreery	McDaniel	Moon
Morgan	O'Donnell	Patterson	Pierson Jr.	Pietzman
Plocher	Price	Proudie	Roberts 77	Rogers
Sauls	Schroer	Shaul 113	Spencer	Swan
Trent	Walsh	Wiemann	Windham	Wood

VACANCIES: 007

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

If any man walks in the day, he does not stumble because he sees the light of this world. (John 11:9)

O Everlasting God, whose mercy is from everlasting to everlasting and whose truth endures forever, in all humility and reverence we bow in Your presence, offering to You once again the devotion of our loving and humble hearts. Amid all the tasks of our day, stress without and within, make in our hearts a quiet place and come and dwell there. Confident of Your presence, may we face the tasks of this day with a dauntless courage, a quiet faith, and a never-failing good will.

In the struggle between light and darkness in our time, as we recall September 11th, may we walk in the light and live in the light, that we and our state may continue to be the light of the nation and the free world.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

LETTERS OF RESIGNATION

July 23, 2019

Dear Governor Parson,

I submit my resignation as State Representative to the 78th District effective July 31, 2019, at 1:00 p.m. It has been an honor to serve my community and this state. I hope to effect change in a positive manner outside of the legislature.

/s/ Bruce Franks Jr
State Representative 78th District

July 26, 2019

Governor Michael L. Parson
P.O. Box 720
Jefferson City, MO 65102

I hereby resign from the office of State Representative, effective July 29, 2019, at 8:00 a.m. It is my hope that by resigning at this time, the Governor may call the earliest possible special election in a timely fashion.

Sincerely,

/s/ Cora Faith Walker
District 74

July 31, 2019

Governor Michael L. Parson
Missouri State Capitol Building
201 West Capitol Ave., Room 216
Jefferson City, MO 65101

Dear Governor Parson,

It has been an honor serving in the House of Representatives. My time serving in the House has given me valuable insight and I shall be forever grateful to the citizens of the 22nd District for allowing me to represent their voices. I look forward to continue serving and representing the voices of voiceless in the political process so I humbly submit my resignation to the House of Representatives effective July 31, 2019, at 12:00 p.m., and I look forward to this new chapter of service.

Respectfully,

/s/ Brandon Ellington
House Minority Whip
22nd District

MESSAGES FROM THE GOVERNOR

July 12, 2019

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
100th GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 399** entitled:

AN ACT

To repeal sections 192.007, 208.909, 208.918, 208.924, 208.930, 376.690, 376.1040, 376.1042, and 376.1224, RSMo, and to enact in lieu thereof seventeen new sections relating to healthcare, with an emergency clause for a certain section.

I disapprove of Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 399. My reasons for disapproval are as follows:

Section 192.007 of the bill amends the qualifications of the Director of the Department of Health and Senior Services to require that he or she have a medical doctor or doctor of osteopathy degree, a Ph.D. in a health-related field, or an equivalent academic degree. While having a health-related academic degree would certainly be beneficial in managing our state's Department of Health and Senior Services, it may limit the appointment of otherwise qualified candidates. For example, an individual with an advanced degree in business or in public policy with decades of experience managing a hospital would be unable to be appointed to the position. Similarly, an attorney who has spent his or her entire career practicing health care law would not be eligible unless he or she also possessed a medical degree. Furthermore, the Senate confirmation process serves as an additional layer of approval for gubernatorial appointees. Limiting the Governor's ability to appoint otherwise qualified candidates in this manner is not in the best interests of the state.

There are many other provisions contained within this bill of which I approve and fortunately also appear in Senate Bill No. 514, which I have signed. Unfortunately, two provisions that only appeared in House Bill No. 399 will not become law as a result of my disapproval. Sections 208.909, 208.918, and 208.924 relating to consumer-directed services vendor requirements would likely result in improved program quality assurance and decreased fraud. Section 208.935 relating to the development of an interactive mobile assessment tool for MO HealthNet home- and community-based services would likely lead to greater efficiencies for the Department of Health and Senior Services. I look forward to working with the legislature next session on such beneficial provisions.

In accordance with the above stated reasons for disapproval, I am returning **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 399** without my approval.

Respectfully Submitted,

/s/Michael L. Parson
Governor

July 12, 2019

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
100th GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 447** entitled:

AN ACT

To repeal sections 58.095, 58.451, 58.720, 192.067, 193.145, 193.265, 194.119, 210.192, 210.194, 210.195, and 333.011, RSMo, and to enact in lieu thereof fifteen new sections relating to the deceased.

I disapprove of Senate Committee Substitute for House Committee Substitute for House Bill No. 447. My reasons for disapproval are as follows:

Sections 333.011 and 333.072 of the bill allow for licensed funeral establishments to perform outdoor cremations. The burial of our loved ones or the disposal of their remains is deeply personal and should be treated with the utmost care and respect. Without more thorough vetting to ensure that outdoor cremations can be conducted in a manner that fully disposes of the entire remains while also addressing the health and safety concerns of individuals who may be impacted nearby, I am not comfortable with allowing these types of ceremonies to be conducted in our state.

In accordance with the above stated reasons for disapproval, I am returning **Senate Committee Substitute for House Committee Substitute for House Bill No. 447** without my approval.

Respectfully Submitted,

/s/Michael L. Parson
Governor

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundredth General Assembly, First Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2019 Constitutional Veto Session and ready for consideration of business.

On motion of Representative Vescovo, **HR 1** was adopted.

VETOED HOUSE BILLS

The Speaker read the following House Bill vetoed from the First Regular Session:
CCS SS SCS HCS HB 399.

Representative Lavender moved that **CCS SS SCS HCS HB 399** be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 037

Appelbaum	Bangert	Baringer	Barnes	Beck
Bland Manlove	Brown 27	Brown 70	Burnett	Burns
Butz	Carpenter	Carter	Clemens	Gray
Green	Ingle	Kendrick	Lavender	Mackey
McCreery	Merideth	Morgan	Mosley	Pierson Jr.
Price	Quade	Razer	Roden	Rogers
Rowland	Runions	Sain	Sauls	Stevens 46
Unsicker	Washington			

NOES: 105

Allred	Anderson	Andrews	Bailey	Baker
Basye	Black 137	Black 7	Bondon	Bromley
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Deaton	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Eslinger	Evans	Falkner III	Fishel
Fitzwater	Francis	Gannon	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hansen
Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Lovasco
Lynch	Mayhew	McDaniel	McGaugh	McGill
Messenger	Moon	Morris 140	Morse 151	Muntzel
Murphy	Neely	O'Donnell	Patterson	Pike
Plocher	Pogue	Pollitt 52	Pollock 123	Porter
Reedy	Rehder	Toalson Reisch	Remole	Richey
Riggs	Roberts 161	Rone	Ross	Ruth
Schnelting	Schroer	Sharpe	Shaul 113	Shawan
Shields	Shull 16	Simmons	Smith	Solon
Sommer	Spencer	Stacy	Stephens 128	Tate
Taylor	Trent	Veit	Vescovo	Walsh
Wiemann	Wilson	Wood	Wright	Mr. Speaker

PRESENT: 001

Ellebracht

ABSENT WITH LEAVE: 013

Billington	Bosley	Chappelle-Nadal	Gregory	Love
Miller	Mitten	Pfautsch	Pietzman	Proudie
Roberts 77	Swan	Windham		

VACANCIES: 007

The Speaker read the following House Bill vetoed from the First Regular Session:
SCS HCS HB 447.

Representative Unsicker moved that **SCS HCS HB 447** be passed, the objections of the Governor thereto notwithstanding.

Which motion was withdrawn.

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 adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 3**.

SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of the Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of **CCS#2 HCS SCS SB 147, CCS HCS SB 202, HCS SB 282, and SS SB 414** when the bills were called by the president.

ADJOURNMENT

On motion of Representative Vescovo, the Veto Session of the One Hundredth General Assembly, First Regular Session, adjourned sine die pursuant to the Constitution.

ELIJAH HAAHR
Speaker of the House

DANA RADEMAN MILLER
Chief Clerk of the House