

# JOURNAL OF THE HOUSE

First Regular Session, 94th GENERAL ASSEMBLY

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THIRTY-THIRD DAY, THURSDAY, MARCH 1, 2007

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Msgr. Donald W. Lammers.

Almighty God, we thank You for being with us through Your strength and guidance during our work this week. Be with us in our work today. Inspire us to work with one eye on You, so that all we do that influences human law, may be in harmony with Your divine law.

Lord God, bless us with thinking and seeing wider and farther than our own state to a concern for the whole world. May Your grace prompt us especially to support in any way we can those involved with the war in Iraq. Help us to use our power in any way we can to advance true justice and peace in the world.

We pray to You Almighty God, who lives and reigns forever and ever. 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: Kayla Buchanan, Dustin Kohler, Colton Ebmeier, Taylor Kittners, Halee Hittler, Alex Zemen, Jacob Sumner, Alison Miller, Laron Crawford, Laneisha Blanchard, Kidada Addison, LaMonica Randle, Myesha Tucker, Madeline LeVota, Audrey LeVota, Hannah Gooding, Rebecca Wood, Aidan Halvorson, Clark Diffey and Amber Fields.

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

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 845 through House Resolution No. 892

## SECOND READING OF HOUSE BILLS

**HB 1003** through **HB 1020** were read the second time.

## SECOND READING OF SENATE BILLS

**SCS SB 4, SB 30, SCS SB 46, SS SCS SBs 49, 65, 210 & 251, SB 79, SS#2 SCS SB 129, SS SCS SBs 255, 249 & 279 and SB 315** were read the second time.

Representative Pratt assumed the Chair.

**THIRD READING OF HOUSE BILL**

**HB 269**, relating to college admission of illegal aliens, was taken up by Representative Nolte.

On motion of Representative Nolte, **HB 269** was read the third time and passed by the following vote:

AYES: 120

Aull	Baker 123	Bearden	Bivins	Brandom
Bringer	Bruns	Casey	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cox	Cunningham 145	Cunningham 86
Darrough	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fallert	Fares	Fisher
Flook	Frame	Franz	Funderburk	Grill
Grisamore	Guest	Harris 23	Harris 110	Hobbs
Hodges	Hunter	Ice	Jones 89	Jones 117
Kelly	Kingery	Komo	Kratky	Kraus
Kuessner	Lampe	Liese	Lipke	Loehner
Marsh	May	McClanahan	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Norr	Onder	Page
Parson	Pearce	Pollock	Portwood	Pratt
Quinn 9	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Ruzicka	Salva	Sander
Sater	Scavuzzo	Schaaf	Schad	Scharnhorst
Schieffer	Schneider	Schoeller	Self	Shively
Silvey	Smith 14	Smith 150	Spreng	Stevenson
St. Onge	Stream	Sutherland	Thomson	Threlkeld
Tilley	Todd	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Yates	Zweifel	Mr Speaker

NOES: 035

Baker 25	Bland	Brown 50	Burnett	Chappelle-Nadal
Curls	Daus	Donnelly	Dougherty	El-Amin
George	Haywood	Holsman	Hoskins	Hubbard
Hughes	Johnson	LeVota	Low 39	Lowe 44
Nasheed	Oxford	Schoemehl	Skaggs	Storch
Talboy	Villa	Vogt	Walsh	Walton
Whorton	Wildberger	Yaeger	Young	Zimmerman

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Bowman	Brown 30	Lembke	Quinn 7
Schlottach	Swinger	Wright-Jones		

Representative Pratt declared the bill passed.

## HOUSE CONCURRENT RESOLUTION

**HCR 15**, relating to chronic obstructive pulmonary disease, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **HCR 15** was adopted.

## REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

**HCR 32** - Special Committee on Retirement  
**HCR 33** - Special Committee on Immigration

## REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

**HB 96** - Agriculture Policy  
**HB 160** - Ways and Means  
**HB 163** - Judiciary  
**HB 306** - Special Committee on Veterans  
**HB 315** - Judiciary  
**HB 316** - Judiciary  
**HB 363** - Special Committee on Rural Community Development  
**HB 438** - Higher Education  
**HB 464** - Local Government  
**HB 532** - Higher Education  
**HB 550** - Transportation  
**HB 567** - Special Committee on General Laws  
**HB 569** - Special Committee on Health Insurance  
**HB 571** - Ways and Means  
**HB 572** - Crime Prevention and Public Safety  
**HB 582** - Health Care Policy  
**HB 598** - Special Committee on Workforce Development and Workplace Safety  
**HB 599** - Judiciary  
**HB 621** - Special Committee on Tax Reform  
**HB 624** - Special Committee on Rural Community Development  
**HB 626** - Special Committee on Retirement  
**HB 631** - Special Committee on Retirement  
**HB 646** - Transportation  
**HB 647** - Conservation and Natural Resources  
**HB 648** - Judiciary  
**HB 662** - Ways and Means  
**HB 684** - Corrections and Public Institutions  
**HB 685** - Special Committee on Workforce Development and Workplace Safety  
**HB 689** - Special Committee on Student Achievement

**HB 696** - Special Committee on Health Insurance  
**HB 717** - Special Committee on Veterans  
**HB 721** - Elections  
**HB 726** - Crime Prevention and Public Safety  
**HB 730** - Elementary and Secondary Education  
**HB 731** - Special Committee on Utilities  
**HB 736** - Local Government  
**HB 737** - Local Government  
**HB 740** - Corrections and Public Institutions  
**HB 741** - Special Committee on Job Creation and Economic Development  
**HB 743** - Transportation  
**HB 745** - Health Care Policy  
**HB 750** - Ways and Means  
**HB 756** - Crime Prevention and Public Safety  
**HB 757** - Judiciary  
**HB 758** - Special Committee on Job Creation and Economic Development  
**HB 763** - Judiciary  
**HB 773** - Special Committee on Workforce Development and Workplace Safety  
**HB 791** - Special Committee on Health Insurance  
**HB 794** - Special Committee on Professional Registration and Licensing  
**HB 800** - Judiciary  
**HB 803** - Health Care Policy  
**HB 812** - Elections  
**HB 818** - Special Committee on Health Insurance  
**HB 824** - Elementary and Secondary Education  
**HB 863** - Elections  
**HB 866** - Transportation  
**HB 868** - Special Committee on General Laws  
**HB 870** - Crime Prevention and Public Safety  
**HB 871** - Special Committee on Veterans  
**HB 872** - Special Committee on Utilities  
**HB 876** - Elections  
**HB 877** - Special Committee on Agri-Business  
**HB 878** - Health Care Policy  
**HB 879** - Special Committee on Agri-Business  
**HB 880** - Conservation and Natural Resources  
**HB 887** - Special Committee on Government Affairs  
**HB 891** - Special Committee on Job Creation and Economic Development  
**HB 899** - Special Committee on Government Affairs  
**HB 913** - Local Government  
**HB 920** - Local Government  
**HB 922** - Elections  
**HB 934** - Special Committee on Family Services  
**HB 935** - Special Committee on Family Services  
**HB 936** - Special Committee on Family Services  
**HB 937** - Local Government  
**HB 938** - Special Committee on Veterans

**HB 941** - Higher Education  
**HB 944** - Local Government  
**HB 958** - Special Committee on Rural Community Development  
**HB 963** - Crime Prevention and Public Safety  
**HB 1002** - Special Committee on Agri-Business  
**HB 1014** - Special Committee on Veterans

### **RE-REFERRAL OF HOUSE BILL**

The following House Bill was re-referred to the Committee indicated:

**HB 168** - Special Committee on Tax Reform

### **COMMITTEE REPORTS**

**Committee on Health Care Policy**, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 788**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Committee on Judiciary**, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 546**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Special Committee on General Laws**, Chairman Tilley reporting:

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HCR 20**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

### **HOUSE CONCURRENT RESOLUTION NO. 20**

Relating to a prohibition on the implementation of the federal REAL ID act.

WHEREAS, in May 2005, the United States Congress enacted the REAL ID Act of 2005 as part of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Tsunami Relief Act, PL 109-13, which was signed by President Bush on May 11, 2005, and which becomes effective May 11, 2008; and

WHEREAS, some of the requirements of the REAL ID Act are that states shall:

(1) Issue a driver's license or state identification card in a uniform format, containing uniform information, as prescribed by the federal Department of Homeland Security;

(2) Verify the issuance, validity, and completeness of all primary documents used to issue a driver's license, such as those showing that the bearer is a United States citizen or a lawful alien, a lawful refugee, or a person holding a visa;

(3) Provide for secure storage of all primary documents that are used to issue a federally approved driver's license or state identification card;

(4) Provide fraudulent document recognition training to all persons engaged in issuing driver's licenses or state identification cards; and

(5) Issue a driver's license or state identification card in a prescribed format if it is a license or card that does not meet the criteria provided for a federally approved license or identification card; and

WHEREAS, use of the federal minimum standards for state driver's licenses and state-issued identification cards will be necessary for any type of federally regulated activity for which an identification card must be displayed, including flying in a commercial airplane, making transactions with a federally licensed bank, entering a federal building, or making application for federally supported public assistance benefits, including Social Security; and

WHEREAS, some of the intended privacy requirements of the REAL ID Act, such as the use of common machine-readable technology and state maintenance of a database that can be shared with the United States government and agencies of other states, may actually make it more likely that a federally required driver's license or state identification card or the information about the bearer on which the license or card is based will be stolen, sold, or otherwise used for purposes that were never intended or that are criminally related than if the REAL ID Act had not been enacted; and

WHEREAS, these potential breaches in privacy that could result directly from compliance with the REAL ID Act may violate the right to privacy secured in the Missouri Constitution for thousands of residents of Missouri; and

WHEREAS, the American Association of Motor Vehicle Administrators, the National Governors' Association, and the National Conference of State Legislatures have estimated in a September 2006 impact analysis statement that the cost to the states to implement the REAL ID Act will be more than \$11 billion over 5 years, and the Division of Motor Vehicle and Drivers Licensing of the Missouri Department of Revenue has estimated that the implementation of the REAL ID Act will cost Missouri \$2.66 million to fully implement the Act, none of such costs being paid for by the federal government; and

WHEREAS, for all of these reasons, the American Association of Motor Vehicle Administrators, the National Governors' Association, and the National Conference of State Legislatures in a letter dated March 17, 2005, to the majority and minority leaders of the United States Senate opposed the adoption of the REAL ID Act, but the opposition of those groups and the groups' request that Congress rely on driver's license security provisions already passed by Congress in the Intelligence Reform and Terrorism Prevention Act of 2004 was largely ignored by Congress; and

WHEREAS, the regulations that are to be adopted by the federal Department of Homeland Security to implement the requirements of the REAL ID Act have yet to be adopted and, in reality, will probably not become effective until the Spring of 2007, effectively giving the states only one year in which to become familiar with the requirements of the REAL ID Act, the implementation of the regulations, and compliance with such regulations; and

WHEREAS, the mandate to the states through federal legislation that provides no funding for its requirements to issue what is, in effect, a national identification card appears to be an attempt to "commandeer" the political machinery of the states and to require the states to be agents of the federal government, in violation of the principles of federalism contained in the Tenth Amendment to the United States Constitution, as interpreted by the United States Supreme Court in *New York v. United States*, 488 U.S. 1041 (1992), *United States v. Lopez*, 514 U.S. 549 (1995), and *Printz v. United States*, 521 U.S. 898 (1997):

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-fourth General Assembly, First Regular Session, the Senate concurring therein, hereby refuse to implement the REAL ID Act and thereby protest the treatment by Congress and the President of the United States of the states as agents of the federal government and, by such protest, lead other state legislatures and governors to reject the treatment by the federal government of the 50 states by the enactment of the REAL ID Act; and

BE IT FURTHER RESOLVED that the Missouri General Assembly finds that the enactment into law by the United States Congress of the REAL ID Act of 2005, as part of PL 109-13, is inimical to the security and well-being of the people of Missouri, will cause unneeded expense and inconvenience to those people, and was adopted by the United States Congress in violation of the principles of federalism contained in the Tenth Amendment to the United States Constitution; and

BE IT FURTHER RESOLVED that the Missouri General Assembly prohibits the State of Missouri from participating in the implementation of the REAL ID Act of 2005. The Missouri Department of Revenue, including the Division of Motor Vehicle and Drivers Licensing, is directed not to implement the provisions of the REAL ID Act of 2005 and to report to the Governor any attempt by agencies or agents of the federal Department of Homeland Security to secure the implementation of the REAL ID Act of 2005 through the operations of such Division and Department; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HJR 19**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HB 180**, **HB 396** and **HB 615**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Special Committee on Immigration**, Chairman Nolte reporting:

Mr. Speaker: Your Special Committee on Immigration, to which was referred **HB 85**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Special Committee on Professional Registration and Licensing**, Chairman Wasson reporting:

Mr. Speaker: Your Special Committee on Professional Registration and Licensing, to which was referred **HB 780**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Special Committee on Retirement**, Chairman Wallace reporting:

Mr. Speaker: Your Special Committee on Retirement, to which was referred **HB 875**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Special Committee on Senior Citizen Advocacy**, Chairman Nance reporting:

Mr. Speaker: Your Special Committee on Senior Citizen Advocacy, to which was referred **HB 686**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Special Committee on Student Achievement**, Chairman Muschany reporting:

Mr. Speaker: Your Special Committee on Student Achievement, to which was referred **HB 417**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Special Committee on Workforce Development and Workplace Safety**, Chairman Hunter reporting:

Mr. Speaker: Your Special Committee on Workforce Development and Workplace Safety, to which was referred **HB 439**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Workforce Development and Workplace Safety, to which was referred **SCS SB 339**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

**Committee on Rules**, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 8**, begs leave to report it has examined the same and recommends that it **Do Pass**.

### **ADVANCEMENT OF HOUSE CONSENT BILLS**

Pursuant to Rule 45(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 264**, **HCS HB 459** and **HCS HB 678**.

### **INTRODUCTION OF HOUSE CONCURRENT RESOLUTION**

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

**HCR 37**, introduced by Representatives Talboy, Nasheed, Low (39), Johnson, Zimmerman, Baker (25), Curls, Donnelly, Holsman, Storch, Chappelle-Nadal, Lampe, Haywood, Walton, Lowe (44), Oxford and Hughes, relating to the ratification of the Equal Rights Amendment to the United States Constitution.



## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

**HJR 26**, introduced by Representative Quinn (7), relating to the regulation of deer.

**HJR 27**, introduced by Representatives Storch, Daus, Yaeger, Baker (25), LeVota, Grill, Roorda, Nasheed, Spreng, Holsman, Oxford, Zimmerman, Villa and Hughes, relating to congressional and legislative redistricting.

## INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

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

**HB 1**, introduced by Representative Icet, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2007 and ending June 30, 2008.

**HB 2**, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2007 and ending June 30, 2008.

**HB 3**, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2007 and ending June 30, 2008.

## INTRODUCTION OF HOUSE BILLS

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

**HB 1021**, introduced by Representative Stevenson, relating to the reliability of expert witness testimony.

**HB 1022**, introduced by Representatives Thomson and Quinn (7), relating to workers' compensation benefits.

**HB 1023**, introduced by Representatives Quinn (7), Bearden, Pratt, Dixon, Cooper (155), McGhee, Moore, Schoeller, Schad, Viebrock, Fisher, Hobbs, Liese, Whorton, Dempsey, Self, Icet, Loehner, Richard, Robb, Hunter, Schneider, Sater, Wilson (119), Weter, Thomson, Sander, Wallace, Jones (117), Wasson, Portwood, Grisamore, Lembke, May, Kingery, Nieves, Deeken, Tilley, Silvey, Cunningham (86), Day, Smith (150), Bivins, Smith (14), Onder, Jones (89), Funderburk, Ruzicka, Hodges, Baker (25), Villa, Walsh, Baker (123), Aull, Cooper (120), Wright-Jones, Yates, Dusenberg, Scharnhorst, Stream, Nance, Kelly, Franz, Wilson (130), Emery, Quinn (9), Scavuzzo, Todd, Sutherland, Dougherty, Munzlinger, Cox, Pearce, Rucker, Wildberger, Hubbard, Nasheed, Kratky, Storch, Curls, Cunningham (145), Guest, Roorda, Ruestman, Faith, Pollock, Wells, Casey, Hoskins, Bruns, Wright, Flook, Stevenson, Parson, Muschany, Threlkeld, Schlottach, St. Onge, Davis, McClanahan, Young, Hughes, Page, Burnett, Yaeger, Meiners, Komo, Kuessner, Corcoran, Johnson, Denison and Darrough, relating to conservation.

**HB 1024**, introduced by Representatives Dixon, Ruestman, Fisher and Moore, relating to the prevailing wage.

**HB 1025**, introduced by Representative Sater, relating to senior citizens' services fund tax.

**HB 1026**, introduced by Representatives Loehner, Wallace, Sater, Wood and Schad, relating to posting property against trespass.

**HB 1027**, introduced by Representatives Curls, Cooper (120), Talboy, Low (39), LeVota, Bland, Holsman, Skaggs, Brown (50), Burnett, Grisamore, Rucker and Pratt, relating to administrative adjudication of code violations.

**HB 1028**, introduced by Representative St. Onge, relating to restricted license plates.

**HB 1029**, introduced by Representative St. Onge, relating to additional charges for rental vehicles.

**HB 1030**, introduced by Representatives Norr and Lampe, relating to a tax credit for natural disaster costs.

**HB 1031**, introduced by Representatives Robinson, Fallert, Hodges, Storch, Rucker, Talboy, Donnelly, McClanahan, Kuessner, Tilley, Aull and Casey, relating to foster care.

**HB 1032**, introduced by Representatives Day, Dougherty and Moore, relating to the drug abuse educational assessment and community treatment program.

**HB 1033**, introduced by Representatives Emery and Kraus, relating to Voice over Internet Protocol service.

**HB 1034**, introduced by Representatives Robb, Emery, Fisher, Meiners, Sater, Threlkeld, Ruestman and Jones (89), relating to the Fair Tax Act of 2007.

**HB 1035**, introduced by Representatives Zimmerman, Portwood, Stream, Grisamore, Nieves, Smith (150), Silvey, Fares, Jones (89), Icet, Schoeller, Funderburk, Wright, Jetton, Tilley, Yates, Kraus, Stevenson, Richard, Storch, Donnelly, Harris (23), Bearden, Baker (25), Zweifel, Holsman, Burnett, LeVota, Talboy, Hughes, Nasheed, Low (39), Daus, Chappelle-Nadal, Ruzicka, McClanahan, Yaeger, Scavuzzo, Grill, Lampe, Norr, Harris (110), Cunningham (86), Faith, Onder, Dempsey, Threlkeld, Schaaf, Bruns, Pratt, Wasson, Spreng, Haywood, Wilson (130), Rucker, Aull, Dougherty, Hodges, Schieffer, Walsh, Quinn (9), Meadows, Johnson, Curls, Villa, Witte, Robinson, Fallert, George, Brown (50), Schoemehl, Oxford, Shively, El-Amin, Self, Brandom, Thomson, Franz, Dusenberg, Dixon, Bland, Walton, Frame, Vogt, Kratky, Smith (14), Hobbs, Todd, Page, Hubbard, Bringer, Meiners and Lowe (44), relating to public assistance for foster children.

**HB 1036**, introduced by Representatives Kratky, Wasson and Darrough, relating to private investigators.

**HB 1037**, introduced by Representatives Dusenberg, Schaaf, Wallace, Threlkeld, Kraus, Schad and Grisamore, relating to health screening of public school students.

**HB 1038**, introduced by Representative Skaggs, relating to the uniform prudent management of institutional funds.

**HB 1039**, introduced by Representatives Schneider and Storch, relating to drug testing of construction company employees on school property.

**HB 1040**, introduced by Representative Storch, relating to victims' rights.

**HB 1041**, introduced by Representative Roorda, relating to the joint committee on terrorism, bioterrorism, and homeland security.

**HB 1042**, introduced by Representatives Talboy, Schoeller, Low (39), Page, Johnson, Zimmerman, Burnett, Portwood, Holsman, LeVota, Hughes and Silvey, relating to community improvement districts.

**HB 1043**, introduced by Representative Lampe, relating to teacher and school employee retirement.

**HB 1044**, introduced by Representative Deeken, relating to elections.

**HB 1045**, introduced by Representative Tilley, relating to firearm ordinances.

## MESSAGE 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 **SCS SCR 5**.

### SENATE COMMITTEE SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 5

WHEREAS, chronic obstructive pulmonary disease (COPD), also known as chronic bronchitis and emphysema, is the fourth leading cause of death in the United States and the only one of the top five causes of death whose prevalence and death rate are rising; and

WHEREAS, COPD is a chronic progressive disease which impacts over 175,000 residents of Missouri and 24 million Americans; and

WHEREAS, the annual cost to the nation for COPD in 2004 was estimated to be approximately 37 billion dollars; and

WHEREAS, early diagnosis and management of COPD can effectively reduce the overall financial burden of the illness within public programs such as Medicaid; and

WHEREAS, proper management of COPD can lead to improved quality of life and self-sufficiency on the part of patients with COPD cared for within public programs; and

WHEREAS, disease management has been demonstrated to reduce overall costs of care and increase quality of life for patients with chronic diseases, especially when targeted to appropriate conditions and patients; and

WHEREAS, November is COPD awareness month and November 21, 2007, is COPD awareness day; and

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Fourth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby recognize November 21, 2007, as COPD awareness day, and November as COPD awareness month in Missouri; and

BE IT FURTHER RESOLVED that the members of the Missouri Senate, Ninety-Fourth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby support and encourage the Department of Social Services, Division of Medical Services in its efforts with regard to disease management and including COPD in the department's chronic care improvement program in an effort to reduce the financial and clinical burden of COPD on the Medicaid program and the citizens of Missouri.

BE IT FURTHER RESOLVED that the Secretary of Senate be instructed to prepare properly inscribed copies of this resolution for the Department of Social Services.

The following member's presence was noted: Schlottach.

## ADJOURNMENT

On motion of Representative Self, the House adjourned until 4:00 p.m., Monday, March 5, 2007.

## **COMMITTEE MEETINGS**

### **APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES**

Monday, March 5, 2007, 9:00 a.m. Hearing Room 5.

Final Committee discussion on budget presentations and requests from 9:00 a.m. - 11:00 a.m.

### **BUDGET**

Monday, March 5, 2007, 11:00 a.m. Hearing Room 3.

Appropriation Committee reports.

Executive session may follow.

### **BUDGET**

Tuesday, March 6, 2007, 8:00 a.m. Hearing Room 3.

Appropriation Committee reports.

Executive session may follow.

### **BUDGET**

Wednesday, March 7, 2007, 8:15 a.m. Hearing Room 3.

Appropriation Committee reports.

Executive session may follow.

### **BUDGET**

Thursday, March 8, 2007, 8:15 a.m. Hearing Room 3.

Appropriation Committee reports.

Executive session may follow.

### **BUDGET**

Friday, March 9, 2007, 8:00 a.m. Hearing Room 3.

Appropriation Committee reports.

Executive session may follow.

### **CRIME PREVENTION AND PUBLIC SAFETY**

Tuesday, March 6, 2007, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 207, HB 406, HB 430, HB 556, HB 609

### **ELECTIONS**

Tuesday, March 6, 2007, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 812, HB 876, HB 922, HB 721

### **FISCAL REVIEW**

Monday, March 5, 2007, Hearing Room 4 upon evening adjournment.

Any bills that may come to the Fiscal Review Committee.

Public hearing to be held on: HCS HB 40, 116 & 367

**HEALTH CARE POLICY**

Tuesday, March 6, 2007, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 723, HB 878

**JOINT COMMITTEE ON LEGISLATIVE RESEARCH**

Tuesday, March 6, 2007, 12:30 p.m. House Lounge.

Quarterly business meeting. Old/New Business.

Some portions of the meeting may be closed pursuant to Section 610.021.

**JUDICIARY**

Tuesday, March 6, 2007, 12:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 512

**LOCAL GOVERNMENT**

Tuesday, March 6, 2007, 8:00 a.m. Hearing Room 6.

Executive session may be held.

Public hearings to be held on: HB 43, HB 162, HB 494, HB 603, HB 702, HB 784

**RULES - PURSUANT TO RULE 25(21)(f)**

Monday, March 5, 2007, Hearing Room 5 upon evening adjournment.

Executive session may follow. AMENDED

Public hearings to be held on: HB 62, HB 268, HB 467, HB 910, HB 754, HB 680, HCS HB 698, HB 489, HCS HB 111, HCS HB 851, HCS HB 889, HB 75, HCS HB 693, HCS HB 469, HCS HB 338, HCS HB 820, HCS HB 365, 804 & 805, HCS HB 364, HB 213, HCS HB 448, HB 579, HCS HB 771, HCS HB 182, HCS HB 827, HCS HB 28

**SPECIAL COMMITTEE ON AGRI-BUSINESS**

Tuesday, March 6, 2007, 8:00 a.m. Hearing Room 4.

Possible Executive session.

Public hearings to be held on: HB 877, HB 879, HB 1002

**SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT**

Tuesday, March 6, 2007, Hearing Room 2 upon morning recess.

Possible Executive session.

Public hearings to be held on: HB 906, HB 810

**SPECIAL COMMITTEE ON GOVERNMENT AFFAIRS**

Tuesday, March 6, 2007, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 836, HB 616, HB 641, HB 850

**SPECIAL COMMITTEE ON HEALTHCARE FACILITIES**

Tuesday, March 6, 2007, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 420

**SPECIAL COMMITTEE ON HEALTHCARE FACILITIES**

Tuesday, March 13, 2007, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 588

**SPECIAL COMMITTEE ON VETERANS**

Tuesday, March 6, 2007, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 938, HB 1014, HB 915, HB 916

**TRANSPORTATION**

Tuesday, March 6, 2007, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 99, HB 694, HB 708, HB 768, HB 397

**HOUSE CALENDAR**

THIRTY-FOURTH DAY, MONDAY, MARCH 5, 2007

**HOUSE CONCURRENT RESOLUTION FOR SECOND READING**

HCR 37

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 26 and HJR 27

**HOUSE BILLS FOR SECOND READING - APPROPRIATIONS**

HB 1 through HB 3

**HOUSE BILLS FOR SECOND READING**

HB 1021 through HB 1045

**HOUSE JOINT RESOLUTION FOR PERFECTION**

HJR 21 - Cooper (120)

**HOUSE BILL FOR PERFECTION - APPROPRIATIONS**

HCS HB 16 - Icet

**HOUSE BILLS FOR PERFECTION**

- |    |                           |                                |
|----|---------------------------|--------------------------------|
| 1  | HB 263 - Nieves           |                                |
| 2  | HB 46 - Viebrock          |                                |
| 3  | HB 808 - Bearden          | (3 hours debate on Perfection) |
| 4  | HCS HB 346 - Munzlinger   |                                |
| 5  | HCS HB 620 - Muschany     |                                |
| 6  | HB 625 - Dempsey          |                                |
| 7  | HB 488 - Wasson           |                                |
| 8  | HCS HB 221 - Yates        |                                |
| 9  | HCS HB 61 - Ruestman      |                                |
| 10 | HCS HB 458 - Sutherland   |                                |
| 11 | HCS HB 74 - Wilson (119)  |                                |
| 12 | HB 220 - Stevenson        |                                |
| 13 | HB 255 - Bruns            |                                |
| 14 | HB 526 - Pratt            |                                |
| 15 | HB 527 - Cooper (120)     |                                |
| 16 | HB 665 - Ervin            |                                |
| 17 | HB 166 - Hoskins          |                                |
| 18 | HCS HB 774 - Jones (89)   |                                |
| 19 | HCS HB 669 - Pearce       |                                |
| 20 | HB 125 - Franz            |                                |
| 21 | HCS HB 131 - Cooper (120) |                                |
| 22 | HB 155 - Dusenberg        |                                |
| 23 | HCS HB 426 - Parson       |                                |

**HOUSE BILLS FOR PERFECTION - INFORMAL**

- |   |                     |
|---|---------------------|
| 1 | HB 262 - Nieves     |
| 2 | HCS HB 369 - Fisher |

**HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE**

- |   |                          |
|---|--------------------------|
| 1 | HB 265 - Cunningham (86) |
| 2 | HB 267 - Jones (117)     |



**HOUSE BILLS FOR PERFECTION - CONSENT**

(2/28/07)

- 1 HCS HB 135 - Day
- 2 HCS HB 405 - Moore
- 3 HCS HB 608 - Day
- 4 HB 732 - Parson

**HOUSE BILLS FOR THIRD READING**

- 1 HCS HB 40, 116 & 367, (Fiscal Review 2-27-07) - Portwood
- 2 HCS HB 636, 308 & 173, (Fiscal Review 2-28-07) - Kraus

**HOUSE BILLS FOR THIRD READING - CONSENT**

- 1 HB 70 - Day
- 2 HB 205 - Marsh
- 3 HB 69 - Day
- 4 HCS HB 272 - Viebrock
- 5 HB 319 - Villa
- 6 HB 344 - Munzlinger
- 7 HB 351 - Wood
- 8 HB 576 - Cooper (120)
- 9 HB 264 - Cunningham (86)
- 10 HCS HB 459 - Sutherland
- 11 HCS HB 678, E.C. - Marsh

**HOUSE CONCURRENT RESOLUTIONS**

- 1 HCR 28, (2-27-07, Pages 438-439) - Walton
- 2 HCR 16, (2-21-07, Pages 435-436) - Deeken
- 3 HCR 17, (2-21-07, Page 437) - Fisher
- 4 HCR 25, (2-27-07, Pages 491-192) - Yates
- 5 HCR 30, (2-28-07, Page 508) - Pratt

**HOUSE RESOLUTIONS**

- 1 HR 65, (2-27-07, Page 491) - Schaaf
- 2 HR 433, (2-28-07, Pages 507-508) - Jetton