

JOURNAL OF THE HOUSE

Second Regular Session, 94th GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 10, 2008

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Msgr. Donald W. Lammers.

*Sing joyfully to the Lord, all you lands,
Serve the Lord with gladness.
(Psalm 100:1-2)*

Indeed, let us praise the Lord, and serve Him this day.

We thank You, our God, for bringing us to this second day of the 2008 Session of the Missouri House of Representatives. We thank You for the people who have sent us here and for the trust they have placed in us. Give us the grace and the courage never to betray that trust.

O Lord, give us a spirit of service that finds us always looking beyond personal gain, and beyond the districts we represent, to the common good. Lord, give us the vision to see what is the common good.

Finally, we pray for an integrity so great that, in serving the people, we are, at the same time, serving You.

We give You praise, and pray to You at this hour, for You are our Lord, our God, now and forever.

Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Patricia Stangl.

The Journal of the first day was approved as printed by the following vote:

AYES: 150

Aull	Baker 25	Baker 123	Bivins	Brandom
Brown 30	Brown 50	Bruns	Burnett	Casey
Chappelle-Nadal	Cooper 120	Cooper 155	Corcoran	Cox
Cunningham 145	Cunningham 86	Curls	Davis	Day
Deeken	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fallert	Fares	Fisher	Flook
Frame	Franz	Funderburk	Grill	Grisamore
Guest	Harris 23	Harris 110	Haywood	Hobbs
Hodges	Holsman	Hoskins	Hubbard	Hughes

Hunter	Ice	Johnson	Jones 89	Jones 117
Kelly	Kingery	Komo	Kraus	Kuessner
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McClanahan	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nasheed	Nieves
Nolte	Norr	Onder	Oxford	Page
Parson	Pearce	Pollock	Portwood	Pratt
Quinn 7	Quinn 9	Richard	Robb	Robinson
Roorda	Rucker	Ruestman	Ruzicka	Salva
Sander	Sater	Scavuzzo	Schaaf	Schad
Scharmhorst	Schieffer	Schlottach	Schneider	Schoeller
Schoemehl	Self	Shively	Silvey	Skaggs
Smith 14	Smith 150	Spreng	Stevenson	St. Onge
Storch	Stream	Sutherland	Swinger	Thomson
Threlkeld	Tilley	Todd	Viebrock	Villa
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zimmerman	Zweifel	Mr Speaker

NOES: 003

Daus Talboy Vogt

PRESENT: 002

Darrough George

ABSENT WITH LEAVE: 004

Avery Bland Bowman Bringer

VACANCIES: 004

HOUSE RESOLUTION

Representative Deeken offered House Resolution No. 26.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 27 through House Resolution No. 61

HOUSE CONCURRENT RESOLUTIONS

Representative Scavuzzo offered House Concurrent Resolution No. 8.
Representative Walton, et al., offered House Concurrent Resolution No. 9.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 39 through **HJR 53** were read the second time.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 2015, HB 2021 and **HB 2022** were read the second time.

SECOND READING OF HOUSE BILLS

HB 1299 through **HB 1321**, **HB 1323** through **HB 1361**, **HB 1363** through **HB 1378**, **HB 1380** through **HB 1490**, and **HB 1492** through **HB 1588** were read the second time.

COMMUNICATION

January 10, 2008

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby change the name of the Special Committee on Healthcare Facilities to the Special Committee on Healthcare Transformation.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rod Jetton

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred the Committee indicated:

HJR 46 - Elections

HJR 48 - Special Committee on Immigration

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 2015 - Budget

HB 2021 - Budget

HB 2022 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1299 - Transportation

HB 1302 - Health Care Policy

- HB 1303** - Health Care Policy
- HB 1304** - Local Government
- HB 1305** - Special Committee on Student Achievement
- HB 1307** - Special Committee on Veterans
- HB 1309** - Transportation
- HB 1310** - Elections
- HB 1311** - Elections
- HB 1312** - Transportation
- HB 1313** - Special Committee on Veterans
- HB 1314** - Elementary and Secondary Education
- HB 1315** - Higher Education
- HB 1316** - Special Committee on Family Services
- HB 1318** - Special Committee on Workforce Development and Workplace Safety
- HB 1320** - Special Committee on Urban Education Reform
- HB 1321** - Ways and Means
- HB 1324** - Elections
- HB 1325** - Special Committee on Professional Registration and Licensing
- HB 1326** - Special Committee on Energy and Environment
- HB 1327** - Special Committee on Family Services
- HB 1331** - Special Committee on Health Insurance
- HB 1332** - Special Committee on Healthcare Transformation
- HB 1333** - Agriculture Policy
- HB 1341** - Special Committee on Health Insurance
- HB 1342** - Special Committee on Financial Institutions
- HB 1344** - Special Committee on Small Business
- HB 1345** - Ways and Means
- HB 1347** - Special Committee on Senior Citizen Advocacy
- HB 1348** - Crime Prevention and Public Safety
- HB 1350** - Special Committee on Health Insurance
- HB 1352** - Crime Prevention and Public Safety
- HB 1354** - Transportation
- HB 1357** - Special Committee on Family Services
- HB 1365** - Special Committee on Senior Citizen Advocacy
- HB 1367** - Ways and Means
- HB 1368** - Higher Education
- HB 1369** - Budget
- HB 1371** - Special Committee on Rural Community Development
- HB 1372** - Corrections and Public Institutions
- HB 1373** - Corrections and Public Institutions
- HB 1374** - Elementary and Secondary Education
- HB 1378** - Special Committee on Job Creation and Economic Development
- HB 1380** - Special Committee on Senior Citizen Advocacy
- HB 1382** - Crime Prevention and Public Safety
- HB 1385** - Special Committee on Financial Institutions
- HB 1386** - Special Committee on Healthcare Transformation
- HB 1393** - Special Committee on Homeland Security
- HB 1398** - Health Care Policy

- HB 1415** - Local Government
- HB 1416** - Special Committee on Tourism
- HB 1418** - Special Committee on Professional Registration and Licensing
- HB 1419** - Special Committee on Professional Registration and Licensing
- HB 1423** - Transportation
- HB 1424** - Special Committee on Workforce Development and Workplace Safety
- HB 1425** - Special Committee on Agri-business
- HB 1426** - Special Committee on Utilities
- HB 1430** - Special Committee on Utilities
- HB 1438** - Special Committee on State Parks and Waterways
- HB 1446** - Corrections and Public Institutions
- HB 1447** - Local Government
- HB 1448** - Local Government
- HB 1450** - Special Committee on Homeland Security
- HB 1456** - Local Government
- HB 1463** - Special Committee on Immigration
- HB 1465** - Special Committee on Government Affairs
- HB 1466** - Special Committee on Government Affairs
- HB 1470** - Local Government
- HB 1479** - Higher Education
- HB 1480** - Special Committee on Student Achievement
- HB 1483** - Agriculture Policy
- HB 1485** - Special Committee on Energy and Environment
- HB 1486** - Special Committee on General Laws
- HB 1490** - Special Committee on Retirement
- HB 1494** - Special Committee on Small Business
- HB 1499** - Special Committee on Energy and Environment
- HB 1501** - Special Committee on Tourism
- HB 1506** - Special Committee on Urban Issues
- HB 1507** - Special Committee on Urban Issues
- HB 1508** - Special Committee on Job Creation and Economic Development
- HB 1518** - Special Committee on Veterans
- HB 1524** - Special Committee on Family Services
- HB 1531** - Special Committee on Utilities
- HB 1535** - Insurance Policy
- HB 1538** - Special Committee on Immigration
- HB 1544** - Special Committee on Student Achievement
- HB 1545** - Special Committee on Retirement
- HB 1568** - Special Committee on Job Creation and Economic Development
- HB 1574** - Special Committee on Retirement
- HB 1578** - Conservation and Natural Resources
- HB 1579** - Special Committee on Rural Community Development

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 54, introduced by Representatives Kingery, Sater, Roorda, Dusenberg, Baker (25), Wells, Fares, Scharnhorst, Schad, Sander, Loehner, Dougherty, Whorton, Wilson (119), Corcoran, Nance, Jones (117), Avery, Young, Nieves, Meadows, Denison, Schlottach and McGhee, relating to the general assembly.

HJR 55, introduced by Representatives McGhee, Day, Brown (30), Dethrow, Grisamore, Ruestman, Lembke, Portwood, Thomson, Wilson (119), Moore, Jones (89), Deeken, Fisher, Nieves, Sander, Pratt, Funderburk, Harris (110) and Brown (50), relating to the right to pray.

INTRODUCTION OF HOUSE BILLS

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

HB 1589, introduced by Representatives Munzlinger, Nance, Ruzicka, Onder, Sander and Dusenberg, relating to commercial vehicle inspectors and enforcement officers.

HB 1590, introduced by Representatives Munzlinger, Fisher, Dougherty and Sander, relating to the administration of agriculture incentives and programs.

HB 1591, introduced by Representative Lipke, relating to the crime of driving with a controlled substance in a person's body.

HB 1592, introduced by Representative Lipke, relating to a prescription drug monitoring program.

HB 1593, introduced by Representative Lipke, relating to the operation of a vessel with excessive blood alcohol content.

HB 1594, introduced by Representatives Lipke and May, relating to resisting or interfering with arrest, detention, or stop.

HB 1595, introduced by Representatives Swinger, Kuessner, Witte, Harris (110), Brown (30), Wright, Tilley, Jetton, Parson and Robinson, relating to a tax credit for storm shelters.

HB 1596, introduced by Representatives May, Wallace, Deeken, Nance, Ruestman, Cox and Schad, relating to research, development, and office park projects of the University of Missouri.

HB 1597, introduced by Representatives Robb, Moore and Cox, relating to radioactive waste.

HB 1598, introduced by Representatives Sater, Ruestman and Bivins, relating to sales tax exemptions.

HB 1599, introduced by Representative Sater, relating to the state legal expense fund.

HB 1600, introduced by Representatives Davis, Chappelle-Nadal, Harris (110), Portwood, Sander, Dougherty, Fisher, Moore, Oxford, Schad, Walton, Emery, Nieves, Low (39) and Jones (117), relating to midwifery.

HB 1601, introduced by Representative Bringer, relating to controlled substances.

HB 1602, introduced by Representative Bringer, relating to lobbyist gifts.

HB 1603, introduced by Representative Bringer, relating to transfers of real property to counties.

HB 1604, introduced by Representative Bringer, relating to foster care tuition waivers.

HB 1605, introduced by Representative Bringer, relating to driver's licenses.

HB 1606, introduced by Representative Bringer, relating to the telemarketing no-call list.

HB 1607, introduced by Representatives Lampe, Shively, Norr, Harris (110), Baker (25), Quinn (9), Hodges, Dougherty, Haywood, Wright-Jones, Daus, Villa, Storch, Hughes, Skaggs, Schoemehl, Aull, McClanahan, George, Burnett, Scavuzzo, Todd, Zimmerman, Rucker, Wildberger, Oxford, Nasheed, Casey, Vogt, Norr, Darrough, Brown (50), Yaeger, Fallert, Donnelly, Robinson, Komo, Walsh, Page, LeVota, Whorton, Schieffer, Meadows and Kuessner, relating to incorporation of cities.

HB 1608, introduced by Representative Ervin, relating to preservation of county documents.

HB 1609, introduced by Representatives Cooper (155), Schad, Stevenson, Emery and Onder, relating to emergency triage guidelines for care.

HB 1610, introduced by Representatives Cooper (155), Schad, Franz, Jones (117), Cunningham (86), George, Brown (50), Muschany, Jones (89), Walton and Stevenson, relating to water safety.

HB 1611, introduced by Representatives Dixon, Wasson, Grisamore, Yaeger, Sander, Dougherty, Ruestman, Cooper (155), Norr and Schoeller, relating to a children's bill of courtroom rights.

HB 1612, introduced by Representatives Bowman, Roorda, Schieffer, Wright-Jones and Oxford, relating to urban revitalization.

HB 1613, introduced by Representatives Bowman, Fallert, Roorda, Wright-Jones and Oxford, relating to trade agreements.

HB 1614, introduced by Representatives Bowman, Roorda, Talboy, Oxford, Rucker, Hughes, Wright-Jones and Daus, relating to the creation of a death penalty commission.

HB 1615, introduced by Representatives Bowman, Oxford, Johnson, Bland, Haywood, Rucker, Brown (50) and Darrough, relating to the prostate cancer pilot program.

HB 1616, introduced by Representatives Ruzicka, Viebrock, Wilson (119), Thomson, Smith (150), Schneider, Wood, Shively and Tilley, relating to real estate brokers.

HB 1617, introduced by Representatives Cunningham (86) and Cunningham (145), relating to irrevocable life insurance trusts.

HB 1618, introduced by Representatives Jones (117), Cunningham (86), Parson, Roorda, Grisamore, Ruestman, Bruns, Nolte, Holsman, Baker (25), Portwood, Baker (123), Wasson, Harris (110), Walton, Loehner, Brown (30), Faith, Jones (89), Meadows, Komo, Wright, Onder, Fares, Bivins, Moore, Yaeger, Schad, McGhee and Scavuzzo, relating to identity theft protection.

HB 1619, introduced by Representatives Jones (117), Parson, Roorda, Ruzicka, Grisamore, Bruns, Harris (110), Loehner, Faith, Jones (89), Meadows, Robb, Wright, Onder, Schad and Smith (150), relating to maintenance of a logbook for pseudoephedrine purchases.

HB 1620, introduced by Representatives Jones (117), Tilley, Pollock, McClanahan, Munzlinger, LeVota, Quinn (7), Grisamore, Quinn (9), Harris (110), Deeken, Parson, Ruzicka, Bruns, Baker (25), Faith, Meadows, Robb, Whorton, Wright, Fares, Hodges, Fisher, Weter, Moore, Schieffer, Lowe (44), Skaggs, Scharnhorst, Wilson (119), Threlkeld, Bandom, Schoeller, Smith (150), Denison, Stevenson, Schad, Cooper (120), Lembke, Meiners, Wildberger, Todd, Low (39), Darrough, Aull, Dougherty, Schoemehl, Walsh, Salva, Frame, Fallert, Loehner, Chappelle-Nadal, Hunter, Dixon, May, Thomson, McGhee, Kuessner and Icet, relating to advanced practice registered nurses.

HB 1621, introduced by Representative Yates, relating to the tort victims' compensation fund.

HB 1622, introduced by Representative Bringer, relating to obstruction of justice.

HB 1623, introduced by Representative Franz, relating to expanding the use of funds from surcharges in civil cases for courthouse security purposes.

HB 1624, introduced by Representative Dusenberg, relating to contracts.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Bandom is no longer a member of the Special Committee on Tax Reform and has been appointed Vice-chair of the Special Committee on Job Creation and Economic Development and a member of the Special Committee on Financial Institutions.

Representative Cox has been appointed a member of the Judiciary Committee.

Representative Ervin has been appointed a member of the Special Committee on Healthcare Transformation.

Representative Jones (89) has been appointed Chair of the Special Committee on General Laws.

Representative Pratt is no longer a member of the Judiciary Committee.

Representative Smith (150) is no longer a member of the Special Committee on Job Creation and Economic Development.

Representative Smith (14) has been appointed Chair of the Special Committee on Tax Reform.

Representative Stevenson is no longer Chair of the Special Committee on Tax Reform and has been appointed Chair of the Judiciary Committee.

Representative Tilley is no longer a member of the Special Committee on General Laws, Special Committee on Financial Institutions and the Special Committee on Healthcare Transformation, and has been appointed Chair of the Ethics Committee.

The following members' presence was noted: Bland, Bowman and Bringer.

ADJOURNMENT

On motion of Representative Tilley, the House adjourned until 4:00 p.m., Monday January 14, 2008.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 16, 2008, 1:00 p.m. Hearing Room 7.

Public testimony for the Departments of Agriculture, Natural Resources and Conservation.

To testify please contact Helen or Phyllis at 573-751-3972.

APPROPRIATIONS - EDUCATION

Tuesday, January 15, 2008, 8:00 a.m. Hearing Room 1.

Organizational meeting and informational topics.

APPROPRIATIONS - EDUCATION

Tuesday, January 15, 2008, One hour and fifteen minutes after adjournment.

Haevner Center, 1346 University Drive, Rolla, MO.

Committee will be guests touring the University of Missouri Science and Technology campus, facilities and various programs.

APPROPRIATIONS - EDUCATION

Wednesday, January 16, 2008, One hour and fifteen minutes after adjournment.

412 W. Broadway, New Franklin, MO.

Committee will visit e-MINTS classrooms in the New Franklin School District and will visit the University of Missouri Center for Agroforestry.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 15, 2008, 8:00 a.m. Hearing Room 5.

Department of Mental Health budget overview.

Committee will reconvene at 1:00 p.m.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 16, 2008, 8:00 a.m. Hearing Room 5.

Department of Mental Health budget overview.

Committee will reconvene at 1:00 p.m.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 15, 2008, One hour and fifteen minutes after adjournment.

Haevner Center, 1346 University Drive, Rolla, MO.

Committee will be guests touring University of Missouri Science and Technology Campus, facilities and various programs.

BUDGET

Monday, January 14, 2008, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 2015, HB 2021, HB 2022

HIGHER EDUCATION

Tuesday, January 15, 2008, One hour and fifteen minutes after adjournment.

Haevner Center, 1346 University Drive, Rolla, MO.

Committee will be guests touring University of Missouri Science and Technology campus, facilities and various programs.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, January 14, 2008, 3:00 p.m. Hearing Room 1.

Quarterly Business Meeting.

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

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Wednesday, January 30, 2008, 3:00 p.m. Hearing Room 1.

First quarter meeting.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT - SUBCOMMITTEE

Monday, January 14, 2008, 2:00 p.m. Hearing Room 6.

Request for Proposal (RFP).

SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION

Monday, January 14, 2008, 2:00 p.m. Hearing Room 5.

Committee will study all aspects of healthcare and how they relate to the problem of the uninsured in Missouri. Committee will reconvene upon adjournment.

SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION

Tuesday, January 15, 2008, 12:00 p.m. Hearing Room 5.

Committee will study all aspects of healthcare and how they relate to the problem of the uninsured in Missouri.

SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION

Wednesday, January 16, 2008, 12:00 p.m. Hearing Room 1.

Committee will study all aspects of healthcare and how they relate to the problem of the uninsured in Missouri.

SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION

Thursday, January 17, 2008, 8:00 a.m. Hearing Room 7.

Committee will study all aspects of healthcare and how they relate to the problem of the uninsured in Missouri. Committee will reconvene upon adjournment if needed.

TRANSPORTATION

Tuesday, January 15, 2008, One hour and fifteen minutes after adjournment.

Haevner Center, 1346 University Drive, Rolla, MO.

Committee will be guests touring University of Missouri Science and Technology campus, facilities and various programs.

HOUSE CALENDAR

THIRD DAY, MONDAY, JANUARY 14, 2008

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 54 and HJR 55

HOUSE BILLS FOR SECOND READING

HB 1589 through HB 1624