

# JOURNAL OF THE HOUSE

Second Regular Session, 94th GENERAL ASSEMBLY

TENTH DAY, MONDAY, JANUARY 28, 2008

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Reverend James Earl Jackson.

Lord God, Your steadfast love never ceases; Your mercies never come to an end; they are new every morning; great is Your faithfulness.

It is impossible to measure Your greatness and the magnitude of Your mercy. Though our plans on this earth are frail and sometimes fall short of its intended purpose, Your plans and purposes never fail. So we, with Your guidance, seek to establish a distinctive quality of life for all our constituents; one with long term positive effects.

As we have received instructions from You and seek to implement them, may Your blessings be upon our efforts throughout this week.

Blessed are You, LORD, who has given us rest according to all that You promised. Thank You for Your abiding presence.

We ask these things in the name of Your Son. 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: Chris Hillen, Gabriella Martinez, Stacy Buenemann and James Myles.

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

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bivins
Brandom	Bringer	Brown 30	Brown 50	Bruns
Burnett	Casey	Chappelle-Nadal	Cox	Cunningham 145
Cunningham 86	Curls	Davis	Day	Deeken
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fallert	Fares
Fisher	Flook	Frame	Franz	Grill
Grisamore	Guest	Harris 110	Haywood	Hobbs
Hodges	Holsman	Hoskins	Hughes	Icet
Johnson	Jones 89	Jones 117	Kelly	Kingery
Komo	Kraus	Kuessner	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McClanahan	McGhee
Meiners	Moore	Munzlinger	Muschany	Nance

Nasheed	Nieves	Nolte	Norr	Onder
Oxford	Parson	Pearce	Pollock	Portwood
Pratt	Quinn 7	Quinn 9	Richard	Robb
Robinson	Rucker	Ruestman	Ruzicka	Salva
Sander	Sater	Scavuzzo	Schaaf	Schad
Scharnhorst	Schieffer	Schlottach	Schneider	Schoeller
Schoemehl	Self	Shively	Silvey	Skaggs
Smith 14	Smith 150	Spreng	Stevenson	St. Onge
Storch	Stream	Sutherland	Swinger	Thomson
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
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PRESENT: 002

Darrough	George
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ABSENT WITH LEAVE: 015

Bland	Bowman	Cooper 120	Cooper 155	Corcoran
Donnelly	El-Amin	Funderburk	Harris 23	Hubbard
Hunter	Meadows	Page	Roorda	Threlkeld

VACANCIES: 004

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 258 through House Resolution No. 264

### SECOND READING OF HOUSE BILLS

**HB 1805** through **HB 1868** were read the second time.

### INTRODUCTION OF HOUSE JOINT RESOLUTION

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

**HJR 60**, introduced by Representative Cunningham (86), relating to the commissioner of education.

### INTRODUCTION OF HOUSE BILLS

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

**HB 1869**, introduced by Representatives Wilson (130), Ruestman, Faith, Grill, Sater, Bivins, Dougherty, Sander, Darrough and Grisamore, relating to junior colleges.

**HB 1870**, introduced by Representatives Deeken, Johnson, Roorda, Talboy, Chappelle-Nadal, Daus, Bruns, Harris (110), Meadows, Dougherty, Lowe (44), Quinn (7), Sander, Tilley, Schneider, Avery, Bowman, McGhee, Schaaf, Schieffer, Nasheed, Hoskins, Low (39), Oxford, Stream, Faith, Nance, Schlottach, Brown (50), Hodges, Haywood, El-Amin, Hubbard, Villa, Norr, McClanahan, Wright-Jones, Storch, Quinn (9), Yaeger, Scavuzzo, Burnett, Hughes, Spreng, Vogt, Rucker, Walsh, Darrough, Bland, George, Walton, Skaggs, Curls, Holsman, Grisamore, Lampe, Meiners and Schoemehl, relating to the creation of a death penalty commission.

**HB 1871**, introduced by Representative Deeken, relating to the final disposition of dead bodies.

**HB 1872**, introduced by Representatives Hunter, Fisher, Bivins, Munzlinger, Robb, Moore, Sater, Sander and Emery, relating to deductions from employee paychecks.

**HB 1873**, introduced by Representative Yates, relating to real estate transactions.

**HB 1874**, introduced by Representative Cunningham (86), relating to teacher certification.

**HB 1875**, introduced by Representative Cunningham (86), relating to unaccredited school districts.

**HB 1876**, introduced by Representative Cunningham (86), relating to special education due process hearings.

**HB 1877**, introduced by Representative Cunningham (86), relating to special education resolution sessions.

**HB 1878**, introduced by Representatives Cunningham (86), George, Nieves, Portwood, Ruestman, Dougherty and Meiners, relating to real property assessment appeals.

**HB 1879**, introduced by Representative Sutherland, relating to prohibiting the interchange of antiepileptic drugs.

**HB 1880**, introduced by Representative Schaaf, relating to health insurance contracts.

**HB 1881**, introduced by Representative Schlottach, relating to county water supply districts.

**HB 1882**, introduced by Representatives Kraus, Nance, Grisamore, Deeken, Smith (14), Dougherty, Grill, Norr, Schieffer, Moore, Ruestman, Avery, McGhee, Hughes, Weter, Dusenberg, Page, Silvey, Wasson, Scharnhorst and Pearce, relating to a tax credit for military retirement benefits.

**HB 1883**, introduced by Representatives Nance and Nolte, relating to employee job protection.

**HB 1884**, introduced by Representatives Dethrow, Schlottach, Guest, Wilson (119) and Kelly, relating to the national animal identification system.

**HB 1885**, introduced by Representative Yates, relating to the deceptive use of a financial institution's name.

**HB 1886**, introduced by Representatives Scharnhorst, Self, Flook, Marsh, Lembke, Walton, Yaeger, Nasheed, Brown (50), Dixon, Jetton, Tilley, Cunningham (145), Schoeller, Fisher, Faith, Roorda, Nolte, Stream, May, Cox, Robb, Davis, Muschany, Emery, Hunter, Schaaf, Ervin, Franz, Onder, Pollock, Wilson (119), Smith (14), Bivins, Schlottach, Guest, Cooper (120), Cunningham (86), Lipke, Nieves, Casey, Meiners, Daus, Villa, Dougherty, Moore, Ruestman, Weter, McGhee, Hoskins, Sutherland, Richard, Schad, Jones (117), Parson, Day, Nance, Icet, Kelly, Jones (89), Hughes, Silvey, Hobbs and Bruns, relating to the Missouri special needs scholarship tax credit program.

## COMMITTEE REPORTS

**Special Committee on Urban Education Reform**, Chairman Hoskins reporting:

Mr. Speaker: Your Special Committee on Urban Education Reform, to which was referred **HB 1310**, 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.

Mr. Speaker: Your Special Committee on Urban Education Reform, to which was referred **HB 1311**, 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.

Mr. Speaker: Your Special Committee on Urban Education Reform, to which was referred **HB 1320**, 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.

## WITHDRAWAL OF HOUSE BILL

January 24, 2008

Adam Crumbliss, Chief Clerk  
Missouri State Capitol - Room 306C  
201 West Capitol Avenue  
Jefferson City, MO 65101

Dear Mr. Crumbliss,

I respectfully request withdrawal of **House Bill No. 1392** due to a technical error. Your assistance is appreciated.

Sincerely,

/s/ Tom Loehner

The following members' presence was noted: Cooper (120), Cooper (155), El-Amin, Funderburk, Hubbard, Hunter, Meadows and Roorda.

## ADJOURNMENT

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Tuesday, January 29, 2008.

## COMMITTEE MEETINGS

### APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, January 29, 2008, 2:00 p.m. Hearing Room 4.  
Public testimony Department of Natural Resources and begin  
Department of Natural Resources presentation of the FY09 budget.

### APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 30, 2008, 2:00 p.m. Hearing Room 3.  
Continuation of Department of Natural Resources FY09 budget presentation and  
begin the FY09 budget presentation from the Department of Agriculture.

### APPROPRIATIONS - EDUCATION

Tuesday, January 29, 2008, 8:00 a.m. Hearing Room 3.  
Budget presentation from the Department of Elementary and  
Secondary Education continued. CANCELLED

### APPROPRIATIONS - EDUCATION

Tuesday, January 29, 2008, 2:00 p.m. Hearing Room 1.  
Overview and budget presentation from the Department of Higher Education.

### APPROPRIATIONS - EDUCATION

Wednesday, January 30, 2008, 2:00 p.m. Hearing Room 6.  
Budget presentation from the Department of Elementary and Secondary Education continued.

### APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 29, 2008, 2:00 p.m. Hearing Room 3.  
Office of Administration statewide real estate.  
Office of Administration budget requests including public debt.

### APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 30, 2008, 12:00 p.m. Hearing Room 3.  
Office of Administration budget requests including public debt.

### APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 30, 2008, 2:00 p.m. Hearing Room 7.  
Statewide elected officials: Governor, Lt. Governor, Secretary of State,  
State Auditor, State Treasurer, Attorney General.  
Department of Revenue if time permits.

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

Tuesday, January 29, 2008, 2:00 p.m. Hearing Room 5.  
Budget overview for the Department of Social Services.

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

Wednesday, January 30, 2008, 2:00 p.m. Hearing Room 5.  
Budget overview for the Department of Social Services.

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

Thursday, January 31, 2008, 8:00 a.m. Hearing Room 5.

Budget overview for the Department of Social Services.

**APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Tuesday, January 29, 2008, 2:00 p.m. Hearing Room 6.

Presentation of Governor's budget recommendations for Public Safety and Corrections.

Executive session may follow.

**APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Wednesday, January 30, 2008, 8:00 a.m. Hearing Room 3.

Presentation of Governor's budget recommendations for Public Safety and Corrections.

Executive session may follow.

**APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT**

Tuesday, January 29, 2008, 5:00 p.m. Hearing Room 3.

Testimony by Innovation Centers.

Decision items presentation by the Department of Economic Development.

Executive session may follow.

**BUDGET**

Tuesday, January 29, 2008, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 2019, HB 2020

**CRIME PREVENTION AND PUBLIC SAFETY**

Tuesday, January 29, 2008, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1352, HB 1404, HB 1405, HB 1468, HB 1619

**ELECTIONS**

Tuesday, January 29, 2008, 8:00 a.m. Hearing Room 5.

Public hearings to be held on: HB 1407, HJR 39, HJR 40

**ELEMENTARY AND SECONDARY EDUCATION**

Wednesday, January 30, 2008, Hearing Room 6 upon morning adjournment.

Executive session may follow.

Public hearing to be held on: HB 1314

**HEALTH CARE POLICY**

Tuesday, January 29, 2008, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1504, HB 1625, HB 1398

**JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT**

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

First quarter meeting.

**SPECIAL COMMITTEE ON AGRI-BUSINESS**

Tuesday, January 29, 2008, 9:00 a.m. Hearing Room 4.  
Executive session.

**SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT**

Tuesday, January 29, 2008, 12:00 p.m. Hearing Room 4.  
Committee will meet at 12:00 p.m. or upon morning adjournment. AMENDED  
Public hearings to be held on: HB 1326, HB 1485

**SPECIAL COMMITTEE ON FAMILY SERVICES**

Wednesday, January 30, 2008, 8:00 a.m. Hearing Room 1.  
Executive session may follow.  
Public hearing to be held on: HB 1524

**SPECIAL COMMITTEE ON GENERAL LAWS**

Tuesday, January 29, 2008, 8:00 a.m. Hearing Room 6.  
Executive session may follow.  
Public hearings to be held on: HB 1668, HJR 41

**SPECIAL COMMITTEE ON HEALTH INSURANCE**

Tuesday, January 29, 2008, 5:00 p.m. Hearing Room 5.  
Executive session may follow.  
Public hearings to be held on: HB 1331, HB 1689, HB 1690

**SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION**

Tuesday, January 29, 2008, 12:00 p.m. Hearing Room 1.  
Executive session may follow.  
Committee will study all aspects of healthcare and how they relate to the problem of the uninsured in Missouri. CANCELLED  
Public hearing to be held on: HB 1386

**SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION**

Wednesday, January 30, 2008, 12:00 p.m. Hearing Room 1.  
Executive session may follow.  
Committee will study all aspects of healthcare and how they relate to the problem of the uninsured in Missouri. AMENDED  
Public hearing to be held on: HB 1386

**SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION**

Thursday, January 31, 2008, 8:00 a.m. Hearing Room 2.  
Executive session may follow.  
Committee will study all aspects of healthcare and how they relate to the problem of the uninsured in Missouri. AMENDED

**SPECIAL COMMITTEE ON HOMELAND SECURITY**

Wednesday, January 30, 2008, 12:00 p.m. Hearing Room 2.  
Update from Mark James, Director MO Dept. of Public Safety and  
Paul Fennewald, MO Homeland Security Coordinator.  
Executive session may follow.  
Public hearing to be held on: HB 1450

**SPECIAL COMMITTEE ON PROFESSIONAL REGISTRATION AND LICENSING**

Thursday, January 31, 2008, 8:00 a.m. Hearing Room 7.  
Executive session may follow.  
Public hearings to be held on: HB 1419, HB 1616, HB 1576

**SPECIAL COMMITTEE ON RURAL COMMUNITY DEVELOPMENT**

Tuesday, January 29, 2008, 12:00 p.m. Hearing Room 1.  
Executive session may follow. AMENDED  
Public hearing to be held on: HB 1371

**SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT**

Wednesday, January 30, 2008, 9:00 a.m. Hearing Room 6.  
Executive session may follow.  
Public hearings to be held on: HB 1305, HB 1480

**SPECIAL COMMITTEE ON TAX REFORM**

Tuesday, January 29, 2008, 8:00 a.m. Hearing Room 7.  
Executive session may follow. AMENDED  
Public hearings to be held on: HB 1661, HB 1340, HB 1551

**SPECIAL COMMITTEE ON UTILITIES**

Wednesday, January 30, 2008, 12:00 p.m. Hearing Room 5.  
Public hearing to be held on: HB 1779  
Executive session will be held on: HB 1426

**SPECIAL COMMITTEE ON VETERANS**

Tuesday, January 29, 2008, 12:00 p.m. Hearing Room 7.  
Executive session may follow.  
Public hearings to be held on: HB 1313, HB 1518, HB 1562, HCR 5

**SPECIAL COMMITTEE ON VETERANS**

Tuesday, January 29, 2008, 5:00 p.m. Senate Lounge.  
Joint meeting of the House Special Committee on Veterans and the Senate Pensions,  
Veterans' Affairs and General Laws Committee.  
For informational purposes only.

**SPECIAL COMMITTEE ON WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY**

Wednesday, January 30, 2008, 12:00 p.m. Hearing Room 7.  
Executive session may follow. CORRECTED NOTICE.  
Public hearings to be held on: HB 1424, HB 1650, HB 1318

TRANSPORTATION

Tuesday, January 29, 2008, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1575, HB 1519, HB 1482, HB 1406

**HOUSE CALENDAR**

ELEVENTH DAY, TUESDAY, JANUARY 29, 2008

**HOUSE JOINT RESOLUTION FOR SECOND READING**

HJR 60

**HOUSE BILLS FOR SECOND READING**

HB 1869 through HB 1886