

JOURNAL OF THE HOUSE

Second Regular Session, 94th GENERAL ASSEMBLY

ELEVENTH DAY, TUESDAY, JANUARY 29, 2008

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Msgr. Donald W. Lammers.

(On the morning after President Bush's State of the Union Address, this word from the Christian scriptures is timely).

The apostle Paul is inspired to write: "I urge that supplications, prayers, intercessions and thanksgivings be offered for all men, for kings and all in high places, that we may lead a quiet and peaceable life, godly and respectful in every way". *(1 Timothy 2:1-2)*

Almighty God, we pray for our President and all our national leaders in high places. We pray that they receive, and rely on, Your gift of right judgment and wisdom, in making the decisions that are developing for the sake of our nation and all its people. And may harmony and justice be advanced between our nation and all other nations, especially those with whom we are involved in warfare or dangerous tension.

Lord God, may the same gifts of right judgment and wisdom be granted to us for the sake of the people we serve in the State of Missouri.

We pray to You, our God 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: Lily Burns, Delun Shi, Kia Kemp, Lizzy Lannin, Rafael Leija-Elias, Abby Fulcher, Tricia Hill, Caitlin Price, Kia Woods, Janice Sutton, Brandon Parker, Dustin Hayes, Ebony Jones, Alphonso Carillo, Samantha Tran, Irving Gonzales, Tony Ngyuen, Kahalil Harbia, Mariah Smith, Leon Gray, Andre Rush, Breanne Echols, Aaron Collins and JoAnna Hernandez.

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

AYES: 144

| | | | | |
|-----------|----------------|-----------------|------------|-----------|
| Aull | Avery | Baker 25 | Baker 123 | Bivins |
| Brandom | Bringer | Brown 30 | Brown 50 | Bruns |
| Burnett | Casey | Chappelle-Nadal | Cooper 120 | Corcoran |
| Cox | Cunningham 145 | Cunningham 86 | Curls | Davis |
| Day | Deeken | Denison | Dethrow | Dixon |
| Dougherty | Dusenberg | El-Amin | Emery | Ervin |
| Faith | Fallert | Fares | Fisher | Flook |
| Frame | Franz | Funderburk | Grill | Grisamore |

| | | | | |
|-------------|------------|--------------|------------|-----------|
| Guest | Harris 110 | Haywood | Hobbs | Hodges |
| Holsman | Hoskins | Hubbard | Hughes | Hunter |
| Ice | Johnson | Jones 89 | Kelly | Kingery |
| Komo | Kraus | Kuessner | Lampe | Lembke |
| LeVota | Liese | Lipke | Loehner | Marsh |
| May | McClanahan | McGhee | Meadows | Meiners |
| Moore | Munzlinger | Muschany | Nance | Nasheed |
| Nieves | Nolte | Norr | Onder | Page |
| Parson | Pearce | Pollock | Portwood | Pratt |
| Quinn 7 | Quinn 9 | Richard | Robb | Robinson |
| Roorda | Rucker | Ruestman | Ruzicka | Salva |
| Sander | Sater | Scavuzzo | Schaaf | Schad |
| Scharnhorst | Schieffer | Schlottach | Schneider | Schoeller |
| Schoemehl | Self | Shively | Silvey | Skaggs |
| Smith 14 | Smith 150 | Spreng | 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: 005

| | | | | |
|------|----------|---------|--------|------|
| Daus | Donnelly | Lowe 44 | Talboy | Vogt |
|------|----------|---------|--------|------|

PRESENT: 002

| | |
|----------|--------|
| Darrough | George |
|----------|--------|

ABSENT WITH LEAVE: 008

| | | | | |
|--------|--------|------------|-----------|-----------|
| Bland | Bowman | Cooper 155 | Harris 23 | Jones 117 |
| Low 39 | Oxford | Stevenson | | |

VACANCIES: 004

Speaker Jetton assumed the Chair.

SPECIAL RECOGNITION

Judy Buck was introduced by Representative Brandom and recognized as an Outstanding Missourian.

HOUSE RESOLUTION

Representatives Bringer and Pratt offered House Resolution No. 297.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 265 through House Resolution No. 296
House Resolution No. 298 through House Resolution No. 304

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 60 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1869 through **HB 1886** were read the second time.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following committee to act with a like committee from the House pursuant to **HCR 2**: Senators Gibbons, Coleman, Bartle, Goodman, Mayer, Scott, Justus, Callahan, McKenna and Smith.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2015**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2021**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2022**.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HB 2015**, **HB 2021** and **HB 2022** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 2015**, **HB 2021** and **HB 2022** were delivered to the Governor by the Chief Clerk of the House.

COMMITTEE REPORTS

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2019**, 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 Committee on Budget, to which was referred **HB 2020**, 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 Tax Reform, Chairman Smith (14) reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 1661**, 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.

INTRODUCTION OF HOUSE BILLS

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

HB 1887, introduced by Representative Parson, relating to the designation of a memorial highway.

HB 1888, introduced by Representatives Schoeller, Lampe, Norr, Marsh, Tilley, Schneider, Denison, Dixon, Viebrock and Cunningham (145), relating to airport zoning.

HB 1889, introduced by Representatives Meadows, Harris (110), Darrough, Schieffer, Roorda, Wildberger, Baker (25), Walsh and Meiners, relating to a real-time electronic log book for certain controlled substances transactions.

HB 1890, introduced by Representatives Moore, Tilley, Fisher, Grisamore, Wildberger, Nance, Bivins, Schaaf and Meiners, relating to comprehensive psychiatric services.

HB 1891, introduced by Representatives Stream, Yates, Scharnhorst, Grill, Schlottach, Funderburk, Hunter, Cooper (155), Franz, Kraus, Deeken, Jones (89), Smith (150), Hodges, Sutherland, Bivins and Fisher, relating to physical education.

HB 1892, introduced by Representatives Holsman, Zimmerman, Chappelle-Nadal, Lowe (44), Norr, Frame, Meiners, Grill, Villa, Corcoran, Talboy, McClanahan, Page, Wildberger, Hodges, Robinson, Hubbard, Schoemehl, Scavuzzo, Yaeger, Harris (110), Lampe, Roorda, Skaggs, Meadows, George, Schieffer, Brown (50), Darrough, Swinger, Spreng, Burnett, Vogt, Baker (25), Komo, Wright-Jones, Rucker, Kuessner, Liese, Whorton, Haywood, Fallert, Aull, Hughes, Low (39), Curls, Quinn (9), Todd and Storch, relating to an income tax deduction for alternative energy sources.

HB 1893, introduced by Representative Scharnhorst, relating to premium refund calculations for credit insurance.

HB 1894, introduced by Representatives Jones (89), Zimmerman, McGhee, Nieves, Munzlinger, Ruzicka, Jones (117), Bruns, Funderburk, Onder, Parson, Smith (150), Schoeller, Day, Stream, Scharnhorst and Moore, relating to detainees.

HB 1895, introduced by Representatives Munzlinger, Onder, Whorton, Ruestman, McGhee and Sander, relating to animal-drawn vehicles.

HB 1896, introduced by Representatives Munzlinger, Onder, Ruestman, McGhee, Nieves and Sander, relating to silent reflection in public school classrooms.

HB 1897, introduced by Representative Bowman, relating to the Martin Luther King, Jr., National Memorial Project.

HB 1898, introduced by Representatives Robb, Nance, Flook, Corcoran and Hughes, relating to identifying information in certain court records.

HB 1899, introduced by Representative Harris (110), relating to orders of protection.

HB 1900, introduced by Representative Harris (110), relating to relocation of a child by a parent.

HB 1901, introduced by Representatives Harris (110), McGhee, Low (39), Hughes, Quinn (9), Rucker, Darrough, Pearce, Guest, Kelly, Sander, Wells, Weter, Hodges, Dethrow, Oxford, Sutherland, Schaaf, Robinson, Schieffer, Wildberger, Todd, Davis, Fallert, Lampe, Fisher, Ervin, Cunningham (145) and Nasheed, relating to the sale and delivery of raw milk.

HB 1902, introduced by Representatives Moore, Walton, Pearce, Nolte, Stevenson, Denison, Hobbs, Deeken, Weter, Sander, Aull, McGhee, Ruzicka, Munzlinger, Ruestman, Self, Schoeller, Robb, Bruns, Bivins and Lampe, relating to teacher retirement.

HB 1903, introduced by Representative Cox, relating to public drinking water.

HB 1904, introduced by Representative Cox, relating to the state housing development commission.

HB 1905, introduced by Representative Schlottach, relating to tourist attraction signs.

HB 1906, introduced by Representative Loehner, relating to the transition period for statewide elected officials.

HB 1907, introduced by Representatives Fallert, Harris (110), Kuessner and Robinson, relating to prohibiting registered sexual offenders from being within one thousand yards of any state park.

HB 1908, introduced by Representatives St. Onge, Onder, Faith, Threlkeld, Funderburk, Denison, Kuessner, Meadows, Fallert, Wildberger, Robinson, Silvey and Corcoran, relating to automated speed enforcement in work zones.

HB 1909, introduced by Representatives Day, Casey, Wright, Meadows, Stream, Dougherty, Denison, Roorda, Nieves, Ruestman, Darrough, Bivins, Hughes, Grisamore, Rucker, Fisher, Flook, Avery, Pollock, Funderburk, Kelly, Norr, Wilson (130), Sander, Schieffer, Moore, Salva and Dusenberg, relating to the disposal of unclaimed veteran's remains.

WITHDRAWAL OF HOUSE BILLS

January 24, 2008

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

Dear Mr. Crumbliss,

I respectfully request withdrawal of **House Bill No. 1391** due to a technical error. Your assistance is appreciated.

Sincerely,

/s/ Tom Loehner

January 29, 2008

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

Dear Mr. Crumbliss:

I respectfully request to have **House Bill No. 1767** withdrawn.

Your assistance is much appreciated.

Sincerely,

/s/ Ed Wildberger
Minority Caucus Chair
District 27

The following members' presence was noted: Cooper (155), Harris (23) and Low (39).

ADJOURNMENT

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Wednesday, January 30, 2008.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 30, 2008, 2:00 p.m. Hearing Room 4.

Continuation of Department of Natural Resources FY09 budget presentation and begin the FY09 budget presentation from the Department of Agriculture. AMENDED

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

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

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 - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 4, 2008, 10:00 a.m. Hearing Room 6.

Continuation of budget review for the Departments of Mental Health, Health and Senior Services, and the Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 5, 2008, 2:00 p.m. Hearing Room 5.

Continuation of budget review for the Departments of Mental Health, Health and Senior Services, and the Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 6, 2008, 2:00 p.m. Hearing Room 5.

Continuation of budget review for the Departments of Mental Health, Health and Senior Services, and the Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 7, 2008, 8:00 a.m. Hearing Room 5.

Continuation of budget review for the Departments of Mental Health, Health and Senior Services, and the Department of Social Services.

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.

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

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

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

First quarter meeting.

LOCAL GOVERNMENT

Wednesday, February 6, 2008, 12:00 p.m. Hearing Room 4.

Public hearings to be held on: HB 1304, HB 1355, HB 1415, HB 1470, HB 1711

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

Wednesday, January 30, 2008, 9:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1310, HB 1311, HB 1320

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 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.

Committee will reconvene if needed upon adjournment. 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 IMMIGRATION

Wednesday, January 30, 2008, 5:00 p.m. Hearing Room 7.
Executive session may follow. AMENDED
Public hearings to be held on: HB 1757, HB 1654

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 RETIREMENT

Thursday, January 31, 2008, 8:00 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1490, HB 1545, HB 1574, HB 1774

SPECIAL COMMITTEE ON SENIOR CITIZEN ADVOCACY

Wednesday, January 30, 2008, 5:00 p.m. Hearing Room 1.
Executive session may follow.
Public hearing to be held on: HB 1656

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 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 WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

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

WAYS AND MEANS

Thursday, January 31, 2008, 8:30 a.m. Hearing Room 3.
Possible Executive session.
Public hearings to be held on: HB 1628, HB 1670, HB 1437, HJR 59

HOUSE CALENDAR

TWELFTH DAY, WEDNESDAY, JANUARY 30, 2008

HOUSE BILLS FOR SECOND READING

HB 1887 through HB 1909