

# JOURNAL OF THE HOUSE

Second Regular Session, 94th GENERAL ASSEMBLY

TWELFTH DAY, WEDNESDAY, JANUARY 30, 2008

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Representative Ed Emery.

Fill us, O Lord and Father of us all, we beseech Thee, with Thy gentle Spirit, and dispel all the clouds of misunderstanding and passion. Make an end to the strife of blind fury. Arise, O Christ, Thou Sun of Righteousness, and shine upon us. Alas! While we contend, we only too often forget to strive after holiness which Thou requirest from us all. Guard us against abusing our powers and enable us to employ them with all earnestness for the promotion of holiness.

Make us to leave all past errors to the judgment of the Saviour; and to give a charitable hearing to every man's opinions, thoughts and ideas; with the desire that all might live under the one Christ, in one Commonwealth, one Church, and one Unity.

*In part attributed to Zwingli, Swiss theologian, leader of the Reformation in Switzerland and in part to Charles V, Roman Emperor (circa 1530).*

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: Micah Rucker and Caleb Foster.

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

AYES: 141

Aull	Avery	Baker 25	Bivins	Brandom
Bringer	Brown 30	Brown 50	Bruns	Burnett
Casey	Chappelle-Nadal	Cooper 155	Corcoran	Cox
Cunningham 145	Cunningham 86	Curls	Davis	Day
Deeken	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fallert	Fares	Fisher	Flook	Frame
Franz	Funderburk	Grill	Grisamore	Guest
Harris 110	Haywood	Hobbs	Hodges	Hoskins
Hughes	Hunter	Icet	Jones 89	Jones 117
Kelly	Kingery	Komo	Kraus	Lampe
Lembke	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McClanahan	Meadows
Meiners	Moore	Munzlinger	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	Scharnhorst	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
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PRESENT: 002

Darrough	George
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ABSENT WITH LEAVE: 013

Baker 123	Bland	Bowman	Cooper 120	El-Amin
Harris 23	Holsman	Hubbard	Johnson	Kuessner
LeVota	McGhee	Muschany		

VACANCIES: 004

### **SPECIAL RECOGNITION**

The West Plains High School Zizzers Girls Cross Country Team was introduced by Representative Franz and recognized for attaining the 2007 Class 3 State Championship.

Speaker Pro Tem Pratt assumed the Chair.

### **HOUSE RESOLUTIONS**

Representative Icet offered House Resolution No. 327.

Representative Bivins offered House Resolution No. 340.

### **HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED**

House Resolution No. 305 through House Resolution No. 326

House Resolution No. 328 through House Resolution No. 339

House Resolution No. 341 through House Resolution No. 347

## HOUSE CONCURRENT RESOLUTIONS

Representative Guest, et al., offered House Concurrent Resolution No. 17.  
Representative Fisher, et al., offered House Concurrent Resolution No. 18.  
Representative Sander, et al., offered House Concurrent Resolution No. 19.

## SECOND READING OF HOUSE BILLS

**HB 1887** through **HB 1909** were read the second time.

## RE-REFERRAL OF HOUSE BILL

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

**HB 1346** - Special Committee on Immigration

## COMMITTEE REPORTS

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

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1310**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1311**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1320**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

**HJR 61**, introduced by Representatives Harris (110), Meadows, Oxford, Casey, Schieffer, Chappelle-Nadal, Schoeller, Wildberger, Lampe, Lembke, McGhee and Emery, relating to protection from public nuisances.

**HJR 62**, introduced by Representatives Harris (110), Meadows, Oxford, Casey, Schieffer, Dougherty, Chappelle-Nadal, Wildberger, Frame, Schoeller, Lampe, Lembke, McGhee and Emery, relating to eminent domain.

## INTRODUCTION OF HOUSE BILLS

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

**HB 1910**, introduced by Representatives Ervin, Skaggs, Flook, Nolte, Nance and Silvey, relating to regulation of vehicular traffic.

**HB 1911**, introduced by Representatives Muschany, Wallace, Emery, Baker (123) and Jones (89), relating solely to teacher certification.

**HB 1912**, introduced by Representatives Pratt, Schlottach, Faith, Sutherland, Harris (23), Skaggs and Baker (25), relating to student curators.

**HB 1913**, introduced by Representatives Cunningham (86), George, Ruestman and Sander, relating to drug testing for high school students participating in athletics.

**HB 1914**, introduced by Representatives Sater, Walsh, McGhee, Sander and Grisamore, relating to mental health services.

**HB 1915**, introduced by Representatives Cox and Onder, relating to sexual misconduct involving a child.

**HB 1916**, introduced by Representatives Lampe, Frame, Roorda, Meadows, Casey, Harris (110), Nasheed, Fallert, Salva, George, Liese, Norr, Darrough, Walsh, Scavuzzo, Schieffer, Talboy, Johnson, Haywood, Brown (50), Witte, Swinger, Curls, Burnett, Storch, Donnelly, Skaggs, Quinn (9), Wright-Jones, Rucker, Oxford, Schoemehl, McClanahan, Hodges, Aull, Robinson, Villa and Wildberger, relating to state officials and employees compensation.

**HB 1917**, introduced by Representatives Sander, Grisamore, Fisher and Page, relating to real-time captioning for television programming.

**HB 1918**, introduced by Representatives Brandom, Swinger, Hodges, Wright, Todd, Kingery, Tilley, Muschany, Villa, Daus and Schaaf, relating to the establishment of the Missouri catastrophe fund.

**HB 1919**, introduced by Representatives Curls, Hubbard, Talboy, Nasheed, Hughes, Lowe (44), El-Amin, Hoskins, Walton and Bland, relating to residential construction disclosure forms.

**HB 1920**, introduced by Representatives Harris (110), Daus, Yaeger and Casey, relating to insurance companies owning or contracting with motor vehicle body repair shops.

**HB 1921**, introduced by Representative Harris (110), relating to dissolution of marriage.

**HB 1922**, introduced by Representatives Harris (110), Walsh, Villa, Liese, Meiners, Yaeger, Casey, Schieffer, George, Fallert, Meadows, Bringer, Robinson, Hodges, Rucker, Dougherty and Sander, relating to abortion.

**HB 1923**, introduced by Representatives Jones (117) and Pratt, relating to corporate filings with the secretary of state.

**HB 1924**, introduced by Representatives Frame, Roorda, Meadows, Schieffer, George, Darrough, Meiners, Nasheed, Bland and Casey, relating to the posting of gasoline prices.

**HB 1925**, introduced by Representatives Frame, Meadows, McGhee, Schieffer, George, Holsman, Darrough, Meiners, Nasheed, Bland, Fallert, Casey, Harris (110) and Dougherty, relating to property taxation.

**HB 1926**, introduced by Representatives Frame, Roorda, Meadows, LeVota, Schieffer, George, Holsman, Darrough, Nasheed, Bland, Meiners, Casey, Fallert and Wildberger, relating to sales and use tax exemptions.

**HB 1927**, introduced by Representatives Frame, Roorda, Meadows, Schieffer, George, Holsman, Darrough, Fallert, Bland, Meiners, Casey and Harris (110), relating to monitoring the sale of certain schedule V substances.

**HB 1928**, introduced by Representative Cooper (120), relating to coroners.

**HB 1929**, introduced by Representative Cooper (120), relating to excursion gambling boats.

**HB 1930**, introduced by Representatives Cooper (120), Pollock and Parson, relating to court costs.

**HB 1931**, introduced by Representatives Harris (23), Walsh, LeVota, Harris (110), Roorda, Page, Kuessner, Donnelly and Spreng, relating to concentrated animal feeding operations.

**HB 1932**, introduced by Representatives Harris (23), Walsh, LeVota, Harris (110), Roorda, Page, Kuessner, Donnelly and Spreng, relating to concentrated animal feeding operations.

**HB 1933**, introduced by Representatives Schaaf, Threlkeld and Onder, relating to MO HealthNet benefits.

### COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Baker (123) has been appointed a member of the Special Committee on Student Achievement.

Representative Hunter is no longer a member of the Special Committee on Student Achievement.

Representative Self has been appointed a member of the Higher Education Committee.

Representative Talboy has been appointed a member of the Joint Committee on Administrative Rules.

Representative Vogt is no longer a member of the Joint Committee on Administrative Rules.

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January 29, 2008

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

Dear Mr. Crumbliss:

I hereby appoint the following members to the Special Committee on Immigration:

Representative Kevin Wilson  
Representative Vickie Schneider  
Representative Mike McGhee  
Representative Mike Talboy  
Representative Jenee Lowe  
Representative Ed Wildberger  
Representative Bruce Darrough

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Rod Jetton

## MESSAGE FROM THE GOVERNOR

### EXECUTIVE OFFICE

January 30, 2008

TO THE CHIEF CLERK OF THE  
HOUSE OF REPRESENTATIVES  
94th GENERAL ASSEMBLY  
SECOND REGULAR SESSION  
STATE OF MISSOURI

Herewith I return to you **House Bill No. 2021** entitled:

To appropriate money for supplemental purposes for the Department of Conservation, for the purchase of equipment, and for planning, expenses, and for capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, from the funds designated for the fiscal period ending June 30, 2008.

On January 30, 2008 I approved said **House Bill No. 2021**.

Respectfully submitted,

/s/ Matt Blunt  
Governor

The following members' presence was noted: Baker (123), Bland, Cooper (120), El-Amin, Harris (23), Holsman, Hubbard, Johnson, McGhee and Muschany.

## **ADJOURNMENT**

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Thursday, January 31, 2008.

## **COMMITTEE MEETINGS**

**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.

**CRIME PREVENTION AND PUBLIC SAFETY**  
Tuesday, February 5, 2008, 12:00 p.m. Hearing Room 6.  
Executive session may follow.  
Public hearings to be held on: HB 1382, HB 1481, HB 1594, HB 1619

**HIGHER EDUCATION**  
Tuesday, February 5, 2008, 5:00 p.m. Hearing Room 1. AMENDED  
Public hearings to be held on: HCR 7, HB 1315, HB 1368

**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**

Thursday, January 31, 2008, 9:30 a.m. Hearing Room 6.  
Executive session may follow.  
Public hearings to be held on: HB 1661, HB 2019, HB 2020

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

Thursday, January 31, 2008, 9:30 a.m. Hearing Room 6.  
Executive session may follow.  
Public hearings to be held on: HB 1661, HB 2019, HB 2020

**SPECIAL COMMITTEE ON GOVERNMENT AFFAIRS**

Tuesday, February 5, 2008, 8:30 a.m. Hearing Room 7.  
Executive session may follow.  
Public hearings to be held on: HB 1465, HB 1466, HB 1528, HB 1608

**SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION**

Thursday, January 31, 2008, 8:00 a.m. Hearing Room 2.  
Executive session may follow.  
The 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 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

**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**

THIRTEENTH DAY, THURSDAY, JANUARY 31, 2008

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 61 and HJR 62

**HOUSE BILLS FOR SECOND READING**

HB 1910 through HB 1933

**HOUSE BILLS FOR PERFECTION - CONSENT**

(01/31/08)

- 1 HB 1310 - Hoskins
- 2 HB 1311 - Hoskins
- 3 HB 1320 - Brown (50)