

JOURNAL OF THE HOUSE

Second Regular Session, 94th GENERAL ASSEMBLY

THIRTY-THIRD DAY, WEDNESDAY, MARCH 5, 2008

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Reverend James Earl Jackson.

Lord God Almighty, You are merciful, loving, kind and caring. Your steadfast love never ceases; Your mercies never come to an end; they are new every morning; great is Your faithfulness.

May we remain faithful to our profession. May we remain passionate in serving, blameless in our pursuit of excellence, having a faultless reputation, our lives shaped by Your divine character.

Daily we receive calls, emails, correspondence of all kinds from those we serve. May we never become calloused to the numerous concerns, but responsive to the needs of each one as if it were our own.

Now may the grace of our Lord be with us all.

In the name of Your Son, we pray. 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: Jack Roberts, Courtney Crawford, Kayla Rains, Tristen Terry, Nicole Cummings, Joseph Cummings, Cameron Kayser, Nick Rehagen, Kelsey Scheppers, McKenzie Smith, Nate Jones, Matthew Rehagen, Marin McMenus, Meredith Brunkow, Griffy Kesler and Emma King.

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

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 909 through House Resolution No. 944

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 2005, **HB 2010** and **HB 2011** were read the second time.

SECOND READING OF HOUSE BILLS

HB 2335 through **HB 2343** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 1886, relating to special needs scholarship tax credits, was taken up by Representative Scharnhorst.

Representative Scharnhorst moved that **HCS HB 1886** be adopted.

Representative Cooper (120) moved that **HCS HB 1886** be recommitted to the Special Committee on Student Achievement.

Which motion was adopted by the following vote:

AYES: 082

| | | | | |
|------------|------------|------------|----------------|-----------|
| Baker 123 | Bivins | Brandom | Brown 30 | Bruns |
| Cooper 120 | Cooper 155 | Cox | Cunningham 145 | Day |
| Deeken | Denison | Dethrow | Dixon | Emery |
| Ervin | Faith | Fares | Fisher | Flook |
| Franz | Grisamore | Guest | Hobbs | Hunter |
| Icet | Jones 89 | Kasten | Kelly | Kingery |
| Komo | Kratky | Loehner | Marsh | May |
| Meadows | Meiners | Moore | Munzlinger | Nance |
| Nieves | Nolte | Onder | Page | Parkinson |
| Parson | Pearce | Pratt | Richard | Robb |
| Roorda | Ruestman | Ruzicka | Salva | Sater |
| Schaaf | Schad | Schlottach | Schneider | Schoeller |
| Self | Smith 150 | Stevenson | St. Onge | Stream |
| Sutherland | Thomson | Threlkeld | Tilley | Viebrock |
| Wallace | Wasson | Wells | Weter | Whorton |
| Wilson 119 | Wilson 130 | Wood | Wright 159 | Young |
| Zweifel | Mr Speaker | | | |

NOES: 075

| | | | | |
|------------|--------------|-----------------|-------------|---------------|
| Aull | Baker 25 | Bland | Bringer | Brown 50 |
| Burnett | Casey | Chappelle-Nadal | Corcoran | Cunningham 86 |
| Curls | Darrrough | Daus | Davis | Donnelly |
| Dougherty | Dusenberg | El-Amin | Fallert | Frame |
| Funderburk | George | Grill | Harris 110 | Haywood |
| Hodges | Holsman | Hoskins | Hubbard | Hughes |
| Johnson | Jones 117 | Kraus | Kuessner | Lampe |
| Lembke | LeVota | Liese | Low 39 | McClanahan |
| McGhee | Muschany | Nasheed | Norr | Oxford |
| Pollock | Portwood | Quinn 7 | Quinn 9 | Robinson |
| Rucker | Sander | Scavuzzo | Scharnhorst | Schieffer |
| Schoemehl | Shively | Silvey | Skaggs | Smith 14 |
| Spreng | Storch | Swinger | Talboy | Todd |
| Villa | Vogt | Walsh | Walton | Wildberger |
| Witte | Wright-Jones | Yaeger | Yates | Zimmerman |

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 003

Avery Harris 23 Lipke

VACANCIES: 002

THIRD READING OF HOUSE BILL - CONSENT

HB 1384, relating to identity theft, was taken up by Representative Cox.

On motion of Representative Cox, **HB 1384** was read the third time and passed by the following vote:

AYES: 154

| | | | | |
|------------|------------|-----------------|---------------|------------|
| Aull | Avery | Baker 123 | Bivins | Bland |
| Brandom | Bringer | Brown 30 | Brown 50 | Bruns |
| Burnett | Casey | Chappelle-Nadal | Cooper 120 | Cooper 155 |
| Corcoran | Cox | Cunningham 145 | Cunningham 86 | Curls |
| Darrough | Daus | Davis | Day | Deeken |
| Denison | Dethrow | Dixon | Donnelly | Dougherty |
| Dusenberg | El-Amin | Emery | Ervin | Faith |
| Fallert | Fares | Fisher | Flook | Frame |
| Franz | Funderburk | George | Grill | Grisamore |
| Guest | Harris 110 | Haywood | Hobbs | Hodges |
| Holsman | Hoskins | Hubbard | Hughes | Johnson |
| Jones 89 | Jones 117 | Kasten | Kelly | Kingery |
| Komo | Kratky | Kraus | Kuessner | Lampe |
| Lembke | LeVota | Liese | Loehner | Low 39 |
| Marsh | May | McClanahan | McGhee | Meadows |
| Meiners | Moore | Munzlinger | Muschany | Nance |
| Nasheed | Nieves | Nolte | Norr | Onder |
| Oxford | Page | Parkinson | 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 | Talboy | Thomson | Tilley |
| Todd | Viebrock | Villa | Vogt | 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: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

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|----------|-----------|--------|------|-------|
| Baker 25 | Harris 23 | Hunter | Icet | Lipke |
| Lowe 44 | Threlkeld | | | |

VACANCIES: 002

Speaker Pro Tem Pratt declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1779, relating to telecommunications services, was taken up by Representative Emery.

Representative Emery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1779, Page 35, Section 392.550, Line 25, by deleting the word "**relay**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Emery, **House Amendment No. 1** was adopted.

Representative Emery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1779, Section 392.550, Page 35, Line 22, by inserting after the word "**customers**" on said line the phrase "**on interconnected voice over Internet protocol service**"; and

Further amend said section, Page 35, Line 23, by inserting after the phrase "**manner as**" on said line the phrase "**are charged and collected upon end user customers of local exchange telecommunications service and remitted by**"; and

Further amend said section, Page 35, Line 28, by deleting from said line the phrase "**, sales, or other tax**" and inserting in lieu thereof the word "**tax**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Emery, **House Amendment No. 2** was adopted.

Representative Walsh offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1779, Section 392.245, Page 19, Line 55, by deleting from said line the word "**set**" and inserting in lieu thereof the word "**increase**"; and

Further amend Page 20, Line 90, by removing brackets from the phrase "offered to business customers"; and

Further amend Page 20, Line 94, by removing brackets from the phrase "to business customers"; and

Further amend Page 20, Line 94, by inserting after the word "business" the word "**or residential**"; and

Further amend Page 20, Lines 94 through 99, by removing the brackets on said lines; and

Further amend Page 20, Line 104, by inserting after the word "exchange" on said line the following:

"If the commercial mobile service provider does not designate customers by business or residential class, such provider will be deemed to be providing service to both business and residential customers"; and

Further amend said section, Page 22, Line 165, by deleting from said line the words "**forty percent**" and inserting in lieu thereof the words "**fifty five percent**"; and

Further amend Page 22, Line 170, by inserting after the words "**can be**" on said line the words "**increased to a rate that is**"; and

Further amend Page 22, Line 171, by deleting from said line the word "**highest**" and inserting in lieu thereof the phrase "**statewide average**"; and

Further amend Page 22, Line 172, by deleting from said line the word "**three**" and inserting in lieu thereof the word "**four**"; and

Further amend Page 22, Line 172, by deleting the phrase "**years and**" on said line and inserting in lieu thereof the phrase "**years. During the four year period, any annual increase in rates for residential basic local telecommunications service shall not exceed two dollars and fifty cents per line per month.**"; and

Further amend Page 22, Line 173, by deleting from said line the phrase "**that rates**" and inserting in lieu thereof the word "**Rates**"; and

Further amend Page 22, Line 173, by inserting after the word "**service**" on said line the phrase "**by and incumbent local exchange telecommunications company deemed competitive**"; and

Further amend Page 22, Line 174, by deleting from said line the phrase "**became competitively classified**" and inserting in lieu thereof the phrase "**was deemed competitive**"; and

Further amend Page 23, Line 182, by deleting the phrase ", **or** " on said line and inserting in lieu thereof the phrase "**. In addition, the commission shall continue to have authority to hear and resolve customer complaints to the extent such complaints are based on**"; and

Further amend Page 23, Line 183, by inserting after the phrase "**tariffs, or**" on said line the phrase "**a failure to comply with the**"; and

Further amend Page 23, Line 185, by inserting after the word "**levels**" on said line the phrase "**or a failure to provide service in a manner that is safe, adequate, usual and customary in the telecommunications industry**"; and

Further amend Page 23, Line 185, by inserting after all of said line the following:

“(9) The commission may reimpose its customer billing rules, network engineering and maintenance rules, and rules requiring the recording and submitting of service objectives or surveillance levels, as applicable, on an incumbent local exchange telecommunications company that has been deemed competitive under this section, only upon a finding that the incumbent local exchange telecommunications company has engaged in a pattern or practice of inadequate service in these subject areas and that the reimposition of such rules is necessary to ensure the protection of consumer rights and/or the public safety. Prior to formal notice and hearing, the commission shall notify the incumbent local exchange telecommunications company of any deficiencies and provide such company an opportunity to remedy such deficiencies in a reasonable amount of time, but not less than sixty days.

Should the incumbent local exchange telecommunications company remedy such deficiencies within a reasonable amount of time, the commission shall not reimpose the applicable customer billing rules, network engineering and maintenance rules, and rules requiring the recording and submitting of service objectives or surveillance levels. Should the incumbent local exchange telecommunications company fail to remedy such deficiencies, the commission shall reimpose the applicable customer billing rules, network engineering and maintenance rules, and rules requiring the recording and submitting of service objectives or surveillance levels, if it finds that:

(a) The reimposition of such rules is necessary for the protection of the majority of the incumbent local exchange telecommunications company's customers or for the public safety;

(b) No alternative or less burdensome action is adequate to protect the majority of the incumbent local exchange telecommunications company's customers; and

(c) Competitive market forces have been and will continue to be insufficient to protect the majority of the incumbent local exchange telecommunications company's customers.

(10) Should the commission determine that an emergency exists that impacts public safety or is essential for the protection of a majority of customers of all local exchange telecommunications companies operating in this state, the commission may, on an emergency basis, impose its customer billing rules, network engineering and maintenance rules, and rules requiring the recording and submitting of service objectives or surveillance levels, as applicable, on all local exchange telecommunications companies on a uniform and non-discriminatory basis. The commission may only issue such emergency rules after determining that:

(a) The rules are essential for the protection of a majority of customers of local exchange telecommunications companies operating in this state;

(b) No alternative or less burdensome mechanism will suffice to protect the majority of customers of local exchange telecommunications companies operating in this state; and

(c) Competitive market forces have been and will continue to be insufficient to protect the majority of customers of local exchange telecommunications companies operating in this state.

Emergency rules promulgated by the commission under this subdivision shall extend only until the legislature concludes its regular legislative session immediately following the imposition of any of the rules referenced herein, and shall become invalid unless ratified by legislation approved by the general assembly."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Nieves assumed the Chair.

On motion of Representative Walsh, **House Amendment No. 3** was adopted.

Representative Bringer offered **House Amendment No. 4**.

Representative Schoeller raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Nieves requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Pro Tem Pratt resumed the Chair.

On motion of Representative Emery, **HCS HB 1779, as amended**, was adopted.

On motion of Representative Emery, **HCS HB 1779, as amended**, was ordered perfected and printed.

HCS HB 1619, as amended, relating to a drug monitoring act, was taken up by Representative Jones (117).

Representative Skaggs requested a division of the question on **HCS HB 1619, as amended**.

On motion of Representative Jones (117), **Part I of HCS HB 1619, as amended**, was adopted.

Representative Hobbs assumed the Chair.

Speaker Pro Tem Pratt resumed the Chair.

Representative Tilley moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

| | | | | |
|---------------|------------|-------------|------------|----------------|
| Avery | Baker 123 | Bivins | Brandom | Brown 30 |
| Bruns | Cooper 120 | Cooper 155 | Cox | Cunningham 145 |
| Cunningham 86 | Davis | Day | Deeken | Denison |
| Dethrow | Dixon | Dusenberg | Emery | Ervin |
| Faith | Fares | Fisher | Flook | Franz |
| Funderburk | Grisamore | Guest | Hobbs | Hunter |
| Iceet | Jones 89 | Jones 117 | Kasten | Kelly |
| Kingery | Kraus | Lembke | Loehner | Marsh |
| May | McGhee | Moore | Munzlinger | Muschany |
| Nance | Nieves | Onder | Parkinson | Parson |
| Pearce | Pollock | Portwood | Pratt | Quinn 7 |
| Robb | Ruestman | Ruzicka | Sander | Sater |
| Schaaf | Schad | Scharnhorst | Schlottach | Schneider |
| Schoeller | Self | Silvey | Smith 14 | Smith 150 |
| Stevenson | St. Onge | Stream | Sutherland | Thomson |
| Threlkeld | Tilley | Viebrock | Wallace | Wasson |
| Wells | Weter | Wilson 119 | Wilson 130 | Wood |
| Wright 159 | Yates | Mr Speaker | | |

NOES: 066

| | | | | |
|-----------|--------------|-----------------|------------|------------|
| Aull | Baker 25 | Bland | Bringer | Brown 50 |
| Burnett | Casey | Chappelle-Nadal | Curls | Darrough |
| Daus | Donnelly | Dougherty | El-Amin | Fallert |
| Frame | George | Grill | Harris 110 | Haywood |
| Hodges | Holsman | Hoskins | Hubbard | Hughes |
| Komo | Kratky | Kuessner | Lampe | LeVota |
| Liese | Low 39 | Lowe 44 | McClanahan | Meadows |
| Meiners | Nasheed | Norr | Oxford | Quinn 9 |
| Robinson | Roorda | Rucker | Salva | Scavuzzo |
| Schieffer | Schoemehl | Shively | Skaggs | Spreng |
| Storch | Swinger | Talboy | Todd | Villa |
| Vogt | Walsh | Walton | Whorton | Wildberger |
| Witte | Wright-Jones | Yaeger | Young | Zimmerman |
| Zweifel | | | | |

PRESENT: 000

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ABSENT WITH LEAVE: 007

| | | | | |
|----------|-----------|---------|-------|-------|
| Corcoran | Harris 23 | Johnson | Lipke | Nolte |
| Page | Richard | | | |

VACANCIES: 002

On motion of Representative Jones (117), **Part II of HCS HB 1619, as amended**, was adopted by the following vote:

AYES: 107

| | | | | |
|------------|----------------|---------------|------------|------------|
| Aull | Bivins | Brandom | Bringer | Brown 30 |
| Bruns | Casey | Cooper 120 | Cooper 155 | Corcoran |
| Cox | Cunningham 145 | Cunningham 86 | Curls | Darrough |
| Day | Deeken | Denison | Dethrow | Dixon |
| Donnelly | Dougherty | El-Amin | Emery | Faith |
| Fallert | Fares | Fisher | Funderburk | Grisamore |
| Harris 110 | Haywood | Hobbs | Hodges | Hubbard |
| Hunter | Icet | Jones 89 | Jones 117 | Komo |
| Kuessner | Lampe | LeVota | Liese | Loehner |
| Marsh | May | McClanahan | McGhee | Meadows |
| Meiners | Moore | Munzlinger | Nance | Nasheed |
| Nieves | Norr | Onder | Parkinson | Parson |
| Pearce | Pollock | Pratt | Quinn 7 | Quinn 9 |
| Robb | Robinson | Roorda | Rucker | Ruestman |
| Ruzicka | Salva | Sander | Scavuzzo | Schad |
| Schamhorst | Schieffer | Schlottach | Schneider | Schoeller |
| Self | Shively | Silvey | Smith 14 | Smith 150 |
| Spreng | St. Onge | Storch | Stream | Sutherland |
| Swinger | Thomson | Threlkeld | Tilley | Todd |
| Viebrock | Villa | Wallace | Walton | Wasson |
| Wells | Wildberger | Wilson 119 | Witte | Wood |
| Zimmerman | Mr Speaker | | | |

NOES: 049

| | | | | |
|---------|-----------------|------------|------------|--------------|
| Avery | Baker 25 | Baker 123 | Bland | Brown 50 |
| Burnett | Chappelle-Nadal | Daus | Davis | Dusenberg |
| Ervin | Frame | Franz | George | Grill |
| Guest | Holsman | Hoskins | Hughes | Johnson |
| Kasten | Kelly | Kingery | Kratky | Kraus |
| Lembke | Low 39 | Lowe 44 | Muschany | Nolte |
| Oxford | Portwood | Sater | Schaaf | Schoemehl |
| Skaggs | Stevenson | Talboy | Vogt | Walsh |
| Weter | Whorton | Wilson 130 | Wright 159 | Wright-Jones |
| Yaeger | Yates | Young | Zweifel | |

PRESENT: 000

ABSENT WITH LEAVE: 005

| | | | | |
|-------|-----------|-------|------|---------|
| Flook | Harris 23 | Lipke | Page | Richard |
|-------|-----------|-------|------|---------|

VACANCIES: 002

On motion of Representative Jones (117), **HCS HB 1619, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2005 - Budget
HB 2010 - Budget
HB 2011 - Budget

RE-REFERRAL OF HOUSE BILL

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

HB 1764 - Special Committee on General Laws

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1881**, 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.

Committee on Higher Education, Chairman Kingery reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1802**, 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.

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1869**, 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.

Committee on Local Government, Chairman Schneider reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1832**, 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 Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Special Committee on Job Creation and Economic Development, to which was referred **HCR 18**, 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. 18

WHEREAS, the western part of Missouri is a growing, vital part of Missouri's commerce and economic development; and

WHEREAS, U.S. Highway 71 is an important link for communities, companies, and citizens along this corridor; and

WHEREAS, the Missouri I-49 Coalition is a nonprofit organization consisting of concerned citizens, organizations, and communities organized for the sole purpose of improving U.S. Highway 71 to interstate standards and designating it as part of Interstate 49; and

WHEREAS, designation of U.S. Highway 71 as a part of I-49 will provide western Missouri with the shortest direct route into international commerce by way of the Gulf of Mexico at New Orleans:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-fourth General Assembly, Second Regular Session, the Senate concurring therein, hereby:

- (1) Recognize the Missouri I-49 Coalition as the official organization for this project in the State of Missouri;
- (2) Recognize the importance of I-49 to the State of Missouri;
- (3) Support the upgrading of U.S. Highway 71 to interstate standards;
- (4) Encourage the Missouri Department of Transportation to support conceptually the idea of an I-49 corridor;
- (5) Encourage the Missouri Congressional Delegation to pursue federal funds to assist with this project; and
- (6) Urge the United States Department of Transportation to support the designation of U.S. Highway 71 in Missouri as a part of Interstate 49; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Mary E. Peters, the Secretary of the United States Department of Transportation, Pete Rahn, the Director of the Missouri Department of Transportation, each member of the Missouri Highways and Transportation Commission, and each member of the Missouri Congressional Delegation.

Special Committee on Student Achievement, Chairman Muschany reporting:

Mr. Speaker: Your Special Committee on Student Achievement, to which was referred **HB 2226**, 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 Tax Reform, Chairman Smith (14) reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HCR 11**, 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. 11

WHEREAS, the Government Pension Offset (GPO) and Windfall Elimination Provision (WEP) of the federal Social Security Act penalize people who have dedicated their lives to public service by taking away benefits they have earned; and

WHEREAS, nine out of ten public employees affected by the GPO lose their entire spousal benefit, even though their spouse paid Social Security taxes for many years; and

WHEREAS, the WEP causes hard-working people to lose up to sixty percent of the benefits they earned themselves; and

WHEREAS, many workers rely on Social Security Administration statements that fail to take into account the GPO and WEP when projecting benefits; and

WHEREAS, the impact of the GPO and WEP is not just felt in those states in which public employees, including educators, are not covered by Social Security, because people move from state to state and affected individuals are everywhere; and

WHEREAS, the GPO and WEP apply to all vested members of the Public School Retirement System of Missouri; and

WHEREAS, the number of people affected across the country is growing every day as more and more people reach retirement age; and

WHEREAS, these people have less money to spend in their local economy and sometimes have to turn to expensive government programs like food stamps to make ends meet; and

WHEREAS, during a national teacher shortage, the GPO and WEP discourage people from entering and staying in the teaching profession, since doing so will mean a loss of earned Social Security benefits; and

WHEREAS, the GPO and WEP are also causing current educators to leave the profession and students to choose courses of study other than education; and

WHEREAS, non-Social Security states are finding it increasingly difficult to attract quality educators as more people learn about the GPO and WEP; and

WHEREAS, the nation should respect, not penalize, public service; and

WHEREAS, the GPO and WEP are established in federal law and repeal of the GPO and WEP can only be enacted by the United States Congress:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-fourth General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the Congress of the United States to immediately repeal the Government Pension Offset and Windfall Elimination Provision of the Social Security Act; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the President of the United States Senate, the Speaker of the United States House of Representatives and the members of the Missouri Congressional delegation.

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HCR 16**, 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. 16

WHEREAS, the Government Pension Offset (GPO) and Windfall Elimination Provision (WEP) of the federal Social Security Act penalize people who have dedicated their lives to public and military service by taking away benefits they have earned; and

WHEREAS, nine out of ten public employees affected by the GPO lose their entire spousal benefit, even though their spouse paid Social Security taxes for many years; and

WHEREAS, the WEP causes hard-working people to lose up to sixty percent of the benefits they earned themselves; and

WHEREAS, many workers rely on misleading Social Security Administration statements that fail to take into account the GPO and WEP when projecting benefits; and

WHEREAS, the impact of the GPO and WEP is not just felt in those states in which public employees, including retired veterans, are not covered by Social Security, because people move from state to state and affected individuals are everywhere; and

WHEREAS, the GPO and WEP apply to Missouri retired veterans; and

WHEREAS, the number of people affected across the country is growing every day as more and more people reach retirement age; and

WHEREAS, some 300,000 individuals lose an average of \$3,600 a year due to the GPO which can make the difference between self-sufficiency and poverty; and

WHEREAS, these people have less money to spend in their local economy and sometimes have to turn to expensive government programs like food stamps to make ends meet; and

WHEREAS, the nation should respect, not penalize, public and military service; and

WHEREAS, the GPO and WEP are established in federal law and repeal of the GPO and WEP can only be enacted by the United States Congress:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-fourth General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the Congress of the United States to immediately repeal the Government Pension Offset and Windfall Elimination Provision of the Social Security Act; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the President of the United States Senate, the Speaker of the United States House of Representatives and the members of the Missouri Congressional delegation.

Special Committee on Veterans, Chairman Day reporting:

Mr. Speaker: Your Special Committee on Veterans, to which was referred **HJR 71**, 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.

Mr. Speaker: Your Special Committee on Veterans, to which was referred **HB 1784**, 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 Veterans, to which was referred **HB 1788** and **HB 1882**, 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 Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HJR 70**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1426**, 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 **HCS#2 HB 1463**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1616**, 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 **HCS HB 1626**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1690**, 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 **HCS HB 1704**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1773**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1790**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1876 & 1877**, 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 2065**, 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 2081**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

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 1368, HB 1689, HB 2055 and HCS HB 2056**.

INTRODUCTION OF HOUSE BILLS

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

HB 2344, introduced by Representative Viebrock, relating to child support liens.

HB 2345, introduced by Representative Cooper (120), relating to notices by the department of natural resources.

HB 2346, introduced by Representative Schaaf, relating to a federal reimbursement allowance for air and ground ambulance services.

HB 2347, introduced by Representatives Schneider, Meiners, Fisher, Avery, Funderburk, Young, Bivins, Dusenberg, Schoeller, Kasten, Dougherty and Schieffer, relating to personal property assessment.

HB 2348, introduced by Representatives Oxford, Yaeger, Low (39), Schieffer, Lampe, Zimmerman, Scavuzzo, Frame, Casey, Wildberger, Chappelle-Nadal, Norr, Todd, Holsman, Harris (110), Darrough, Nasheed, Curls, Storch, Fallert, Daus, Villa, Burnett, Wright-Jones, Page, McClanahan, Moore, Bland, LeVota, Hubbard, McGhee, Brown (50), Meadows, Aull, Roorda, Johnson, Talboy, Rucker, Bruns, Kuessner, Young, George, Liese, Threlkeld and Walton, relating to caseload standards for certain state agencies.

HB 2349, introduced by Representatives Darrough, Meadows, Komo, Frame, Page, Donnelly, Harris (23), Roorda, Walsh, Schoemehl, Yaeger, George, Baker (25), Rucker, Oxford, Chappelle-Nadal, Daus, Wildberger, Corcoran, Salva, Spreng, Brown (50), Scavuzzo, Liese, Young, Zweifel, Storch, Fallert, Lampe, Hodges, LeVota, Talboy, Low (39), Zimmerman, Lowe (44), Quinn (9), Casey, Bland, McGhee, McClanahan and Schieffer, relating to labor organizations.

HB 2350, introduced by Representatives Yaeger, Scavuzzo, Meiners and Hodges, relating to merchants' access to credit and debit card rate information.

HB 2351, introduced by Representatives Page, Lampe, Robb, Spreng, Harris (23), Zweifel, Oxford, Norr, Schoemehl, Hodges, Yaeger, Nasheed, Darrough, Talboy, George, Wildberger, Roorda, Komo, Dougherty, Shively, Donnelly, Meiners and Schieffer, relating to mandatory insurance for autism.

HB 2352, introduced by Representatives Schoeller, Jones (89), Jetton, Smith (150), Skaggs, Zweifel, Meadows, Brandom, Kraus, Holsman, Stevenson, Funderburk, LeVota, Lampe, Tilley, Bringer, Zimmerman, Low (39), Talboy, Page, Kuessner, Parson, Kasten, Scharnhorst, Parkinson and Pratt, relating to the registration of fictitious names.

HB 2353, introduced by Representatives Walsh, Fallert, Wildberger, Zimmerman, Donnelly, Bringer, Roorda, Meadows, Schneider, Johnson, Darrough, Kuessner, LeVota, Holsman, Scavuzzo, Robinson, Storch, Lampe, George, Lowe (44), Frame, Burnett, Liese, Casey, Daus, Villa, Kratky, Meiners, Sater, Moore, Curls, Chappelle-Nadal, Jones (117), Faith, Pollock, Wright-Jones, Hughes, Corcoran, Norr, McClanahan and Witte, relating to licensing of child care facilities.

HB 2354, introduced by Representative Portwood, relating to medical assistance.

HB 2355, introduced by Representatives Flook, Ervin, Baker (123), Schaaf, Onder, Sander, Robb, Page, Yates and Wildberger, relating to certificate of need.

HB 2356, introduced by Representative Flook, relating to the admissibility of medical treatment evidence.

HB 2357, introduced by Representatives Baker (25), LeVota, Wildberger, Grill, Wallace and Yates, relating to physical education.

HB 2358, introduced by Representative Yates, relating to bright flight scholarships.

HB 2359, introduced by Representative Wilson (130), relating to notification of network changes by health carriers.

HB 2360, introduced by Representative Guest, relating to a memorial highway designation.

ADJOURNMENT

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Thursday, March 6, 2008.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Thursday, March 6, 2008, 8:00 a.m. Hearing Room 6.
Executive session may follow. CORRECTED NOTICE
Public hearings to be held on: HB 1941, HB 2167

BUDGET

Thursday, March 6, 2008, 8:15 a.m. Hearing Room 3.
Executive session may follow.
Public hearings to be held on: HB 2001, HB 2002, HB 2003, HB 2004, HB 2006,
HB 2007, HB 2008, HB 2009, HB 2012, HB 2013

BUDGET

Thursday, March 6, 2008, Hearing Room 3 upon morning adjournment.
Executive session may follow.
Public hearings to be held on: HB 2005, HB 2010, HB 2011

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 11, 2008, 12:00 p.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 1458, HB 1493, HB 1580, HB 2119, HB 2157, HB 2224

FISCAL REVIEW

Thursday, March 6, 2008, 9:00 a.m. House Chamber south gallery.
Any bills referred to this committee.

SPECIAL COMMITTEE ON GOVERNMENT AFFAIRS

Thursday, March 6, 2008, House Chamber south gallery upon morning adjournment.
Executive session may follow.
Public hearings to be held on: HB 1723, HB 1440, HB 1904

SPECIAL COMMITTEE ON PROFESSIONAL REGISTRATION AND LICENSING

Thursday, March 6, 2008, 8:00 a.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: HB 1620, HB 1791

SPECIAL COMMITTEE ON RETIREMENT

Thursday, March 6, 2008, 8:00 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1677, HB 1710, HB 2104, HB 2204

SPECIAL COMMITTEE ON STATE PARKS AND WATERWAYS

Thursday, March 6, 2008, 8:30 a.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HB 2206

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT

Thursday, March 6, 2008, Hearing Room 7 upon morning adjournment.
Executive session.

WAYS AND MEANS

Thursday, March 6, 2008, 8:30 a.m. Hearing Room 5.
Possible Executive session.
Public hearings to be held on: HB 1828, HB 2250, HB 2221, HB 1645

HOUSE CALENDAR

THIRTY-FOURTH DAY, THURSDAY, MARCH 6, 2008

HOUSE BILLS FOR SECOND READING

HB 2344 through HB 2360

HOUSE BILLS FOR PERFECTION

- 1 HB 1911 - Muschany
- 2 HB 1806 - Schaaf
- 3 HCS HB 1722 - Wallace
- 4 HCS HB 2058 - Pearce
- 5 HCS HB 1326 - Sater

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 2041 - Fisher

HOUSE BILLS FOR PERFECTION - CONSENT

(3/04/08)

- 1 HB 1358 - Flook
- 2 HB 1422 - St. Onge
- 3 HB 1469 - Pratt
- 4 HB 1805 - Schaaf
- 5 HB 1983 - Pratt

(3/06/08)

- 1 HB 1426 - Kraus
- 2 HB 1616 - Ruzicka
- 3 HCS HB 1690 - Wilson (130)
- 4 HCS HBs 1876 & 1877 - Cunningham (86)
- 5 HB 2065 - Young
- 6 HB 2081 - Dougherty

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 23, (2-20-08, Page 294) - Dixon

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1779 - Emery
- 2 HCS HB 1619 - Jones (117)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1450 - Roorda
- 2 HB 1416 - Nance
- 3 HB 1824 - Schlottach
- 4 HB 1348 - Portwood
- 5 HB 1410 - Flook

- 6 HB 1490 - Deeken
- 7 HB 1532 - Davis
- 8 HB 1570 - Franz
- 9 HB 1572 - Franz
- 10 HB 1574 - Jones (117)
- 11 HB 1608 - Ervin
- 12 HB 1640 - Schoeller
- 13 HB 1711 - Weter
- 14 HB 1972 - Franz
- 15 HB 1973 - Franz
- 16 HB 1368 - Thomson
- 17 HB 1689 - Wilson (130)
- 18 HB 2055 - Viebrock
- 19 HCS HB 2056 - Viebrock

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 7, (2-20-08, Pages 291-292) - Pearce
- 2 HCR 8, (2-20-08, Pages 293-294) - Scavuzzo
- 3 HCR 19, (2-21-08, Pages 305-306) - Sander