

JOURNAL OF THE HOUSE

Second Regular Session, 94th GENERAL ASSEMBLY

FIFTIETH DAY, WEDNESDAY, APRIL 9, 2008

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Reverend James Earl Jackson.

Great and marvelous are Your works, Lord God Almighty! Just and true are Your ways.

We endeavor, this day, to make the most of every opportunity presented to us. We recognize that, for many of our constituents, these are desperate times! We refuse to act thoughtlessly, but thoughtfully, endeavoring to find out, and do, what is impartial, purposeful and beneficial for all concerned.

Help us to not waste our time on useless work, mere busyness, or the empty pursuit of activity. When we slip into those moments, expose them that we might make the necessary corrections.

As seconds turn into minutes and minutes into hours, and the hours reach deep into the evening, grant us strength of character, strength of mind, and most certainly, strength of body, that we may endure.

Now may Your peace, which surpasses all understanding, guard our hearts and our minds throughout this day and the remainder of this week.

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: Ryan Childress, Hunter Soule, Ashten Lorts, Dylan Grawe, Mark Lamb, Ashley Dowden, Ryan Olson, Tiffany Dattel, Grace Dockhorn, Logan Ball, Ajahni Johnston, Taylor Corkery and Hannah Thompson.

The Journal of the forty-ninth day was approved as corrected.

SPECIAL RECOGNITION

Dr. Mark Prelas was introduced by Representative Salva and recognized as an Outstanding Missourian.

Mickey Carroll, original "Wizard of Oz" munchkin, was introduced by Representative Schneider and presented a resolution for being selected as an honorary member of the 1904 World's Fair Charitable Foundation Board.

PERFECTION OF HOUSE BILLS

HCS HBs 2040 & 2430, relating to educational personnel compensation, was taken up by Representative Jetton.

HCS HBs 2040 & 2430 was laid over.

HCS HBs 1549, 1771, 1395 & 2366, with Part II and Part III, pending, relating to illegal aliens, was taken up by Representative Onder.

Representative Nieves 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: 085

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	Icet
Jones 89	Jones 117	Kasten	Kelly	Kingery
Kraus	Lembke	Lipke	Loehner	May
McGhee	Munzlinger	Muschany	Nance	Nieves
Nolte	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
Stream	Sutherland	Thomson	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 159	Mr Speaker

NOES: 059

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

PRESENT: 000

ABSENT WITH LEAVE: 017

Avery	Bland	Curls	Donnelly	Dougherty
George	Harris 23	Low 39	Marsh	Meadows
Moore	Richard	St. Onge	Storch	Wright-Jones
Yates	Zweifel			

VACANCIES: 002

On motion of Representative Onder, **Part II of HCS HBs 1549, 1771, 1395 & 2366** was adopted.

Representative Tilley moved the previous question.

Which motion was adopted by the following vote:

AYES: 083

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	Icet
Jones 89	Jones 117	Kasten	Kelly	Kingery
Kraus	Lembke	Lipke	Loehner	May
McGhee	Moore	Munzlinger	Nance	Nieves
Nolte	Onder	Parkinson	Parson	Pearce
Pollock	Portwood	Pratt	Quinn 7	Robb
Ruestman	Ruzicka	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schoeller	Silvey
Smith 14	Smith 150	Stevenson	Stream	Sutherland
Thomson	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 159	Mr Speaker		

NOES: 056

Aull	Baker 25	Bringer	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Darrough	Daus
El-Amin	Fallert	Frame	Grill	Harris 110
Haywood	Hodges	Holsman	Hoskins	Hubbard
Hughes	Johnson	Komo	Kratky	Lampe
Liese	Low 39	Lowe 44	McClanahan	Meiners
Nasheed	Oxford	Page	Quinn 9	Robinson
Roorda	Rucker	Salva	Scavuzzo	Schieffer
Schoemehl	Shively	Skaggs	Spreng	Swinger
Talboy	Todd	Villa	Vogt	Walsh
Whorton	Wildberger	Witte	Yaeger	Young
Zimmerman				

PRESENT: 000

ABSENT WITH LEAVE: 022

Avery	Bland	Curls	Donnelly	Dougherty
George	Harris 23	Kuessner	LeVota	Marsh
Meadows	Muschany	Norr	Richard	Schneider
Self	St. Onge	Storch	Walton	Wright-Jones
Yates	Zweifel			

VACANCIES: 002

On motion of Representative Onder, **Part III of HCS HBs 1549, 1771, 1395 & 2366** was adopted.

On motion of Representative Onder, **HCS HBs 1549, 1771, 1395 & 2366** was ordered perfected and printed.

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1929** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

On motion of Representative Tilley, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Pratt.

HOUSE RESOLUTION

Representative Deeken offered House Resolution No. 1691.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1686 through House Resolution No. 1690
House Resolution No. 1692 through House Resolution No. 1729

THIRD READING OF SENATE BILL

SB 1066, relating to elementary and secondary education, was taken up by Representative Muschany.

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

House Amendment No. 1

AMEND Senate Bill No. 1066, Page 9, Section 168.021, Line 150, by adding after all of said line the following:

"168.133. 1. The school district shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, authorized to have contact with pupils and prior to the individual having contact with any pupil. Such persons include, but are not limited to, administrators, teachers, aides, paraprofessionals, assistants, secretaries, custodians, cooks, and nurses. The school district shall also ensure that a criminal background check is conducted for school bus drivers. The district may allow such drivers to operate buses pending the result of the criminal background check. For bus drivers, the background check shall be conducted on drivers employed by the school district or employed by a pupil transportation company under contract with the school district.

2. In order to facilitate the criminal history background check on any person employed after January 1, 2005, the applicant shall submit two sets of fingerprints collected pursuant to standards determined by the Missouri highway patrol. One set of fingerprints shall be used by the highway patrol to search the criminal history repository and the family care safety registry pursuant to sections 210.900 to 210.936, RSMo, and the second set shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files.

3. The applicant shall pay the fee for the state criminal history record information pursuant to section 43.530, RSMo, and sections 210.900 to 210.936, RSMo, and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when he or she applies for a position authorized to have contact with pupils pursuant to this section. The department shall distribute the fees collected for the state and federal criminal histories to the Missouri highway patrol.

4. The school district may adopt a policy to provide for reimbursement of expenses incurred by an employee for state and federal criminal history information pursuant to section 43.530, RSMo.

5. If, as a result of the criminal history background check mandated by this section, it is determined that the holder of a certificate issued pursuant to section 168.021 has pled guilty or nolo contendere to, or been found guilty of a crime or offense listed in section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, such information shall be reported to the department of elementary and secondary education.

6. Any school official making a report to the department of elementary and secondary education in conformity with this section shall not be subject to civil liability for such action.

7. For any teacher who is employed by a school district on a substitute or part-time basis within one year of such teacher's retirement from a Missouri school, the state of Missouri shall not require such teacher to be subject to any additional background checks prior to having contact with pupils. Nothing in this subsection shall be construed as prohibiting or otherwise restricting a school district from requiring additional background checks for such teachers employed by the school district.

8. A criminal background check and fingerprint collection conducted under subsections 1 and 2 of this section shall be valid for at least a period of one year and transferrable from one school district to another district. A teacher's change in type of certification shall have no effect on the transferability of such records.

9. Nothing in this section shall be construed to alter the standards for suspension, denial, or revocation of a certificate issued pursuant to this chapter.

[9.] 10. The state board of education may promulgate rules for criminal history background checks made pursuant to this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005, shall be invalid and void."; and

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

Representative Bringer moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

SB 1066 was laid over.

PERFECTION OF HOUSE BILLS

HCS HB 1332, relating to pharmacy audits, was taken up by Representative Sater.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1332, Section 338.600, Page 1, Line 4, by striking the words "**the board of pharmacy**"; and

Further amend said section and page, Line 5, by striking the words "**or board**"; and

Further amend said section, Page 2, Line 19, by inserting the following after "**drug**":

". Electronically stored images of prescriptions, electronically created annotations and other related supporting documentation shall be considered valid prescription records. Hard copy and electronic signature logs that indicate the delivery of pharmacy services shall be considered valid proof of receipt of such services by a program enrollee"; and

Further amend said section and page, Line 48, by deleting the numeral "**4**" and inserting in lieu thereof the numeral "**3**"; and

Further amend said section, Page 3, Line 59, by inserting after the number "**6**." the following:

**"This section shall not apply to any audit conducted as part of any inspection or investigation conducted by the board of pharmacy.
7."; and**

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1332, Section 338.600, Page 1, Line 13, by deleting all of said line and inserting in lieu thereof the following:

"itself constitute fraud or grounds for recoupment; except that, such claims may be otherwise subject to recoupment or payment"; and

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

On motion of Representative Tilley, **House Amendment No. 2** was adopted by the following vote:

AYES: 142

Aull	Baker 25	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	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	Hunter	Icet	Jones 89	Jones 117
Kasten	Kelly	Kingery	Komo	Kratky
Kraus	Kuessner	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Lowe 44	McClanahan
McGhee	Meiners	Moore	Munzlinger	Muschany
Nance	Nieves	Nolte	Norr	Onder
Oxford	Page	Parkinson	Parson	Pearce
Pollock	Portwood	Pratt	Quinn 7	Quinn 9
Richard	Robb	Roorda	Rucker	Ruestman
Ruzicka	Sander	Sater	Scavuzzo	Schad
Scharnhorst	Schieffer	Schlottach	Schneider	Schoeller
Schoemehl	Self	Shively	Silvey	Skaggs
Smith 14	Smith 150	Stevenson	St. Onge	Storch
Stream	Sutherland	Swinger	Talboy	Thomson
Threlkeld	Tilley	Todd	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Yaeger
Zimmerman	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 019

Avery	Donnelly	George	Harris 23	Hughes
Johnson	Low 39	Marsh	May	Meadows
Nasheed	Robinson	Salva	Schaaf	Spreng
Wright-Jones	Yates	Young	Zweifel	

VACANCIES: 002

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1332, Section 338.600, Page 3, Line 61, by inserting after all of said line the following:

- “Section 1. 1. As used in sections 1 to 3, the following words and phrases shall mean:
- (1) “Generic alternative”, another drug within the same drug class as the originally prescribed medication;
 - (2) “Generic equivalent”, another drug with the same chemical compound as the originally prescribed medication;
 - (3) “Health carrier”, the same meaning as such term is defined in section 376.1350, RSMo;
 - (4) “Pharmacy benefit manager” or “PBM”, a person or entity other than a pharmacy or pharmacist acting as an administrator in connection with pharmacy benefits;
 - (5) “Switch communication”, a communication from a health insurance carrier or PBM to a patient or the patient’s physician that recommends a patient’s medication be switched by the original prescribing health care

professional to a different medication than the medication originally prescribed by the prescribing health care professional.

2. (1) Any time a patient's medication is recommended to be switched to a medication other than that originally prescribed by the prescribing health care professional, a switch communication shall be sent to:

(a) The patient providing information about why the switch is proposed and the patient's rights for refusing the recommended change in treatment; and

(b) The plan sponsor informing such sponsor of the cost, shown in currency form, of the recommended medication and the cost, shown in currency form, of the originally prescribed medication.

(2) A switch communication shall not be required for generic equivalent medication switches, unless the cost to the patient or plan sponsor is greater than the medication originally prescribed and dispensed.

(3) A switch communication shall be required for generic alternative medication switches.

3. Such switch communication shall:

(1) Clearly identify the originally prescribed medication and the medication to which it has been proposed that the patient should be switched;

(2) Explain any financial incentives that may be provided to, or have been offered to, the prescribing health care professional by the health carrier or PBM that could result in the switch to the different drug. In particular, cash or in-kind compensation payable to prescribers or their professional practices for switching patients from their currently prescribed medication to a different medication shall be disclosed to the patient as well as incentives that may be provided through general health care professional compensation programs used by the health carrier or PBM;

(3) Explain any financial incentive that a health carrier or PBM may have to encourage the switch to a different drug;

(4) Advise the patient of his or her rights to discuss the proposed change in treatment before such a switch takes place, including a discussion with the patient's prescribing health care professional, the filing of a grievance with the health carrier to prevent the switch if such a switch is based on a financial incentive and the filing of a grievance with the department of insurance, financial institutions, and professional registration; and

(5) Explain any cost sharing changes for which the patient is responsible.

4. Switch communications to health care providers shall disclose financial incentives or benefits that may be received by the health carrier or PBM.

5. Switch communications to health care providers shall direct the prescriber to advise the patient that is subjected to a switch by the prescriber of any financial incentives received by the prescriber or other inducements from the health carrier or PBM that may influence the decision to switch.

6. A copy of any switch communication sent to a patient shall also be sent to the prescribing health care professional.

7. Health insurance payers, including employers, shall be notified of medication switches among plan participants. Such notification shall include any financial incentive the health carrier or PBM may be utilizing to encourage or induce the switch. Information contained in the notification shall be in the aggregate and must not contain any personally identifiable information.

8. The department of insurance, financial institutions, and professional registration shall create one form for health carriers and pharmacy benefit managers to use in switch communications to patients, prescribing health care professionals, and health insurance payers including employers.

9. The department shall promulgate rules governing switch communications.

10. Such rules shall include, but not be limited to the following:

(1) Procedures for verifying the accuracy of any switch communications from health benefit plans and pharmacy benefit managers to ensure that such switch communications are truthful, accurate, and not misleading based on cost to the patient and plan sponsor, the product package labeling, medical compendia recognized by the MO HealthNet program for the drug utilization review program, and peer-reviewed medical literature, with appropriate referenced provided;

(2) A requirement that all switch communications bear a prominent legend on the first page that states: "This is not a product safety notice. This is a promotional announcement from your health care insurer or pharmacy benefit manager about one of your current prescribed medications.";

(3) A requirement that, if the switch communication contains information regarding a potential therapeutic substitution, such communication shall explain that medications in the same therapeutic class are associated with different risks and benefits and may work differently in different patients.

11. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the

provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

Section 2. 1. Issuing or delivering or causing to be issued or delivered a switch communication that has not been approved and is not in compliance with the requirements of section 1 is punishable by a fine not to exceed twenty-five thousand dollars.

2. Providing a misrepresentation or false statement in a switch communication under section 1 is punishable by a fine not to exceed twenty-five thousand dollars.

3. Any other material violation of section 1 is punishable by a fine not to exceed twenty-five thousand dollars.

Section 3. 1. When medications for the treatment of any medical condition are restricted for use by a health carrier or PBM by a step therapy or fail first protocol, a prescriber may override such restriction if:

(1) The preferred treatment by the health carrier or the PBM has been ineffective in the treatment of the covered person's disease or medical condition; or

(2) Based on sound clinical evidence and medical and scientific evidence:

(a) The preferred treatment is expected to be ineffective based on the known relevant physical or mental characteristics of the covered person and known characteristics of the drug regimen, and is likely to be ineffective or adversely affect the drug's effectiveness or patient compliance; or

(b) The preferred treatment has caused or based on sound clinical evidence and medical and scientific evidence is likely to cause an adverse reaction or other harm to the covered person.

2. The duration of any step therapy or fail first protocol shall not be longer than a period of fourteen days.

3. For medications with no generic equivalent and for which the prescribing physician in their clinical judgment feels that no appropriate therapeutic alternative is available a health carrier or PBM shall provide access to United States Food and Drug Administration (FDA) labeled medications without restriction to treat such medical conditions for which an FDA labeled medication is available.”; and

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

Representative Hobbs assumed the Chair.

On motion of Representative Stevenson, **House Amendment No. 3** was adopted by the following vote:

AYES: 137

Aull	Baker 123	Bivins	Bland	Brandom
Bringer	Brown 30	Brown 50	Bruns	Casey
Chappelle-Nadal	Corcoran	Cox	Cunningham 145	Cunningham 86
Curly	Darrrough	Daus	Davis	Day
Deeken	Denison	Dethrow	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	Icey	Jones 89	Jones 117	Kasten
Kelly	Kingery	Komo	Kratky	Kraus
Kuessner	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Marsh	May	McClanahan
McGhee	Meiners	Moore	Munzlinger	Muschany
Nance	Nieves	Nolte	Norr	Onder
Oxford	Page	Parkinson	Parson	Pearce

Pollock	Portwood	Pratt	Quinn 7	Quinn 9
Richard	Robb	Roorda	Rucker	Ruestman
Ruzicka	Sander	Sater	Scavuzzo	Schaaf
Schad	Scharnhorst	Schieffer	Schlottach	Schoeller
Schoemehl	Self	Shively	Silvey	Skaggs
Smith 14	Smith 150	Stevenson	St. Onge	Storch
Stream	Sutherland	Swinger	Talboy	Thomson
Threlkeld	Tilley	Todd	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Yaeger
Zimmerman	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 024

Avery	Baker 25	Burnett	Cooper 120	Cooper 155
Dixon	Donnelly	George	Harris 23	Hughes
Hunter	Johnson	Low 39	Lowe 44	Meadows
Nasheed	Robinson	Salva	Schneider	Spreng
Wright-Jones	Yates	Young	Zweifel	

VACANCIES: 002

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

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1332, Section 338.600, Page 2, Lines 35-37, by deleting all of said lines from the bill; and

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

Representative Villa moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 051

Aull	Baker 25	Bland	Bringer	Brown 50
Burnett	Casey	Chappelle-Nadal	Curls	Daus
Dougherty	El-Amin	Fallert	Grill	Harris 110
Haywood	Hodges	Holsman	Hoskins	Hubbard
Hughes	Komo	Kuessner	Lampe	LeVota
Liese	Lipke	Low 39	McClanahan	Meiners
Norr	Oxford	Quinn 9	Robinson	Roorda
Rucker	Scavuzzo	Schieffer	Schoemehl	Shively
Skaggs	Storch	Talboy	Todd	Villa
Vogt	Walsh	Walton	Whorton	Yaeger
Zimmerman				

NOES: 092

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

PRESENT: 000

ABSENT WITH LEAVE: 018

Avery	Darrough	Dixon	Donnelly	George
Harris 23	Johnson	Lowe 44	Meadows	Nasheed
Salva	Self	Spreng	Wildberger	Wright-Jones
Yates	Young	Zweifel		

VACANCIES: 002

Representative Roorda offered **House Amendment No. 5**.

Representative Faith raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

Representative Hobbs requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Sater, **HCS HB 1332, as amended**, was adopted.

On motion of Representative Sater, **HCS HB 1332, as amended**, was ordered perfected and printed.

HCS HBs 2040 & 2430, relating to educational personnel compensation, was again taken up by Representative Jetton.

Speaker Pro Tem Pratt resumed the Chair.

Representative Cooper (120) assumed the Chair.

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

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Section 163.172, Page 21, Line 1, to Page 22, Line 26, by deleting all of said lines and inserting in lieu thereof the following:

"163.172. 1. [In school year 1994-95 and thereafter until school year 2006-07, the minimum teacher's salary shall be eighteen thousand dollars. Beginning in school year 2006-07, the minimum teacher's salary shall be twenty-two thousand dollars; in school year 2007-08, the minimum teacher's salary shall be twenty-three thousand dollars; in school year 2008-09, the minimum teacher's salary shall be twenty-four thousand dollars; in school year 2009-10 and thereafter, the minimum teacher's salary shall be twenty-five thousand dollars. Beginning in the school year 1996-97 until school year 2006-07, for any full-time teacher with a master's degree and at least ten years' teaching experience in a public school or combination of public schools, the minimum salary shall be twenty-four thousand dollars. Beginning in the school year 2006-07, for any full-time teacher with a master's degree in an academic teaching field and at least ten years' teaching experience in a public school or combination of public schools, the minimum salary shall be thirty thousand dollars; in the 2007-08 school year such minimum salary shall be thirty-one thousand dollars; in the 2008-09 school year such minimum salary shall be thirty-two thousand dollars; and in the 2009-10 school year such minimum salary shall be thirty-three thousand dollars.

2. Beginning with the budget requests for fiscal year 1991,] **As used in this section, the following terms mean:**

(1) **"Full-time", a teacher working under school district contract or for a state school for the severely handicapped, state school for the deaf, or state school for the blind for all school days and hours eligible for attendance of students;**

(2) **"Minimum salary supplement", the difference between the school district's salary schedule and the minimum salary set out in subdivision (1) of subsection 4 of this section, based on years of teaching experience and the most advanced academic degree held by the teacher;**

(3) **"Regular school term", a minimum of one hundred seventy-four days and one thousand forty-four hours of pupil attendance possible for students;**

(4) **"Salary", the salary amount which appears on the teacher's contract for the regular school term. Such term does not include supplements for extra duties, summer school, career ladder, or extensions of the contract year. The minimum salary supplement shall be included in the calculation of "final average salary" under subdivision (8) of section 169.010, RSMo;**

(5) **"Teacher", all certificated school district personnel who are eligible for tenure and are paid pursuant to the school district teacher salary schedule, including but not limited to teachers, librarians, counselors, and career education instructors.**

2. **Beginning with the 2008-2009 school year, the general assembly shall make an annual appropriation to the minimum salary fund for teachers established in subsection 3 of this section for the purpose of paying public school teacher minimum salary supplements in those districts meeting the qualifications established in subsection 4 of this section. A participating school district shall be responsible only for the contracted amount of a teacher's salary. If the appropriation of the general assembly is insufficient to pay the total cost of all salary supplements, the minimum salary amounts of subsection 4 of this section shall be prorated until the amount appropriated is sufficient to make the payments to all participating school districts.**

3. **There is hereby created in the state treasury the "Minimum Salary Fund for Teachers" to fund the minimum teacher salaries provided for in this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, RSMo, the state treasurer may approve disbursements. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.**

4. **To make application and qualify to begin receiving funds under subsection 1 of this section, a school district shall:**

(1) **Regardless of where a teacher is placed on a local salary schedule, recognize all years of teacher experience, including but not limited to employment in out-of-state schools, private schools, and public charter schools:**

Years of Experience	Bachelor's	Master's
1-3	\$31,000	\$33,000
4-6	\$32,500	\$34,500
7-9	\$34,000	\$36,000
10-12	\$35,500	\$37,500
13-15	\$37,000	\$39,000
16-18	\$38,500	\$40,500
19-21	\$40,000	\$42,000
22-24	\$41,500	\$43,500
25-27	\$43,000	\$45,000
28+	\$44,500	\$46,500

(2) Be subject to a local effort requirement. The local effort shall be calculated based on the percentage of expenditures from the teachers and incidental funds attributable to the base salary, retirement, and health care costs of the teachers covered under the minimum salary supplement program. A district may vary from its local effort percentage based on its combined unrestricted fund balance as of June thirtieth of the previous year, as follows:

Fund Balance	Variance Allowed
75% or more	1%
74-50%	1.5%
50-30%	2%
30-20%	2.5%
20-15%	3%
15-10%	4%
Less than 10%	5%

The department shall deduct, in the next fiscal year, a corresponding dollar amount of the minimum salary supplement for a district that varies more than the allowable percentage from its local effort percentage.

5. Future increases in minimum salaries established under subsection 4 of this section shall be contingent upon decreases in total state payments to all districts made under subsection 4 of this section. The second fiscal year following the fiscal year in which the state cost of funding the minimum salary program is eighty-five percent or less of the full funding cost for the first school year of the state funding of minimum salaries for teachers under subsection 4 of this section, the value of the base level of minimum salary, represented by the one-to-three year bracket amount, shall be increased by five hundred dollars.

6. The commissioner of education shall present to the appropriate committees of the general assembly information on the average Missouri teacher's salary, regional average salary data, and national average salary data.

[3.] 7. All school salary information shall be public information.

[4. As used in this section, the term "salary" shall be defined as the salary figure which appears on the teacher's contract and as determined by the local school district's basic salary schedule and does not include supplements for extra duties.

5. The minimum salary for any fully certificated teacher employed on a less than full-time basis by a school district, state school for the severely handicapped, the Missouri School for the Deaf, or the Missouri School for the Blind shall be prorated to reflect the amounts provided in subsection 1 of this section.]

8. The state board of education shall issue rules and regulations as necessary for the efficient and effective implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void."; and

Further amend said bill, Page 61, Section 1, Line 3, by adding after all of said line the following:

"Section B. Because immediate action is necessary to synchronize the requirements of Sections 163.172, 169.070, and 169.670 of section A of this act with the school calendar and state fiscal year, Sections 163.172, 169.070, and 169.670 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and Sections 163.172, 169.070, and 169.670 of section A of this act shall be in full force and effect upon its passage and approval."; and

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

Representative Schoeller offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 2040 & 2430, Page 2, Lines 18 and 19, by deleting said lines and inserting in lieu thereof the following:

"2. Subject to appropriation and beginning with the 2008-2009 school year, funds shall be deposited into the minimum salary fund for teachers established in subsection 3 of this section"; and

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

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

Representative Portwood offered **House Amendment No. 2 to House Amendment No. 1, as amended.**

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 2040 & 2430, Page 6, Line 1, by inserting before the phrase "Section B" on said line the following:

"Section 2. 1. Beginning in school year 2009-2010, registered professional school nurses employed by a school district shall be paid on the same pay scale as teachers working in the same school district, with nurses and teachers having equivalent work history and working hours receiving the same salary.

2. The salary requirements under this section for registered professional school nurses shall not result in a decrease or loss of any existing school funding or decrease the current number of registered professional school nurse staffing positions in any school district.

3. As used in this section, the following terms shall mean:

(1) "Registered professional school nurse", a registered professional nurse, as defined in section 335.016, RSMo, employed by a school district to engage in the practice of professional nursing, as defined in section 335.016, RSMo, for such school district;

(2) "Salary", the salary figure which appears on the registered professional school nurse's contract or employment agreement and as determined by the local school district's basic salary schedule and does not include supplements for extra duties."

Speaker Pro Tem Pratt resumed the Chair.

Representative Skaggs offered **House Substitute Amendment No. 1 for House Amendment No. 2 to House Amendment No. 1, as amended.**

Representative Smith (150) raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 2 to House Amendment No. 1, as amended**, is in violation of Rule 46(b) and the Rules of the U. S. House of Representatives.

The Chair ruled the point of order well taken.

On motion of Representative Portwood, **House Amendment No. 2 to House Amendment No. 1, as amended**, was adopted.

Representative Skaggs offered **House Substitute Amendment No. 1 for House Amendment No. 1, as amended.**

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 2, Lines 18 and 19, by deleting said lines and inserting in lieu thereof the following:

"2. Subject to appropriation and beginning with the 2008-2009 school year, funds shall be deposited into the minimum salary fund for teachers established in subsection 3 of this section"; and

Further amend Page 6, Line 1, by inserting before "Section B":

"Section 2. 1. Beginning in school year 2009-2010, registered professional school nurses and bus drivers employed by a school district shall be paid on the same pay scale as teachers working in the same school district, with nurses and teachers and bus drivers having equivalent work history and working hours receiving the same salary.

2. The salary requirements under this section for registered professional school nurses and bus drivers shall not result in a decrease or loss of any existing school funding or decrease the current number of registered professional school nurse staffing positions or bus drivers in any school district.

3. As used in this section, the following terms shall mean:

(1) "Registered professional school nurse", a registered professional nurse, as defined in section 335.016, RSMo, employed by a school district to engage in the practice of professional nursing, as defined in section 335.016, RSMo, for such school district;

(2) "Salary", the salary figure which appears on the registered professional school nurse's contract or employment agreement and as determined by the local school district's basic salary schedule and does not include supplements to extra duties."

Representative Tilley moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Baker 123	Bivins	Brandom	Brown 30	Cooper 120
Cooper 155	Cox	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares

Fisher	Flook	Funderburk	Grisamore	Guest
Hobbs	Hunter	Ice	Jones 89	Jones 117
Kasten	Kelly	Kingery	Kraus	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Onder	Parkinson	Parson	Pearce
Pollock	Portwood	Pratt	Quinn 7	Richard
Robb	Ruestman	Ruzicka	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	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
Mr Speaker				

NOES: 057

Aull	Bland	Bringer	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Daus	Dougherty
El-Amin	Fallert	Frame	Grill	Harris 23
Harris 110	Haywood	Hodges	Holsman	Hoskins
Hubbard	Hughes	Komo	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
McClanahan	Meiners	Norr	Oxford	Page
Quinn 9	Roorda	Rucker	Scavuzzo	Schieffer
Schoemehl	Shively	Skaggs	Storch	Swinger
Talboy	Todd	Villa	Vogt	Walsh
Walton	Whorton	Wildberger	Witte	Yaeger
Zimmerman	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 018

Avery	Baker 25	Brown 50	Bruns	Darrough
Donnelly	Franz	George	Johnson	Meadows
Nasheed	Robinson	Salva	Schneider	Spreng
Wright-Jones	Yates	Young		

VACANCIES: 002

Representative Skaggs moved that **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 054

Baker 25	Bland	Bringer	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dougherty
El-Amin	Fallert	Frame	Grill	Harris 23
Harris 110	Haywood	Hodges	Holsman	Hubbard
Hughes	Johnson	Komo	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
McClanahan	Norr	Oxford	Page	Quinn 9
Roorda	Salva	Scavuzzo	Schieffer	Schoemehl

Shively	Skaggs	Storch	Talboy	Todd
Vogt	Walsh	Walton	Whorton	Wildberger
Witte	Yaeger	Zimmerman	Zweifel	

NOES: 092

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

PRESENT: 000

ABSENT WITH LEAVE: 015

Avery	Baker 123	Bruns	Darrough	Donnelly
Franz	George	Meadows	Nasheed	Robinson
Schneider	Spreng	Wright-Jones	Yates	Young

VACANCIES: 002

Representative Tilley moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Baker 123	Brandom	Brown 30	Cooper 120	Cooper 155
Cox	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	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Onder	Parkinson	Parson	Pearce	Pollock
Portwood	Pratt	Quinn 7	Richard	Robb
Ruestman	Ruzicka	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schoeller	Self
Silvey	Smith 14	Smith 150	Stevenson	St. Onge
Stream	Sutherland	Thomson	Threlkeld	Tilley

Viebrock	Wallace	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 159	Mr Speaker	

NOES: 054

Aull	Baker 25	Bland	Bringer	Brown 50
Burnett	Casey	Curls	Daus	Dougherty
El-Amin	Fallert	Frame	Grill	Harris 23
Harris 110	Haywood	Hodges	Holsman	Hoskins
Hubbard	Hughes	Johnson	Komo	Kratky
Kuessner	Lampe	Liese	Low 39	McClanahan
Meiners	Norr	Oxford	Page	Quinn 9
Roorda	Rucker	Salva	Scavuzzo	Schieffer
Schoemehl	Shively	Skaggs	Storch	Swinger
Talboy	Todd	Villa	Walsh	Walton
Wildberger	Witte	Yaeger	Zimmerman	

PRESENT: 000

ABSENT WITH LEAVE: 023

Avery	Bivins	Bruns	Chappelle-Nadal	Corcoran
Cunningham 145	Darrough	Donnelly	George	LeVota
Lowe 44	Meadows	Nasheed	Robinson	Schneider
Spreng	Vogt	Wasson	Whorton	Wright-Jones
Yates	Young	Zweifel		

VACANCIES: 002

On motion of Representative Jetton, **House Amendment No. 1, as amended**, was adopted.

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Section 168.710, Page 36, Line 1, to Page 38, Line 87, by deleting all of said lines and inserting in lieu thereof the following:

"168.710. 1. Beginning in fiscal year 2010 and ending in fiscal year 2015, the general assembly shall make an annual appropriation of twenty million dollars to be distributed to school districts for a pilot project to recognize excellence in performance by instructional personnel and school-based administrators in participating districts.

2. In order to be eligible for funding under this section, a school district board shall adopt an excellence award program plan that provides for assessment and an award based on the performance of teachers and students assigned to schools in participating districts under subsection 3 of this section. All instructional personnel and school-based administrators, as defined by the department through rule, are eligible to receive excellence awards, with the exception of substitute teachers. In order to receive an excellence award under this section, instructional personnel shall be assessed on the performance of students assigned to their classrooms or within their academic sphere of responsibility. The district school board may not require instructional personnel or school-based administrators to apply for an award, or make any presentation, in order to be assessed for or receive an excellence award. The department of elementary and secondary education may not distribute any portion of prorated funding to a district, if the district chooses not to adopt an excellence award program plan under this section. Undistributed funds shall revert to the fund from which the appropriation was made.

3. The district's award plan shall be based on the elements listed below. No district shall be permitted to continue to participate unless it submits its external building evaluation data under opportunity 2 annually to the joint committee on education and annually makes the data available to the school community in conjunction

with the information required for annual performance reports. Opportunity 1 shall be an individual award based on the teacher's performance; opportunities 2, 3, and 4 shall be awarded to all teachers assigned to the building.

(1) Opportunity 1, teacher-controlled variables. An individual teacher may earn two and five-tenths percent of his or her base salary by:

(a) Submitting a portfolio, which shall include but not be limited to, grade level expectations, a curriculum outline for the year, daily lesson plans, past student work, current student work, discipline plan, and notes for substitute teachers; and

(b) Achieving a ninety-five percent personal attendance rate.

(2) Opportunity 2, ground level expectations. Teachers assigned to the building may earn:

(a) Two and five-tenths percent of their base salaries if the building:

a. Conducts an external evaluation of the building's performance with anonymous surveys of parents, teachers, administrators and nonteaching staff, and students, which includes:

i. If a high school building, the creation of a student evaluation council composed of no more than ten percent of the senior class selected at the beginning of the second semester of the senior year from students who have a career grade point average of at least three points on a four-point scale or equivalent, to participate in three meetings with the superintendent, building administrator, and selected faculty to conduct exit interviews and anonymous questionnaires and to be available for a followup on academic preparation and job readiness the year after graduation; or

ii. If not a high school building, the implementation of an age-appropriate exit-year interview to gather information on school climate and a survey with anonymous questionnaires taken from a random sample of the building's parents, teachers, staff, and students; and

b. Increases either student attendance or graduation rate by two percentage points over the last year's rate; or

(b) One percent of their base salaries by maintaining at least ninety-three percent student attendance and a ninety percent graduation rate.

(3) Opportunity 3, Missouri assessment program scores. Teachers assigned to the building may earn:

(a) Two and five-tenths percent of their base salaries by increasing the scores on the building's performance index status measure for any two of the mathematics, communication arts, or science assessments by one performance level over the last year; or

(b) One percent of their base salaries by:

a. Raising one of the three assessments status measures to the high 1 or high 2 level; or

b. Maintaining two out of three assessment status measures at the high 1 or high 2 level.

(4) Opportunity 4, building progress report. Teachers assigned to the building may earn:

(a) Two and five-tenths percent of their base salaries by scoring "met" on two accreditation performance indicators that had been scored "not met" last year's annual performance report; or

(b) One percent of their base salaries by scoring "met" on one accreditation performance indicator that was scored "not met" last year or maintaining accreditation with at least twelve of the fourteen performance criteria met for a building with high school grades or six of seven for elementary, middle school or junior high school buildings.

4. In order for a district to develop a plan to participate in the excellence award program, a majority vote of the certificated teachers of the district shall be required. The department shall create a web-based ballot that permits a district's certificated teachers to vote using a method that requires a unique identifier or other means to ensure validity. Voting shall be a confidential process. The department shall report the district's results to the district.

5. Each district school board shall inform its employees of the criteria and procedures associated with the excellence award program plan.

6. Each person who qualifies for an award is required to be an employee of the school district in the fiscal year during which award funds are distributed.

7. Nothing in this section shall be construed to be an element of any school district salary schedule as referred to in subdivision (2) of section 168.110.

8. The joint committee on education shall review the impact of the excellence award program during fiscal year 2012 and again in fiscal year 2014 and shall make recommendations about the continuation of the program for legislative action prior to the scheduled end of the program under subsection 9 of this section. In its review, the joint committee shall consider information from all stakeholders and may issue a request for proposals from any organization without an interest in the matter to conduct research that it deems necessary.

9. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void."; and

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

Representative Hodges offered **House Amendment No. 1 to House Amendment 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill Nos. 2040 & 2430, Page 1, Lines 4-5, by deleting all of said lines and inserting in lieu thereof the following:

"168.710. 1. Beginning in fiscal year 2010 and ending in fiscal year 2015, twenty million dollars shall be distributed to school"; and

Further amend said amendment, said page, Line 7, by inserting immediately after the word "districts" the following:

", subject to appropriation"; and

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

On motion of Representative Hodges, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Muschany offered **House Substitute Amendment No. 1 for House Amendment No. 2, as amended.**

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Section 168.710, Page 36, Line 1, to Page 38, Line 87, by deleting all of said lines and inserting in lieu thereof the following:

"168.710. 1. Upon an annual appropriation of twenty-five million dollars to be distributed to school districts for a pilot project to recognize excellence in performance by instructional personnel in participating districts as divided under subsections 2 and 3 of this section, the program described in this section shall be in operation, beginning in fiscal year 2010. A district may participate under subsection 2 of this section or may participate under both subsections 2 and 3 of this section.

2. No more than twenty million dollars per fiscal year shall be used to fund the pilot projects described in this subsection.

(1) In order to be eligible for funding under this subsection, a school district board shall adopt an excellence award program plan that provides for assessment and an award based on the performance of teachers and students assigned to schools in participating districts. All instructional personnel, as defined by the department through rule, are eligible to receive excellence awards, with the exception of substitute teachers. In order to receive an excellence award under this subsection, instructional personnel shall be assessed on the performance of students assigned to their classrooms or within their academic sphere of responsibility. The district school board may not require instructional personnel to apply for an award, or make any presentation, in order to be assessed for or receive an excellence award. The department of elementary and secondary education may not distribute any portion of prorated funding to a district, if the district chooses not to adopt an excellence award program plan under this section. Undistributed funds shall revert to the fund from which the appropriation was made.

(2) The assessments used shall be determined by rule of the state board of education, which shall promulgate rules to provide a variety of methods of objective assessment of student learning gains, expertise in subject matter and teaching practice, and professionalism and leadership. Districts shall select from these methods to assemble an assessment plan.

(3) Each district school board shall inform its employees of the criteria and procedures associated with the school district's excellence award program plan. Upon request, the department shall provide technical assistance to school districts for the purpose of aiding the development of excellence award program plans.

(4) Award plans shall be structured to provide an award of no less than five percent and no more than ten percent of the individual teacher's salary to the district's top ranking twenty percent of instructional personnel who meet the plan requirements in each participating district's schools at the elementary, middle or junior high school, and high school grade ranges.

(5) Review of award plans under this subsection shall adhere to the following criteria:

(a) Each participating district school board shall submit its excellence award program plan to the commissioner of education for review by October first of each year. The plan shall include the district-adopted plan intended for use in the following year. The commissioner shall complete a review of each plan submitted and determine compliance with the requirements of this section by November fifteenth of each year. If a submitted plan fails to meet the requirements of this section, the commissioner shall identify in writing the specific revisions that are required. Revised plans shall be finalized and resubmitted by a school district for the commissioner's review by January thirty-first of each year. The commissioner shall certify qualifying plans to the governor, the president of the senate, and the speaker of the house of representatives by February fifteenth of each year;

(b) Each district school board shall establish a procedure to review both the assessment and award components of its plan annually in order to determine compliance with this section. After this review and by October first of each year, the district school board shall submit a report to the commissioner of education, along with supporting documentation that will enable the commissioner to verify the district's compliance with this section during the prior school year. The commissioner shall submit a report to the governor, the president of the senate, and the speaker of the house of representatives certifying those school district plans that do not comply with this section or whose plans were not implemented in accordance with this section by December first of each year.

(6) Any revision to an approved excellence award program plan under this subsection shall be approved by the district school board and reviewed by the commissioner to determine compliance with this section.

3. No more than five million dollars per fiscal year shall be used to fund the pilot project described in this subsection. The district's award plan under this subsection shall be based on the elements listed below. No district shall be permitted to continue to participate unless it submits its external building evaluation data under opportunity 2 annually to the joint committee on education and annually makes the data available to the school community in conjunction with the information required for annual performance reports. Opportunity 1 shall be an individual award based on the teacher's performance; opportunities 2, 3, and 4 shall be awarded to all teachers assigned to the building.

(1) Opportunity 1, teacher-controlled variables. An individual teacher may earn two and five-tenths percent of his or her base salary by:

(a) Submitting a portfolio, which shall include but not be limited to, grade level expectations, a curriculum outline for the year, daily lesson plans, past student work, current student work, discipline plan, and notes for substitute teachers; and

(b) Achieving a ninety-five percent personal attendance rate.

(2) Opportunity 2, ground level expectations. Teachers assigned to the building may earn:

(a) Two and five-tenths percent of their base salaries if the building:

a. Conducts an external evaluation of the building's performance with anonymous surveys of parents, teachers, administrators and nonteaching staff, and students, which includes:

i. If a high school building, the creation of a student evaluation council composed of no more than ten percent of the senior class selected at the beginning of the second semester of the senior year from students who have a career grade point average of at least three points on a four-point scale or equivalent, to participate in three meetings with the superintendent, building administrator, and selected faculty to conduct exit interviews and anonymous questionnaires and to be available for a followup on academic preparation and job readiness the year after graduation; or

ii. If not a high school building, the implementation of an age-appropriate exit-year interview to gather information on school climate and a survey with anonymous questionnaires taken from a random sample of the building's parents, teachers, staff, and students; and

b. Increases either student attendance or graduation rate by two percentage points over the last year's rate; or

(b) One percent of their base salaries by maintaining at least ninety-three percent student attendance and a ninety percent graduation rate.

(3) Opportunity 3, Missouri assessment program scores. Teachers assigned to the building may earn:

(a) Two and five-tenths percent of their base salaries by increasing the scores on the building's performance index status measure for any two of the mathematics, communication arts, or science assessments by one performance level over the last year; or

(b) One percent of their base salaries by:

a. Raising one of the three assessments status measures to the high 1 or high 2 level; or

b. Maintaining two out of three assessment status measures at the high 1 or high 2 level.

(4) Opportunity 4, building progress report. Teachers assigned to the building may earn:

(a) Two and five-tenths percent of their base salaries by scoring "met" on two accreditation performance indicators that had been scored "not met" last year's annual performance report; or

(b) One percent of their base salaries by scoring "met" on one accreditation performance indicator that was scored "not met" last year or maintaining accreditation with at least twelve of the fourteen performance criteria met for a building with high school grades or six of seven for elementary, middle school or junior high school buildings.

(5) In order for a district to develop a plan to participate in the excellence award program under this subsection, a majority vote of the certificated teachers of the district shall be required. The department shall create a web-based ballot that permits a district's certificated teachers to vote using a method that requires a unique identifier or other means to ensure validity. Voting shall be a confidential process. The department shall report the district's results to the district.

4. Each person who qualifies for an award is required to be an employee of the school district in the fiscal year during which award funds are distributed.

5. Nothing in this section shall be construed to be an element of any school district salary schedule as referred to in subdivision (2) of section 168.110.

6. The joint committee on education shall review the impact of the excellence award program during fiscal year 2012 and again in fiscal year 2014 and shall make recommendations about the continuation of the program for legislative action prior to the scheduled end of the program under subsection 7 of this section. In its review, the joint committee shall consider information from all stakeholders and may issue a request for proposals from any organization without an interest in the matter to conduct research that it deems necessary.

7. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

8. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to

review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.""; and

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

Representative Robb offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2, as amended.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Substitute Amendment No. 1 for House Amendment No. 2 to House Committee Substitute for House Bill Nos. 2040 & 2430, Page 4, Line 29, and Page 5, Lines 1 to 4 of said amendment, by deleting all of said lines; and

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

On motion of Representative Robb, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2, as amended,** was adopted by the following vote:

AYES: 081

Bivins	Brandom	Cooper 120	Cooper 155	Cox
Cunningham 86	Davis	Day	Deeken	Denison
Dethrow	Dixon	Dougherty	El-Amin	Emery
Faith	Fares	Fisher	Flook	Franz
Funderburk	Grisamore	Guest	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jones 89	Jones 117
Kasten	Kelly	Kraus	Lembke	Loehner
May	McGhee	Moore	Muschany	Nance
Nieves	Nolte	Onder	Parkinson	Parson
Pearce	Pollock	Portwood	Pratt	Quinn 7
Richard	Robb	Ruestman	Ruzicka	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoeller	Self	Silvey	Smith 14	Smith 150
Stevenson	St. Onge	Stream	Sutherland	Threlkeld
Tilley	Viebrock	Wasson	Wells	Weter
Whorton	Wilson 119	Wilson 130	Wood	Wright 159
Mr Speaker				

NOES: 067

Aull	Baker 25	Baker 123	Bland	Bringer
Brown 30	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Cunningham 145	Curls	Darrough	Daus
Dusenberg	Ervin	Fallert	Frame	Grill
Harris 23	Harris 110	Haywood	Hodges	Holsman
Hughes	Johnson	Kingery	Komo	Kratky
Kuessner	Lampe	Liese	Lipke	Lowe 44
Marsh	McClanahan	Meiners	Munzlinger	Norr
Oxford	Page	Quinn 9	Robinson	Roorda
Rucker	Salva	Scavuzzo	Schieffer	Schoemehl
Shively	Skaggs	Storch	Swinger	Talboy

Thomson	Todd	Villa	Vogt	Wallace
Walsh	Walton	Wildberger	Witte	Yaeger
Zimmerman	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 013

Avery	Bruns	Donnelly	George	LeVota
Low 39	Meadows	Nasheed	Schneider	Spreng
Wright-Jones	Yates	Young		

VACANCIES: 002

Representative Muschany moved that **House Substitute Amendment No. 1 for House Amendment No. 2, as amended**, be adopted.

Which motion was defeated.

On motion of Representative Holsman, **House Amendment No. 2, as amended**, was adopted.

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 38, Section 168.712, Lines 1 to 8, by deleting all of said lines; and

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

Representative Talboy offered **House Amendment No. 1 to House Amendment No. 3**.

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 2040 & 2430, Page 1, Line 3, by inserting immediately after all of said line the following:

"Further amend said bill, Pages 39 and 40, Section 168.716, Lines 1 to 35, by deleting all of said lines; and"; and

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

On motion of Representative Talboy, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Holsman, **House Amendment No. 3, as amended**, was adopted.

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

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 39, Section 168.714, Line 3, by deleting the words "**two thousand five hundred**" and inserting in lieu thereof the words "**three thousand**"; and

Further amend said bill, Page 39, Section 168.714, Line 6, by deleting the word "**five**" and inserting in lieu thereof the word "**six**"; and

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

On motion of Representative Page, **House Amendment No. 4** was adopted.

Representative Schad offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Section 165.111, Page 22, Line 1, to Page 23, Line 34, by striking said section from the bill; and

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

Representative Cooper (120) resumed the Chair.

Representative Silvey offered **House Substitute Amendment No. 1 for House Amendment No. 5**.

*House Substitute Amendment No. 1
for
House Amendment No. 5*

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 23, Section 165.111, Lines 21 to 27, by deleting all of said lines and inserting in lieu thereof the following:

"3. For purposes of subsection 2 of this section, "total compensation package" includes, but is not limited to, base salary, retirement benefits, annuities, dues and club memberships, individual or season tickets to any sporting events, amusement parks, or community entertainment events, concerts, housing and auto allowances, mileage reimbursements, entertainment allowances, cell phone or personal digital assistant and service contract, deferred compensation, buy-out clause, pay-for-performance goals, donations from school foundations, and any other valuable consideration provided as cash, credit, or services as a result of employment, expressed in dollars."; and

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

Representative Tilley moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Baker 123	Bivins	Brandom	Brown 30	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	Icet	Jones 89
Jones 117	Kasten	Kelly	Kingery	Kraus
Lembke	Lipke	Loehner	McGhee	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Onder	Parkinson	Parson	Pearce	Pollock
Portwood	Pratt	Quinn 7	Richard	Robb
Ruestman	Ruzicka	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schoeller	Self
Silvey	Smith 14	Smith 150	St. Onge	Stream
Sutherland	Thomson	Threlkeld	Tilley	Viebrock
Wallace	Walton	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 159	Mr Speaker

NOES: 053

Aull	Baker 25	Bland	Bringer	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Darrough
Dougherty	El-Amin	Fallert	Grill	Harris 23
Harris 110	Haywood	Hodges	Holsman	Hoskins
Hubbard	Hughes	Johnson	Komo	Kratky
Kuessner	Lampe	Liese	Low 39	McClanahan
Meiners	Norr	Oxford	Page	Quinn 9
Robinson	Rucker	Salva	Scavuzzo	Schieffer
Schoemehl	Shively	Skaggs	Swinger	Talboy
Todd	Villa	Walsh	Whorton	Wildberger
Witte	Yaeger	Zimmerman		

PRESENT: 000

ABSENT WITH LEAVE: 023

Avery	Brown 50	Bruns	Daus	Donnelly
Frame	George	LeVota	Lowe 44	Marsh
May	Meadows	Nasheed	Roorda	Schneider
Spreng	Stevenson	Storch	Vogt	Wright-Jones
Yates	Young	Zweifel		

VACANCIES: 002

On motion of Representative Silvey, **House Substitute Amendment No. 1 for House Amendment No. 5** was adopted by the following vote:

AYES: 082

Baker 25	Baker 123	Bivins	Bland	Brandom
Bringer	Brown 30	Brown 50	Burnett	Casey
Cooper 120	Corcoran	Cox	Cunningham 86	Curls
Darrough	Davis	Denison	Dixon	Dougherty
El-Amin	Emery	Ervin	Faith	Fallert
Flook	Frame	Funderburk	Harris 110	Holsman
Hoskins	Hubbard	Hughes	Hunter	Icet
Jones 89	Jones 117	Kasten	Komo	Kratky
Kraus	Kuessner	Lembke	LeVota	Lipke
Low 39	McGhee	Meiners	Moore	Muschany
Nieves	Onder	Page	Parkinson	Portwood
Quinn 7	Richard	Robb	Ruestman	Salva

Sander	Sater	Schaaf	Scharnhorst	Schoeller
Schoemehl	Self	Silvey	Skaggs	Smith 14
Stevenson	St. Onge	Storch	Stream	Talboy
Tilley	Viebrock	Walsh	Walton	Wilson 130
Zimmerman	Mr Speaker			

NOES: 063

Aull	Chappelle-Nadal	Cooper 155	Cunningham 145	Daus
Day	Deeken	Dethrow	Dusenberg	Fares
Fisher	Franz	Grill	Grisamore	Guest
Harris 23	Haywood	Hobbs	Hodges	Johnson
Kelly	Kingery	Lampe	Liese	Loehner
May	McClanahan	Munzlinger	Nance	Nolte
Norr	Oxford	Pearce	Pollock	Pratt
Quinn 9	Robinson	Roorda	Rucker	Ruzicka
Scavuzzo	Schad	Schieffer	Schlottach	Shively
Smith 150	Swinger	Thomson	Threlkeld	Todd
Villa	Vogt	Wallace	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Witte
Wood	Wright 159	Yaeger		

PRESENT: 000

ABSENT WITH LEAVE: 016

Avery	Bruns	Donnelly	George	Lowe 44
Marsh	Meadows	Nasheed	Parson	Schneider
Spreng	Sutherland	Wright-Jones	Yates	Young
Zweifel				

VACANCIES: 002

Representative Munzlinger offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Section 160.254, Page 8, Line 1, to Page 9, Line 49, by deleting all of said section from the bill; and

Further amend said bill, Section 160.530, Page 15, Line 1, to Page 17, Line 78, by deleting all of said section from the bill; and

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

Representative Muschany offered **House Substitute Amendment No. 1 for House Amendment No. 6.**

House Substitute Amendment No. 1
for
House Amendment No. 6

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 15, Section 160.530, Line 13, by deleting "[eighteen] **five**" and inserting in lieu thereof the following:

"eighteen"; and

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

On motion of Representative Muschany, **House Substitute Amendment No. 1 for House Amendment No. 6** was adopted by the following vote:

AYES: 078

Baker 123	Bivins	Brandom	Bringer	Brown 50
Casey	Cooper 120	Corcoran	Cox	Darrough
Daus	Day	Dixon	Dougherty	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Funderburk	Grill
Harris 110	Haywood	Hughes	Hunter	Icet
Jones 89	Jones 117	Kasten	Kratky	Kraus
Kuessner	Lampe	Lembke	LeVota	Liese
Lipke	McClanahan	Meiners	Moore	Muschany
Nieves	Norr	Onder	Oxford	Page
Parkinson	Pollock	Portwood	Robb	Rucker
Ruestman	Salva	Sater	Scavuzzo	Schaaf
Scharnhorst	Schoeller	Schoemehl	Self	Silvey
St. Onge	Storch	Stream	Threlkeld	Tilley
Villa	Vogt	Walsh	Wildberger	Witte
Yaeger	Zimmerman	Mr Speaker		

NOES: 064

Aull	Baker 25	Bland	Brown 30	Burnett
Chappelle-Nadal	Cooper 155	Cunningham 145	Cunningham 86	Davis
Deeken	Denison	Dethrow	Dusenberg	Fallert
Grisamore	Guest	Hobbs	Hodges	Holsman
Hoskins	Hubbard	Kelly	Kingery	Komo
Loehner	Low 39	May	McGhee	Munzlinger
Nance	Nolte	Parson	Pearce	Pratt
Quinn 7	Quinn 9	Richard	Robinson	Roorda
Ruzicka	Sander	Schad	Schieffer	Schlottach
Shively	Skaggs	Smith 14	Smith 150	Swinger
Talboy	Thomson	Todd	Viebrock	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wilson 119	Wilson 130	Wood	Wright 159	

PRESENT: 000

ABSENT WITH LEAVE: 019

Avery	Bruns	Curls	Donnelly	George
Harris 23	Johnson	Lowe 44	Marsh	Meadows
Nasheed	Schneider	Spreng	Stevenson	Sutherland
Wright-Jones	Yates	Young	Zweifel	

VACANCIES: 002

Speaker Pro Tem Pratt resumed the Chair.

Representative Aull offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Pages 31 and 32, Section 168.110, Lines 1 to 21, by deleting all of said lines; and

Further amend said bill, Pages 32 and 33, Section 168.126, Lines 1 to 41, by deleting all of said lines; and

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

Representative Aull moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Corcoran offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Section 168.714, Page 39, Line 18, by deleting the word "**not**"; and

Further amend said bill, Section 168.716, Page 40, Line 25, by deleting the word "**not**"; and

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

On motion of Representative Corcoran, **House Amendment No. 8** was adopted.

Representative Schieffer offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Pages 35 and 36, Section 168.295, Lines 1 to 43, by deleting all of said lines; and

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

Representative Schieffer moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Aull	Baker 25	Bland	Bringer	Brown 30
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Darrough	Daus	Dougherty	El-Amin
Fallert	Frame	Grill	Guest	Harris 23
Harris 110	Haywood	Hodges	Holsman	Hubbard
Hughes	Johnson	Komo	Kratky	Kraus
Kuessner	Lampe	LeVota	Liese	Low 39
McClanahan	McGhee	Meiners	Norr	Oxford
Page	Quinn 9	Roorda	Rucker	Salva
Scavuzzo	Schieffer	Schoemehl	Shively	Skaggs
Smith 150	St. Onge	Storch	Sutherland	Swinger
Talboy	Todd	Viebrock	Villa	Vogt

Walsh	Walton	Whorton	Wildberger	Witte
Yaeger	Zimmerman			

NOES: 078

Baker 123	Brandom	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	Hobbs	Hoskins
Hunter	Icey	Jones 89	Jones 117	Kasten
Kelly	Kingery	Lembke	Lipke	Loehner
May	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Onder	Parkinson	Parson
Pearce	Pollock	Portwood	Pratt	Quinn 7
Richard	Robb	Ruestman	Ruzicka	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoeller	Self	Silvey	Smith 14	Stevenson
Stream	Thomson	Threlkeld	Tilley	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 159	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 016

Avery	Bivins	Bruns	Donnelly	George
Lowe 44	Marsh	Meadows	Nasheed	Robinson
Schneider	Spreng	Wright-Jones	Yates	Young
Zweifel				

VACANCIES: 002

Representative Scharnhorst offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 2, Section 135.1202, Line 23, by inserting after the word "**that**" the following:

"employs teachers qualified to teach special education,"; and

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

Representative Flook offered **House Substitute Amendment No. 1 for House Amendment No. 10.**

*House Substitute Amendment No. 1
for
House Amendment No. 10*

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 2, Section 135.1202, Lines 11 to 17, by deleting all of said lines and inserting in lieu thereof the following:

"(6) **"Eligible student"**, any elementary or secondary student who attended public school in Missouri the preceding semester, or who will be attending school in Missouri for the first time, with an individualized education program for students who are mentally handicapped, speech and language impaired, deaf or hard of hearing, visually impaired, dual sensory impaired, physically impaired, emotionally handicapped, specific learning disabled, diagnosed with an autism spectrum disorder, or hospitalized or homebound due to illness or disability"; and

Further amend said bill, Page 2, Section 135.1202, Lines 21 to 26, by deleting all of said lines and inserting in lieu thereof the following:

"(9) **"Qualified school"**, either a public elementary or secondary school outside of the district in which a student resides or a nonpublic elementary or secondary school in Missouri that complies with all of the requirements of the program and:

- (a) **Complies with all health and safety laws or codes that apply to nonpublic school;**
- (b) **Holds a valid occupancy permit if required by its municipality or local government entity; and**
- (c) **Requires criminal background checks for employees and excludes from employment any person not permitted by state law;**" and

Further amend said bill, Page 5, Section 135.1204, Lines 33 to 40, by deleting all of said lines and inserting in lieu thereof the following:

"2. Each scholarship granting organization shall ensure participating schools that accept its scholarship students shall:

- (1) Certify that they will comply with 42 U.S.C. 1981; and**
- (2) Provide academic accountability to parents of the students in the program by regularly reporting to the parent on the student's progress." and**

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

Representative Skaggs raised points of order that **House Substitute Amendment No. 1 for House Amendment No. 10** goes beyond the scope of the underlying amendment and is not a true substitute amendment.

The Chair ruled the points of order not well taken.

Representative Jones (89) offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 10.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 10*

AMEND House Substitute Amendment No. 1 for House Amendment No. 10 to House Committee Substitute for House Bill Nos. 2040 & 2430, Page 1, Line 8 of said amendment, by inserting immediately after the word **"disability"** the following:

"or other disability as required by P.L. 99-457, as codified and as may be amended"; and

Further amend said amendment, Page 1, Lines 12 to 19 of said amendment, by deleting all of said lines and inserting in lieu thereof the following:

"(9) "Qualified school", either a public elementary or secondary school outside of the district in which a student resides or a nonpublic elementary or secondary school in Missouri that complies with all of the requirements of the program and:

(a) Complies with all health and safety laws or codes that apply to nonpublic school including immunizations in section 167.181, RSMo, and eye protection during laboratory courses in sections 170.005 to 170.009, RSMo;

(b) Holds a valid occupancy permit if required by its municipality or local government entity;

(c) Certifies it will comply with 42 U.S.C. 1981;

(d) Provides academic accountability to parents of the students in the program by regularly reporting to the parent on the student's progress;

(e) Conforms to the annual audit requirements relating to Section 501(c)(3) organizations and shall make parents aware that an audit is available and provides copies upon request;

(f) Employs or contracts with teachers who:

a. Hold baccalaureate or higher degree;

b. Have at least three years of teaching experience in public or private schools; or

c. Have special skills, knowledge, or expertise that qualifies them to provide instruction:

i. In the subjects taught; and

ii. To the students taught; and

iii. Provide to the parents the relevant credentials of the teachers who will be teaching their students;

(g) Requires its scholarship students to take the appropriate statewide assessments, except those with individualized education programs that specify that such assessment would not be appropriate. The assessments shall be administered by the home district and the qualified school shall use scholarship funds to reimburse the district for the cost of administering the assessment. results shall be provided to parent sp each educational scholarship recipients. The results of the scholarship recipients shall not be considered for purposes of school accreditation or for purposes of the federal No Child Left Behind Act; and

(h) Requires criminal background checks for employees and excludes from employment any person not permitted by state law;"; and

Further amend said amendment, Page 2, Lines 4 to 8 of said amendment, by deleting all of said lines and inserting in lieu thereof the following:

"2. Each scholarship granting organization shall ensure participating schools that accept its scholarship students shall comply with the requirements of subdivision (9) of subsection 1 of section 135.1202."; and

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

On motion of Representative Jones (89), **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 10** was adopted.

On motion of Representative Flook, **House Substitute Amendment No. 1 for House Amendment No. 10, as amended**, was adopted.

Representative Hughes offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Section 135.1202, Page 4, Line 97, by inserting after said line the following:

"9. Notwithstanding any provision of the law to the contrary, any eligible student who receives and educational scholarship under the provisions of this section and, as a result, attends a non-public school, shall be enumerated in the weighted average daily attendance calculation of the public school district which the student attended immediately prior to receiving the educational scholarship for each academic year in which the student receives the educational scholarship."; and

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

On motion of Representative Hughes, **House Amendment No. 11** was adopted.

Representative Wallace offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill Nos. 2040 & 2430, Page 1, Line 1 of Section 135.1200, 135.1202, 135.1204, 135.1206, 135.1208, to Page 8, Line 11, of Section 135.1210, by deleting all of said sections from the bill; and

Further amend said bill, Section 162.1168, Page 20, Lines 33 and 34, by deleting all of said lines and inserting in lieu thereof the following:

"dependents of active duty military personnel."; and

Further amend said bill, Section 168.714, Page 39, Lines 4 to 5, by deleting the following:

"or in any area needed to teach a child with a diagnosis of autism, as defined in section 135.1202, RSMo"; and

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

Representative Hughes raised a point of order that **House Amendment No. 12** amends previously amended material.

The Chair ruled the point of order not timely.

Representative Nieves resumed the Chair.

Speaker Pro Tem Pratt resumed the Chair.

On motion of Representative Wallace, **House Amendment No. 12** was adopted by the following vote:

AYES: 080

Aull	Baker 25	Baker 123	Bland	Bringer
Brown 30	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Darrrough	Daus	Deeken	Denison
Dethrow	Dusenberg	Fallert	Fares	Fisher
Frame	Grill	Grisamore	Guest	Harris 23
Harris 110	Haywood	Hobbs	Hodges	Holsman
Kelly	Kingery	Komo	Kratky	Kraus
Kuessner	Lampe	Liese	Loehner	Low 39
McClanahan	Norr	Oxford	Page	Pearce
Pollock	Quinn 9	Robinson	Roorda	Rucker
Ruzicka	Salva	Sater	Scavuzzo	Schad
Schieffer	Schoemehl	Shively	Skaggs	Smith 150
Storch	Swinger	Talboy	Thomson	Todd
Viebrock	Vogt	Wallace	Walsh	Wasson

Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Yaeger	Zimmerman

NOES: 058

Brandom	Cooper 120	Cooper 155	Cox	Cunningham 145
Cunningham 86	Davis	Day	Dixon	Dougherty
El-Amin	Emery	Ervin	Faith	Flook
Franz	Funderburk	Hoskins	Hubbard	Hughes
Hunter	Ice	Jones 89	Jones 117	Kasten
Lipke	May	McGhee	Meiners	Moore
Muschany	Nieves	Nolte	Onder	Parkinson
Parson	Portwood	Pratt	Quinn 7	Richard
Robb	Ruestman	Sander	Schaaf	Scharnhorst
Schoeller	Self	Silvey	Smith 14	Stevenson
St. Onge	Stream	Sutherland	Threlkeld	Tilley
Villa	Walton	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 023

Avery	Bivins	Brown 50	Bruns	Donnelly
George	Johnson	Lembke	LeVota	Lowe 44
Marsh	Meadows	Munzlinger	Nance	Nasheed
Schlottach	Schneider	Spreng	Wright 159	Wright-Jones
Yates	Young	Zweifel		

VACANCIES: 002

HCS HBs 2040 & 2430, as amended, was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 1321 & 1695 - Fiscal Review (Fiscal Note)

HCS HB 1332 - Fiscal Review (Fiscal Note)

HCS HB 1550 - Fiscal Review (Fiscal Note)

HB 2460 - Conservation and Natural Resources

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 822 - Special Committee on Government Affairs

SCS SB 939 - Special Committee on General Laws

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1319** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2016**, 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 Budget, to which was referred **HB 2023**, 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 Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2034**, 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 Corrections and Public Institutions, Chairman Kelly reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2202**, 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 Corrections and Public Institutions, to which was referred **HB 2590**, 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.

Committee on Higher Education, Chairman Kingery reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SB 967**, 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 General Laws, Chairman Jones (89) reporting:

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HB 2266**, 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 Government Affairs, Chairman Deeken reporting:

Mr. Speaker: Your Special Committee on Government Affairs, to which was referred **SCS SB 1039**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(21)(f) be referred to the Committee on Rules.

Special Committee on Health Insurance, Chairman Wilson (130) reporting:

Mr. Speaker: Your Special Committee on Health Insurance, to which was referred **HB 2282**, 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.

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 43** and **HCR 46**, 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.

HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE CONCURRENT RESOLUTION NOS. 43 & 46

WHEREAS, The Boeing Company Integrated Defense Systems (Boeing), based in St. Louis, Missouri, has been building and maintaining refueling tankers for the United States Air Force (USAF) for 50 years and has more experience building tankers than any other company in the world; and

WHEREAS, Boeing has proposed the KC-767 as a replacement for the KC-135 Stratotanker, an American-made tanker that has been in use since 1958; and

WHEREAS, the KC-767 meets or exceeds all USAF requirements, including range and fuel offload capabilities, mission flexibility for carrying patients, passengers, and material; and

WHEREAS, the KC-767 will interoperate with 99% of USAF's existing equipment, saving an estimated \$4 billion in lifecycle costs, and will operate from existing infrastructure throughout the world saving the expense of costly runway, tarmac, and hangar expansion required for a larger plane; and

WHEREAS, the KC-767 would have created or sustained 44,000 jobs in 40 states with 300 suppliers; and

WHEREAS, on February 29, 2008, the USAF announced the selection of European Aeronautic Defence and Space Company (EADS), a company based in France, and its partner Northrop Grumman Corporation, for a contract to replace aerial refueling tankers, a contract that could reach in excess of \$100 billion in value; and

WHEREAS, the U.S. Government has a WTO lawsuit pending against EADS regarding illegal subsidies that have caused great harm to U.S. Industry; and

WHEREAS, EADS routinely sells military products and technology to countries on the U.S. Embargo list; and

WHEREAS, the EADS tanker is wasteful and bad for the environment as it burns 24% more fuel and pumps 30% greater emissions into our environment than the KC-767; and

WHEREAS, EADS and Northrop Grumman have never jointly built a tanker aircraft or delivered an air-to-air refueling boom, while Boeing has built and upgraded over 2,000 operational tankers and delivered over 1,800 air-to-air refueling booms; and

WHEREAS, given the current state of the U.S. economy, taxpayer dollars should not be used to fund the economic growth of European countries, while America loses 44,000 quality jobs associated with the KC-767; and

WHEREAS, relying on a foreign supplier of military equipment is unwise and not in the national security interest of the country:

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 United States Air Force to reconsider its decision to replace the KC-135 refueling tanker with a tanker supplied by a foreign company that is substantially built in foreign countries; and

BE IT FURTHER RESOLVED that the General Assembly strongly urges the President of the United States and Congress to immediately and vigorously investigate the proposed outsourcing of taxpayer-funded jobs, and its impact on the U.S. economy and the procurement process that made possible this transfer of billions of dollars to foreign workers; and

BE IT FURTHER RESOLVED that the General Assembly urge the President of the United States and Congress to investigate and thoroughly review the benefits, costs, and national security risks associated with contracting for the design and construction of high-technology military equipment and systems in and by foreign nations which may not always share U.S. interests, objectives, and missions; 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, the United States Secretary of Defense, the Secretary of the Air Force, and each member of the Missouri Congressional delegation.

Mr. Speaker: Your Special Committee on Job Creation and Economic Development, to which was referred **SB 1073**, 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 Workforce Development and Workplace Safety, Chairman Hunter reporting:

Mr. Speaker: Your Special Committee on Workforce Development and Workplace Safety, to which was referred **HB 2429**, 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.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1990**, 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 2059**, 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 2078**, 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#2 HB 2106**, 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 2239**, 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 2260**, 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 SB 885**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 942**, begs leave to report it has examined the same and recommends that it **Do Pass**.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Parson has been appointed a member of the Special Committee on Utilities.

ADJOURNMENT

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

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Terry L. Witte, District 10, hereby state and affirm that my vote as recorded on Page 812 of the House Journal for April 8, 2008 was incorrectly recorded as present. Pursuant to House Rule 89, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of April 2008.

/s/ Terry L. Witte
State Representative

State of Missouri)
) ss.
Signed in County of Cole)
)
Notary commissioned in County of Miller)

Subscribed and sworn to before me this 9th day of April in the year 2008.

/s/ Megan Limbach
Notary Public

COMMITTEE MEETINGS

CONSERVATION AND NATURAL RESOURCES

Thursday, April 10, 2008, 8:00 a.m. House Chamber south gallery.

Executive session will follow.

Public hearing to be held on: SB 956

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, April 10, 2008, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SB 723, SB 733, SB 932

ELECTIONS

Thursday, April 10, 2008, 8:00 a.m. Hearing Room 2.

Executive session may follow.

Public hearings to be held on: SB 797, SB 1288

FISCAL REVIEW

Thursday, April 10, 2008, 8:30 a.m. House Chamber south gallery.

Any bills presented to this committee.

Note time change from upon morning adjournment to 8:30 a.m.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, April 17, 2008, 8:30 a.m. Hearing Room 1.

Second quarter meeting.

JUDICIARY

Thursday, April 10, 2008, 8:00 a.m. Hearing Room 5.

Executive session may follow. AMENDED.

Public hearings to be held on: SB 976, SB 1016, SCS SB 1033,
SB 1074, SB 1151, SCS SB 1235

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

Thursday, April 10, 2008, Hearing Room 5 upon morning adjournment.

Hearing will begin twenty (20) minutes after adjournment.

Executive session may follow. AMENDED

Public hearings to be held on: HB 2590, HB 2266, HB 1851, HCS HB 2110,
HCS HB 1438, HB 2202, SB 801, SB 1073, HCS SCS SB 1039

SPECIAL COMMITTEE ON GOVERNMENT AFFAIRS

Thursday, April 10, 2008, 9:00 a.m. Hearing Room 1.

Public hearings to be held on: HB 2289, SCS SB 1131,
SCS SB 1150, SB 1140, SB 1175

SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION

Thursday, April 10, 2008, 8:00 a.m. House Chamber north gallery.
Committee will discuss a proposed House Committee Substitute for Insure Missouri.
If needed, the committee will meet in HR 6 upon afternoon adjournment.

SPECIAL COMMITTEE ON HEALTHCARE TRANSFORMATION

Thursday, April 10, 2008, Hearing Room 6 upon afternoon adjournment.
Committee will discuss a proposed House Committee Substitute for Insure Missouri.
Executive session may follow.

SPECIAL COMMITTEE ON PROFESSIONAL REGISTRATION AND LICENSING

Thursday, April 10, 2008, 8:00 a.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: HB 1701, HB 2487, SCS SB 850,
SB 1061, SB 1177, SB 1190

SPECIAL COMMITTEE ON RETIREMENT

Thursday, April 10, 2008, 8:00 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1902, SCS SBs 1153, 1154, 1155 & 1156, SB 980

SPECIAL COMMITTEE ON SMALL BUSINESS

Thursday, April 10, 2008, 9:30 a.m. House Chamber south gallery.
Executive session.
Public hearing to be held on: HB 2129

SPECIAL COMMITTEE ON STATE PARKS AND WATERWAYS

Thursday, April 10, 2008, 8:45 a.m. Hearing Room 4.
Executive session will follow.
Public hearing to be held on: SB 1187

SPECIAL COMMITTEE ON UTILITIES

Thursday, April 10, 2008, 9:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: SB 928, SB 958, SCS SBs 1034 & 802

TRANSPORTATION

Thursday, April 10, 2008, 9:30 a.m. House Chamber north gallery.
Executive session.

WAYS AND MEANS

Thursday, April 10, 2008, 8:00 a.m. Hearing Room 3.
Possible Executive session.
Public hearings to be held on: HB 2417, SB 979

HOUSE CALENDAR

FIFTY-FIRST DAY, THURSDAY, APRIL 10, 2008

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HCS HJR 49 - Cox
- 2 HCS HJR 71 - Fisher

HOUSE BILLS FOR PERFECTION

- 1 HB 1911 - Muschany
- 2 HB 1806 - Schaaf
- 3 HCS HB 2058 - Pearce
- 4 HCS HB 1626 - Emery
- 5 HCS HB 1836 - Flook
- 6 HCS#2 HB 1886 - Scharnhorst
- 7 HCS HBs 1788 & 1882 - Day
- 8 HCS HB 1802 - Wilson (130)
- 9 HCS HB 1644 - Muschany
- 10 HCS HB 1813 - Dougherty
- 11 HCS HB 1649 - Franz
- 12 HCS#2 HB 1423 - St. Onge
- 13 HCS HBs 2062 & 1518 - Pearce
- 14 HCS HB 1474 - Cunningham (86)
- 15 HCS HB 2250 - Sutherland
- 16 HB 1957 - Hughes
- 17 HB 1756 - Walton
- 18 HCS HB 2060 - Deeken
- 19 HB 2144 - Whorton
- 20 HB 1535 - Deeken
- 21 HB 1517 - Cox
- 22 HCS HB 2112 - Emery
- 23 HB 1372 - McGhee
- 24 HCS HB 1590 - Munzlinger
- 25 HCS HB 1504 - Walton
- 26 HCS HBs 2040 & 2430, as amended - Jetton

HOUSE JOINT RESOLUTION FOR THIRD READING

HCS HJR 70 - Icet

HOUSE BILLS FOR THIRD READING

- 1 HB 1319 - Brown (50)
- 2 HCS HB 1929 - Cooper (120)
- 3 HCS HB 2321 - Dixon
- 4 HB 1923, (Fiscal Review 4-08-08) - Jones (117)
- 5 HB 1981, (Fiscal Review 4-08-08) - Spreng
- 6 HCS HBs 1321 & 1695, (Fiscal Review 4-09-08) - Sutherland
- 7 HB 1716 - Guest
- 8 HCS HB 1550, (Fiscal Review 4-09-08) - Stevenson
- 9 HCS HB 2328 - Wasson
- 10 HCS HBs 1549, 1771, 1395 & 2366 - Onder
- 11 HCS HB 1332, (Fiscal Review 4-09-08) - Sater

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1490 - Deeken
- 2 HB 1572 - Franz

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
- 4 HCR 11, (3-05-08, Pages 421-422) - Nolte
- 5 HCR 16, (3-05-08, Pages 422-423) - Bivins
- 6 HCR 18, (3-05-08, Pages 420-421) - Fisher
- 7 HCR 26, (3-13-08, Pages 495-496) - Dixon
- 8 HCS HCR 21, (3-13-08, Pages 497-498) - Smith (14)

SENATE BILL FOR THIRD READING

- SB 1066 - Muschany