

JOURNAL OF THE HOUSE

Second Regular Session, 95th GENERAL ASSEMBLY

THIRTIETH DAY, MONDAY, MARCH 1, 2010

The House met pursuant to adjournment.

Speaker Richard in the Chair.

Prayer by Reverend James Earl Jackson.

Lord God, everything is appropriate in its own time and in its place and although You have planted eternity in our hearts, often we miss the possibilities of Your work from beginning to end.

Thank You, Lord God, for the way You have consistently and persistently blessed our lives. We are grateful for each day. Teach us to number our days and recognize how few they are; help us to spend them as we should.

Help us to guard our heart more than anything else, because the source of our life flows from it. May we have the courage to disdain dishonesty and to remove deceptive words from our lips.

As we ponder the days ahead, may we do so with fixed purpose, extraordinary ability and great insight. May we, without hesitation, choose what is right and detest what is inappropriate.

Now, may You, Heavenly Father, who has loved us and given us eternal encouragement and good hope by grace, encourage our hearts and strengthen us in every good work and word.

In the name of Your Son, I pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-ninth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 925 through House Resolution No. 974

SECOND READING OF HOUSE BILLS

HB 2237 through **HB 2254** were read the second time.

SECOND READING OF SENATE BILLS

SB 621, **SB 629**, **SCS SB 636**, **SB 686**, **SB 716**, **SB 758**, **SB 795**, **SB 806** and **SB 824** were read the second time.

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJR 86, relating to the right to raise animals, was taken up by Representative Loehner.

Representative Smith (150) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Joint Resolution No. 86, Page 1, Section 35, Line 5, by deleting all of said line and inserting in lieu thereof the following:

“No state law criminalizing or otherwise regulating crops or the welfare of any domesticated”; and

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

Representative Hobbs assumed the Chair.

Representative Harris 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 Joint Resolution No. 86, Page 1, Line 4, by deleting the words, **“crops or”**; and

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

Representative Harris moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 041

Atkins	Burnett	Carter	Casey	Conway
Corcoran	Englund	Fallert	Fischer 107	Grill
Harris	Hughes	Hummel	Kratky	Kuessner
Lampe	LeBlanc	LeVota	Liese	McDonald
Meadows	Meiners	Morris	Nasheed	Norr
Oxford	Pace	Scavuzzo	Schoemehl	Schupp
Skaggs	Spreng	Still	Storch	Talboy
Vogt	Walsh	Walton Gray	Webber	Yaeger
Zimmerman				

NOES: 113

Allen	Aull	Ayres	Biermann	Bivins
Brandom	Bringer	Brown 30	Brown 50	Brown 149
Bruns	Burlison	Colona	Cooper	Cox
Cunningham	Curls	Davis	Day	Deeken
Denison	Dethrow	Dieckhaus	Dixon	Dougherty
Dugger	Dusenberg	Emery	Ervin	Faith

Fisher 125	Flanigan	Flook	Frame	Franz
Funderburk	Gatschenberger	Guernsey	Guest	Hobbs
Hodges	Holsman	Hoskins 80	Hoskins 121	Icet
Jones 63	Jones 89	Jones 117	Kander	Keeney
Kelly	Kingery	Kirkton	Koenig	Komo
Kraus	Lair	Largent	Leara	Lipke
Loehner	McClanahan	McGhee	McNary	McNeil
Molendorp	Munzlinger	Nance	Newman	Nieves
Nolte	Parkinson	Parson	Pollock	Pratt
Riddle	Roorda	Rucker	Ruestman	Ruzicka
Sander	Sater	Schaaf	Schad	Scharnhorst
Schieffer	Schoeller	Self	Shively	Silvey
Smith 14	Smith 150	Stevenson	Stream	Sutherland
Swinger	Thomson	Tilley	Todd	Tracy
Viebrock	Wallace	Wasson	Webb	Wells
Weter	Whitehead	Wilson 119	Wilson 130	Witte
Wright	Zerr	Mr Speaker		

PRESENT: 001

Calloway

ABSENT WITH LEAVE: 007

Chappelle-Nadal	Diehl	Grisamore	Low	Quinn
Salva	Schlottach			

VACANCIES: 001

Representative Kelly offered House Amendment No. 2 to House Amendment No. 1.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Joint Resolution No. 86, Page 1, Section 35, Line 4, by inserting immediately before the word “No”, the following:

“Notwithstanding that this section shall in no way prohibit or limit the right of any county or city to enact ordinances,”; and

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

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

On motion of Representative Smith (150), **House Amendment No. 1, as amended**, was adopted.

Representative Roorda offered House Amendment No. 2.

House Amendment No. 2

AMEND House Committee Substitute for House Joint Resolution No. 86, Page 1, Line 7, by inserting after "**assembly.**" the words:

"Nothing in this section shall be construed to invalidate a law that makes it a criminal activity to grow a crop that has been declared a controlled substance under the laws of this state."

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

On motion of Representative Loehner, **HCS HJR 86, as amended**, was adopted.

On motion of Representative Loehner, **HCS HJR 86, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman McGhee reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1644**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Day reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1580**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1943**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Parson reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1446**, 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 1472**, 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 1657**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS#2 HBs 1692, 1209, 1405, 1499, 1535 & 1811**, 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 1903**, 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 2014**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE BILLS

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

HB 2255, introduced by Representative Jones (89), relating to information about meningococcal vaccinations.

HB 2256, introduced by Representatives Flook, Bivins, Allen and Diehl, relating to the Missouri accountability portal.

HB 2257, introduced by Representative Bruns, relating to fireworks.

HB 2258, introduced by Representatives Bivins, Schoemehl and Englund, relating to revisions of prior tax levies.

HB 2259, introduced by Representatives LeBlanc and Brown (50), relating to the imposition of a transient guest tax by certain cities.

HB 2260, introduced by Representatives Todd, Day and Brown (149), relating to uniformed and overseas voters.

HB 2261, introduced by Representative Kraus, relating to the A+ schools program.

HB 2262, introduced by Representatives Day, Largent, Brown (149), McNary, Guest, Fisher (125), Kelly, Atkins, Wright, Roorda, Storch, Deeken, Schieffer, Sater and Meadows, relating to the Missouri youth challenge academy.

HB 2263, introduced by Representatives Molendorp, Tilley, Roorda, Allen, Nieves, Silvey, Nance, Still, Colona, Storch, LeVota, Talboy, Zimmerman and Kander, relating to the insured vehicle identification network program.

COMMITTEE APPOINTMENT

March 1, 2010

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

Dear Mr. Crumbliss:

I hereby remove Representative Linda Fischer from the State Parks and Waterways Committee. I hereby appoint Representative Pat Conway to fill the vacancy on the State Parks and Waterways Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Ron Richard
Speaker

The following members' presence was noted: Grisamore, Salva and Schlottach.

ADJOURNMENT

On motion of Representative Tilley, the House adjourned until 10:00 a.m., Tuesday, March 2, 2010.

COMMITTEE MEETINGS

AGRI-BUSINESS

Tuesday, March 2, 2010, 8:45 a.m. Hearing Room 4.
Executive session may follow.
Public hearing to be held on: HB 2182, HB 1864

AGRICULTURE POLICY

Thursday, March 4, 2010, 8:30 a.m. Hearing Room 6.
Public hearing to be held on: HB 1288

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 3, 2010, 9:00 a.m. Hearing Room 4.
Executive session will be held on: HB 1858

ELECTIONS

Tuesday, March 2, 2010, 8:15 a.m. Hearing Room 5.
Executive session may follow.
Public hearing to be held on: HB 2220

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 3, 2010, 8:00 a.m. Hearing Room 6.
Executive session.

ENERGY AND ENVIRONMENT

Tuesday, March 2, 2010, 8:00 a.m. Hearing Room 1.
Committee will recess and reconvene at 2:00 p.m. in Hearing Room 1.
Executive session may follow. AMENDED
Public hearing to be held on: HB 1974, HB 2047, HB 1243

FINANCIAL INSTITUTIONS

Wednesday, March 3, 2010, 5:00 p.m. Hearing Room 6.
Executive session may follow.
Public hearing to be held on: HB 1545, HB 1584, HB 1709, HB 1716, HB 2201

FISCAL REVIEW

Wednesday, March 3, 2010, 9:00 a.m. House Chamber south gallery.
All bills referred to committee.
Executive session may follow.

FISCAL REVIEW

Thursday, March 4, 2010, 9:00 a.m. House Chamber south gallery.
Executive session may follow.

HEALTH CARE POLICY

Wednesday, March 3, 2010, Hearing Room 6 12:00 p.m. or upon adjournment.
Executive session may follow. CORRECTED
Public hearing to be held on: HB 1822

HEALTHCARE TRANSFORMATION

Tuesday, March 2, 2010, 5:00 p.m. Hearing Room 6.
Executive session may follow. AMENDED
Public hearing to be held on: HB 1964, HB 1495

HIGHER EDUCATION

Tuesday, March 2, 2010, 8:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearing to be held on: HB 1812, HCR 24

INSURANCE POLICY

Wednesday, March 3, 2010, 12:00 p.m. Hearing Room 7.
Executive session may follow.
Public hearing to be held on: HB 1625, HB 1808, HB 1570

JOB CREATION AND ECONOMIC DEVELOPMENT

Tuesday, March 2, 2010, 5:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1410, HB 2107

LOCAL GOVERNMENT

Wednesday, March 3, 2010, 8:00 a.m. Hearing Room 7.

Executive session may be held.

Public hearing to be held on: HB 1263, HB 1272, HB 1388, HB 1564, HB 2098

PUBLIC SAFETY

Tuesday, March 2, 2010, 12:00 p.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearing to be held on: HB 1736, HB 1739, HB 1979, HB 2213, HB 1538

REAL ID AND PERSONAL PRIVACY

Wednesday, March 3, 2010, 2:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 2161, HCR 39, HJR 74

RURAL COMMUNITY DEVELOPMENT

Tuesday, March 2, 2010, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1254, HB 1705

SMALL BUSINESS

Wednesday, March 3, 2010, 2:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 2103, HB 2104

SPECIAL STANDING COMMITTEE ON CHILDREN AND FAMILIES

Wednesday, March 3, 2010, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1238, HB 1235

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN ANIMAL AGRICULTURE

Tuesday, March 2, 2010, 5:00 p.m. Hearing Room 1.

Executive session will be held on: HB 1945

SPECIAL STANDING COMMITTEE ON GENERAL LAWS

Tuesday, March 2, 2010, 3:00 p.m. Hearing Room 5.

Executive session may be held.

Public hearing to be held on: HB 1772, HB 1868, HB 1912, HB 2081, HJR 62

SPECIAL STANDING COMMITTEE ON GOVERNMENTAL ACCOUNTABILITY AND ETHICS REFORM

Tuesday, March 2, 2010, 12:00 p.m. Hearing Room 5.

Working session.

TOURISM

Thursday, March 4, 2010, 9:00 a.m. House Lounge.

Joint meeting of the House and Senate Tourism Committees and the Tourism Commission.

Presentation of the annual report of the Tourism Commission.

TRANSPORTATION

Tuesday, March 2, 2010.

Hearing Room 7, 12:00 p.m. or upon morning adjournment, whichever is later.

Executive session may follow.

Public hearing to be held on: HB 1970, HB 2159, HB 2235, HB 2111, HB 2097

UTILITIES

Tuesday, March 2, 2010, 12:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 2038

WAYS AND MEANS

Tuesday, March 2, 2010, 9:00 a.m. House Chamber south gallery.

Executive session.

HOUSE CALENDAR

THIRTY-FIRST DAY, TUESDAY, MARCH 2, 2010

HOUSE BILLS FOR SECOND READING

HB 2255 through HB 2263

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 76 - Dethrow
- 2 HCS HJR 48, 50 & 57 - Jones (89)
- 3 HCS HJR 45, 69 & 70 - Kingery

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Icet

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1684 - Zerr
- 2 HCS HB 1408 & 1514 - Smith (150)

- 3 HB 1519 - Hoskins (80)
- 4 HCS#2 HB 1543 - Wallace
- 5 HCS HB 1446 - Jones (89)
- 6 HCS#2 HB 1472 - Franz
- 7 HCS#2 HB 1692, 1209, 1405, 1499, 1535 & 1811 - Stevenson
- 8 HCS HB 1903 - Icet

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1542 - Deeken

HOUSE BILLS FOR PERFECTION - CONSENT

(2/23/2010)

HCS HB 1840 - Wright

(3/1/2010)

- 1 HB 1258 - Todd
- 2 HB 1268 - Meiners
- 3 HB 1336 - Brandom
- 4 HB 1340 - Dugger
- 5 HB 1612 - Molendorp
- 6 HCS HB 1382 - Ervin
- 7 HB 1677 - Hoskins (80)
- 8 HB 1691 - Kraus
- 9 HB 1713 - Sander
- 10 HB 1775 - Shively
- 11 HB 1776 - Shively

(3/2/2010)

HB 1657 - Dethrow

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1208 - Day
- 2 HB 1745 - Day
- 3 HB 1559 - Brown (30)