

# JOURNAL OF THE HOUSE

First Regular Session, 96th GENERAL ASSEMBLY

TENTH DAY, MONDAY, JANUARY 24, 2011

The House met pursuant to adjournment.

Speaker Pro Tem Schoeller in the Chair.

Prayer by Pastor Paul Meinsen.

The songwriter wrote, "*O LORD, our Lord, How majestic is Your name in all the earth, Who have displayed Your splendor above the heavens! When I consider Your heavens, the work of Your fingers, The moon and the stars, which You have ordained; What is man that You take thought of him, And the son of man that You care for him? Yet You have made him a little lower than God, And You crown Him with glory and majesty...O LORD, our Lord, How majestic is Your name in all the earth! (Psalm 8:1, 3-5,9)*

Father, You have given us another day to be at Your service – for this we give thanks.

I pray this afternoon on behalf of these, Your servants, for discernment as they serve the people of Missouri. May they know what is best and right for those whom they represent.

Surround them, O Lord, with people who will give wise counsel. May they see the difference between the good and the bad and I pray that they will choose that which is good.

May they remember the Proverb that "*Loyalty and truth preserve the king, And he upholds his throne by righteousness" (Proverbs 20:28).*

May we all learn to fear You and You alone. Draw each one unto Yourself.

We call upon You in this prayer. Please answer and be glorified.

To the honor of Your name, O Lord, I pray in Your Son's name. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the ninth day was approved as corrected by the following vote:

AYES: 151

Allen	Anders	Asbury	Atkins	Bahr
Barnes	Bernskoetter	Berry	Black	Brandom
Brown 50	Brown 85	Brown 116	Burlison	Carlson
Carter	Casey	Cauthorn	Cierpiot	Colona
Conway 14	Conway 27	Cookson	Cox	Crawford
Cross	Curls	Curtman	Davis	Day
Denison	Dieckhaus	Dugger	Ellinger	Elmer
Entlicher	Faith	Fallert	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Franz	Frederick

Fuhr	Gatschenberger	Gosen	Grisamore	Guernsey
Haefner	Hampton	Harris	Higdon	Hinson
Hodges	Holsman	Hoskins	Hough	Houghton
Hubbard	Hummel	Johnson	Jones 63	Jones 89
Jones 117	Kander	Kelley 126	Kelly 24	Kirkton
Klippenstein	Koenig	Korman	Kratky	Lair
Lampe	Lant	Largent	Lasater	Lauer
Leach	Leara	Lichtenegger	Loehner	Long
Marshall	May	McCaherty	McDonald	McGeoghegan
McGhee	McManus	McNary	McNeil	Molendorp
Montecillo	Nance	Nasheed	Neth	Newman
Nichols	Oxford	Pace	Peters-Baker	Phillips
Pierson	Pollock	Quinn	Redmon	Reiboldt
Richardson	Riddle	Rizzo	Rowland	Ruzicka
Sater	Schad	Scharnhorst	Schatz	Schieber
Schieffer	Schneider	Schoeller	Schupp	Shively
Shumake	Sifton	Smith 71	Smith 150	Solon
Spreng	Still	Stream	Swearingen	Swinger
Talboy	Taylor	Thomson	Torpey	Wallingford
Walton Gray	Webb	Webber	Wells	Weter
White	Wieland	Wright	Wyatt	Zerr
Zimmerman				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Aull	Brattin	Diehl	Funderburk	Hughes
Keeney	McCann Beatty	Meadows	Nolte	Parkinson
Silvey	Mr Speaker			

## HOUSE RESOLUTION

Representative Allen offered House Resolution No. 207.

### HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 208 through House Resolution No. 240

### SECOND READING OF HOUSE CONCURRENT RESOLUTION

**HCR 18** was read the second time.

### SECOND READING OF HOUSE JOINT RESOLUTIONS

**HJR 11** and **HJR 12** were read the second time.

### SECOND READING OF HOUSE BILLS

**HB 263** through **HB 284** were read the second time.

## COMMITTEE REPORT

**Committee on Workforce Development and Workplace Safety**, Chairman Fisher reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 163**, 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.

### INTRODUCTION OF HOUSE BILLS

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

**HB 285**, introduced by Representative Fitzwater, relating to classification of certain real property.

**HB 286**, introduced by Representative Barnes, relating to designation of tax refunds to the American Red Cross.

**HB 287**, introduced by Representative Brandom, relating to health care professional identification badges.

**HB 288**, introduced by Representatives Lair, Shively, Lant, Gatschenberger and Fisher, relating to employment of an attorney by a sheriff.

**HB 289**, introduced by Representatives Lair, Shively, Lant, Gatschenberger, Kelley (126) and Fisher, relating to the election or appointment of a sheriff.

**HB 290**, introduced by Representatives Gatschenberger and Talboy, relating to the acquisition of insurance coverage by certain political subdivision syndicates without the need for soliciting competitive bids.

**HB 291**, introduced by Representatives Denison, Phillips, Long, Meadows, Fallert, Schieffer, Stream, Gatschenberger, Wells, Weter, McGhee, Sater, Ruzicka, Day, Thomson, Entlicher, Dugger, Koenig, Schoeller, Smith (150), Elmer, Nance, Silvey, Cauthorn, Funderburk, Shumake, Rowland, Cierpiot, Cox, Bernskoetter, Hinson, Zerr, Richardson, Jones (117), Jones (89), Scharnhorst, Conway (14), Franklin, Brown (85), Harris, Guernsey, Lant, Leach, Brown (50), Fraker, Nasheed, Talboy, Jones (63), Kelly (24), Holsman, Torpey, Webb, Kratky, Hodges, McManus, Black, Oxford, Atkins, Conway (27), McCann Beatty, Curls, Rizzo, Taylor, McGeoghegan, Pace, Walton Gray, Hubbard, Anders, Quinn, Shively, Aull, Loehner, Pollock, Carter, Allen, Lair, Grisamore, Houghton, Crawford, Brown (116), Riddle, White, Wieland, Davis, Brattin, McCaherty, Frederick and Fitzwater, relating to motor vehicle windshield stickers.

**HB 292**, introduced by Representative Schneider, relating to real estate appraisers.

**HB 293**, introduced by Representative Schneider, relating to merchandising practices at health spas.

**HB 294**, introduced by Representatives Riddle and Franz, relating to the age limit for concealed carry endorsements.

**HB 295**, introduced by Representatives Hinson, Colona, Nance, Fuhr, Lampe, Wright, Kander, Johnson, Jones (117), Hough and Richardson, relating to diseases presumed incurred in the line of duty by firefighters.

**HB 296**, introduced by Representatives Curls and McCann Beatty, relating to contracts for deeds.

**HB 297**, introduced by Representatives Riddle, Franz, Jones (89), Jones (63), Wyatt, Largent and Oxford, relating to child abuse.

**HB 298**, introduced by Representative Fitzwater, relating to the imposition of a hospital district sales tax in lieu of a property tax to fund a hospital district.

The following members' presence was noted: Funderburk, McCann Beatty, Meadows, Parkinson and Silvey.

#### **ADJOURNMENT**

On motion of Representative Jones (89), the House adjourned until 10:00 a.m., Tuesday, January 25, 2011.

#### **CORRECTION TO THE HOUSE JOURNAL**

Correct House Journal, Ninth Day, Thursday, January 20, 2011, Page 201, Line 24, by deleting the word "**HR**" and inserting in lieu thereof the word "**HCR**".

#### **COMMITTEE MEETINGS**

##### **AGRICULTURE POLICY**

Tuesday, January 25, 2011, 12:00 PM House Hearing Room 6.

Public hearing to be held on: HB 99, HB 94, HB 131

Executive Session may be held.

##### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Tuesday, January 25, 2011, 2:00 PM House Hearing Room 4.

Appropriation Bills to be heard in following order:

Department of Agriculture

Department of Natural Resources

Department of Conservation

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 26, 2011, 2:00 PM House Hearing Room 4.

Appropriation Bills to be heard in following order:

Department of Agriculture

Department of Natural Resources

Department of Conservation

APPROPRIATIONS - EDUCATION

Wednesday, January 26, 2011, 2:00 PM House Hearing Room 1.

Executive Session may be held.

Budget presentation by the Department of Elementary and Secondary Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 25, 2011, 12:00 PM House Hearing Room 3.

Executive Session may be held.

Public Testimony.

Those wishing to testify before the committee please notify the committee chair's office before the meeting date. Contact Emily at 751-2949.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 26, 2011, 12:00 PM House Hearing Room 3.

Budget Presentations for: Public Debt, Office of Administration Debt

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, January 25, 2011, 2:00 PM House Hearing Room 5.

Public testimony to be taken.

Contact Chairman Flanigan's office at (573) 751-5458 to schedule testimony.

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, January 26, 2011, 2:00 PM House Hearing Room 5.

Public testimony will be taken.

Contact Chairman Flanigan's office at (573) 751-5458 to schedule testimony.

AMENDED

CHILDREN AND FAMILIES

Wednesday, January 26, 2011, 8:00 AM House Hearing Room 1.

Public hearing to be held on: HJR 2, HB 28

Executive Session may be held.

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, January 26, 2011, 12:00 PM House Hearing Room 4.

Public hearing to be held on: HB 105

Executive Session may be held.

DOWNSIZING STATE GOVERNMENT

Thursday, January 27, 2011, 8:00 AM House Hearing Room 4.

Public hearing to be held on: HB 44, HB 139, HB 235

Executive Session may be held.

ELECTIONS

Tuesday, January 25, 2011, 8:00 AM House Hearing Room 5.

Public hearing to be held on: HB 107, HB 171, HB 186, HB 217, HB 95

Executive Session may be held.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 26, 2011, 8:00 AM House Hearing Room 6.

Public hearing to be held on: HB 138, HB 219

ETHICS

Tuesday, January 25, 2011, 1:00 PM House Hearing Room 1.

Executive Session may be held.

Ethics Committee Rules of Procedure Pursuant to Rule 36(c)

GENERAL LAWS

Tuesday, January 25, 2011, 12:00 PM House Hearing Room 4.

Public hearing to be held on: HB 113, HB 215

Executive Session may be held.

AMENDED

HEALTH CARE POLICY

Wednesday, January 26, 2011, 12:00 PM House Hearing Room 6.

Public hearing to be held on: HB 29, HB 196

Executive Session may be held.

AMENDED

HEALTH INSURANCE

Tuesday, January 25, 2011, 12:00 PM House Hearing Room 5.

Organizational Meeting.

INSURANCE POLICY

Monday, January 31, 2011, 5:00 PM House Hearing Room 1.

Public hearing to be held on: HB 148

Executive Session may be held.

INTERNATIONAL TRADE AND JOB CREATION

Tuesday, January 25, 2011, 4:00 PM House Hearing Room 1.

Organizational Meeting.

INTERNATIONAL TRADE AND JOB CREATION

Wednesday, January 26, 2011, 5:00 PM House Hearing Room 7.

Public hearing to be held on: HB 61

Executive Session may be held.

JOINT COMMITTEE ON EDUCATION

Wednesday, January 26, 2011, 9:00 AM Senate Committee Room 1.

Executive Session may be held.

Staff from Midwest Higher Education Compact will deliver their annual report to the Joint Committee on Education, Senate Education Committee, and House Higher Education Committee.

CORRECTED

JUDICIARY

Wednesday, January 26, 2011, 12:00 PM House Hearing Room 1.

Public hearing to be held on: HB 35, HB 88, HB 129, HB 111, HB 218

Executive Session may be held.

LOCAL GOVERNMENT

Wednesday, January 26, 2011, 8:00 AM House Hearing Room 7.

Organizational Meeting.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 26, 2011, 12:00 PM House Hearing Room 5.

Public hearing to be held on: HB 220, HB 224

If session does not end before 12:00 pm, the committee meeting will begin upon morning adjournment.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 26, 2011, 12:00 PM House Hearing Room 5.

Public hearing to be held on: HB 220, HB 224

If session does not end before 12:00 pm, the committee meeting will begin upon morning adjournment.

RETIREMENT

Thursday, January 27, 2011, 9:00 AM House Hearing Room 1.

Organizational Meeting.

RULES - RULES PURSUANT TO RULE 25(32)(F)

Tuesday, January 25, 2011, 3:00 PM House Hearing Room 6.

Executive Session will be held: HB 71

SMALL BUSINESS

Wednesday, January 26, 2011, 12:00 PM HR 7.

Executive Session may be held.

Brad Jones (NFIB) will be bringing individuals from Missouri small business community and hearing will be held for informational purposes.

**TAX REFORM**

Wednesday, January 26, 2011, 8:00 AM House Hearing Room 5.

Public hearing to be held on: HB 76

Executive Session may be held.

**TRANSPORTATION FUNDING AND PUBLIC INSTITUTIONS**

Thursday, January 27, 2011, 8:00 AM House Hearing Room 6.

Public hearing to be held on: HB 137, HB 126

**UTILITIES**

Tuesday, January 25, 2011, 1:00 PM House Hearing Room 5.

Organizational Meeting Only.

**VETERANS**

Tuesday, January 25, 2011, 8:00 AM House Hearing Room 1.

Executive Session will be held: HB 149

Public hearing to be held on: HB 136, HB 79, HB 204, HB 149

Executive Session may be held.

**HOUSE CALENDAR**

ELEVENTH DAY, TUESDAY, JANUARY 25, 2011

**HOUSE BILLS FOR SECOND READING**

HB 285 through HB 298

**HOUSE BILLS FOR PERFECTION**

HCS HBs 73 & 47 - Brandom