

JOURNAL OF THE HOUSE

Second Regular Session, 96th GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, JANUARY 30, 2012

The House met pursuant to adjournment.

Speaker Tilley in the Chair.

Prayer by Representative Rodney Schad.

Our Father in heaven, we humbly bow our heads before You to acknowledge Your greatness and Your importance in our lives. You, Father, are our holy, loving and merciful God.

We thank You for our time at home with our families this weekend, for safe travel today and for all Your good and abundant blessings of this life.

Your Word in Proverbs declares “when pride comes, disgrace follows but with humility comes wisdom”.

It is our desire just now, Father, to put away any pride that we may have and exhibit humility as we work on the task before us. We pray for wisdom that can only come from You as we serve the people of this great state and address the challenges of our responsibilities.

You, God, have put us here at this place at this time to carry out Your will. Make Your will evident to us. Make Your plans our plans and make Your purpose our purpose.

We pray all this in the holy name of Jesus. 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: Paige Hooper and Katlyn Sawyer.

The Journal of the twelfth day was approved as printed.

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

AYES: 140

Allen	Anders	Asbury	Atkins	Aull
Bernskoetter	Berry	Black	Brandom	Brown 50
Brown 85	Brown 116	Burlison	Carlson	Carter
Casey	Cauthorn	Cierpiot	Colona	Conway 14
Cookson	Cox	Crawford	Cross	Davis
Day	Denison	Dieckhaus	Dugger	Ellinger
Ellington	Elmer	Fallert	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Franz	Fuhr
Gosen	Grisamore	Guernsey	Haefner	Hampton

Harris	Higdon	Hinson	Hodges	Holsman
Hough	Houghton	Hubbard	Hummel	Johnson
Jones 63	Jones 89	Kelly 24	Kirkton	Klippenstein
Koenig	Korman	Kratky	Lair	Lampe
Lant	Largent	Lasater	Lauer	Leach
Leara	Lichtenegger	Loehner	Long	Marshall
May	McCaherty	McCann Beatty	McCreery	McDonald
McGeoghegan	McGhee	McNary	McNeil	Molendorp
Montecillo	Morgan	Nance	Nasheed	Neth
Newman	Nichols	Nolte	Oxford	Pace
Parkinson	Phillips	Pierson	Quinn	Redmon
Reiboldt	Richardson	Riddle	Rizzo	Rowland
Ruzicka	Sater	Schad	Schatz	Schieber
Schieffer	Schneider	Schupp	Shively	Shumake
Sifton	Silvey	Smith 71	Smith 150	Solon
Sommer	Spreng	Still	Stream	Swearingen
Swinger	Talboy	Taylor	Thomson	Wallingford
Walton Gray	Webb	Webber	Wells	Weter
White	Wieland	Wyatt	Zerr	Mr Speaker

NOES: 000

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 022

Bahr	Brattin	Conway 27	Curtman	Diehl
Entlicher	Frederick	Funderburk	Gatschenberger	Hoskins
Hughes	Jones 117	Kander	Keeney	Kelley 126
McManus	Meadows	Pollock	Scharnhorst	Schoeller
Torpey	Wright			

Representative Cox assumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 414 through House Resolution No. 439

HOUSE CONCURRENT RESOLUTION

Representative Allen, et al., offered House Concurrent Resolution No. 25.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 71 and **HJR 72** were read the second time.

SECOND READING OF HOUSE BILLS

HB 1526 through **HB 1559** were read the second time.

SECOND READING OF SENATE BILLS

SS SCS SB 443 and **SS SCS SB 467** were read the second time.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1526 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Rules, Chairman Diehl reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1036**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1039**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1059**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin as HB 1059**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1099**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1100**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1104**, 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 1105**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS#2 HB 1155**, begs leave to report it has examined the same and recommends that it **Do Pass - Federal Mandate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1219**, 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 1277**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

INTRODUCTION OF HOUSE BILLS

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

HB 1560, introduced by Representatives Diehl, Colona, Jones (63) and Nasheed, relating to the appointment of certain circuit clerks.

HB 1561, introduced by Representative Diehl, relating to low-profit limited liability companies.

HB 1562, introduced by Representative Higdon, relating to employment of an attorney by a sheriff.

HB 1563, introduced by Representative Sater, relating to legend drugs.

HB 1564, introduced by Representatives Hummel, Rizzo, Montecillo, Colona, Nasheed, Webb, Spreng, Fallert, Meadows, Talboy, McDonald, Casey, Carter, McGeoghegan, Smith (71), Pace, Webber, Conway (27), Swearingen, Oxford, Atkins, Hubbard, Holsman, Anders, May, Morgan, Carlson, Schupp, Schieffer, Kratky, Harris, McManus, Taylor, Sifton, Denison, Newman, Pierson, Hodges, Still, Kelly (24), Lampe, McCann Beatty, Black, Brown (50), McCreery, Kirkton, Schatz, Quinn, Swinger, Hughes, Gatschenberger, Jones (63) and Shively, relating to identifiable information in registries maintained by public governmental bodies to assist certain individuals in case of a disaster or emergency.

COMMUNICATION

January 30, 2012

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

Dear Mr. Crumbliss:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of possible interest in legislation on which the Missouri House of Representatives may vote during the legislative session. I am employed with Boeing Company and am on the Advisory Board of the Missouri Vocational Enterprises Program of the Missouri Department of Corrections.

In compliance with Section 105.461, RSMo, please publish this letter in the Journal of the House.

Thank you for your attention to this matter.

Sincerely,

/s/ Clem Smith
Representative
District 71

WITHDRAWAL OF HOUSE BILL

January 30, 2012

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I am requesting discontinuance of **House Bill No. 1070** with receipt of this letter. If you have any questions or need more information, please contact my office at (573) 751-1480. Thank you.

Best regards,

/s/ David Sater
District 68

The following members' presence was noted: Bahr, Brattin, Conway (27), Diehl, Entlicher, Frederick, Funderburk, Gatschenberger, Hoskins, Hughes, Kander, Keeney, Kelley (126), Meadows, Pollock, Scharnhorst and Torpey.

ADJOURNMENT

On motion of Representative Jones (89), the House adjourned until 10:00 a.m., Tuesday, January 31, 2012.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 6.
Public hearing will be held: HB 1324
Executive session may be held on any matter referred to the committee.
There will be a presentation on the Missouri River flooding issues.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, January 31, 2012, 2:00 PM House Hearing Room 4.
Department of Natural Resources Budget presentation.
Public testimony will be heard.
If you would like to testify, please notify Eric Jacquin by calling (573) 721-9458 or send an e-mail to Eric.Jacquin@house.mo.gov.

AMENDED

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 1, 2012, 2:00 PM House Hearing Room 4.

Continuation of the Department of Natural Resources Budget presentation, if needed.

Conservation Department's Budget presentation.

Public testimony will be heard.

If you would like to testify, please notify Eric Jacquin by calling (573) 721-9458 or sending an e-mail to Eric.Jacquin@house.mo.gov.

AMENDED

APPROPRIATIONS - EDUCATION

Tuesday, January 31, 2012, 2:00 PM House Hearing Room 1.

DESE Budget continued/DHE Budget presentation.

APPROPRIATIONS - EDUCATION

Wednesday, February 1, 2012, 8:00 AM House Hearing Room 3.

Institutional Presidents

Will recess for session and reconvene at 2:00 PM in Hearing Room 1.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 31, 2012, 2:00 PM House Hearing Room 6.

Budget presentation.

Testifying agency: Office of Administration Leasing

CANCELLED

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 1, 2012, Upon Morning Adjournment House Hearing Room 3.

Budget presentation.

Testifying agencies: Office of Administration Leasing; Public Defender Commission

CORRECTED

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, February 1, 2012, 2:00 PM House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

DHSS Budget presentation.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2012, 2:00 PM House Hearing Room 3.

Public Safety Budget will be discussed first, and, if time allows, Corrections Budget will be discussed.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 1, 2012, 2:00 PM House Hearing Room 6.

Public Safety Budget will continue if needed and proceed with Corrections Budget.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2012, 2:30 PM House Hearing Room 7.

MoDOT Budget presentation.

BUDGET

Tuesday, January 31, 2012, Upon Morning Adjournment House Hearing Room 3.

Public hearing will be held: HCR 3, HB 1329

Executive session will be held: HCR 3, HB 1329

Executive session may be held on any matter referred to the committee.

Presentation of FY12 Supplemental Budget request.

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, February 1, 2012, 12:00 PM House Hearing Room 4.

Public hearing will be held: HB 1525

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, January 31, 2012, 5:00 PM House Hearing Room 7.

Public hearing will be held: HB 1476, HB 1244, HB 1245, HB 1130

Executive session may be held on any matter referred to the committee.

ELECTIONS

Tuesday, January 31, 2012, 8:15 AM House Hearing Room 5.

Public hearing will be held: HB 1250, HB 1457, HB 1106, HB 1442, HJR 41, HB 1060

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, February 1, 2012, 8:30 AM House Hearing Room 6.

Public hearing will be held: HB 1526

Executive session will be held: HB 1043, HB 1174

Executive session may be held on any matter referred to the committee.

HB 1526 will be heard from 8:30 AM to 10 AM.

Committee will recess.

Committee will reconvene at 3 PM in House Hearing Room 2 for Executive Session on HB 1043 and HB 1174.

EMERGING ISSUES IN ANIMAL AGRICULTURE

Tuesday, January 31, 2012, 5:00 PM House Hearing Room 1.

Public hearing will be held: HB 1444

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, February 1, 2012, 5:00 PM House Hearing Room 6.

Public hearing will be held: HB 1192, HB 1349, HB 1103, HB 1308

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, February 1, 2012, 7:00 PM, 2125 Missouri Blvd., Jefferson City, MO.

Committee Dinner.

FISCAL REVIEW

Thursday, February 2, 2012, 8:30 AM South Gallery.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 4.

Public hearing will be held: HB 1051, HB 1169, HB 1300

Executive session may be held on any matter referred to the committee.

HEALTH CARE POLICY

Wednesday, February 1, 2012, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 1123, HB 1033, HB 1188, HB 1274

Executive session may be held on any matter referred to the committee.

HEALTH INSURANCE

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 5.

Public hearing will be held: HB 1339, HB 1199

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Tuesday, January 31, 2012, 8:00 AM House Hearing Room 6.

Executive session will be held: HB 1041, HB 1042

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, February 1, 2012, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 1114, HB 1268, HB 1211, HB 1373

Executive Session will be held: HB 1143, HB 1210, HB 1037, HB 1177

Executive session may be held on any matter referred to the committee.

AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 1, 2012, Upon Morning Adjournment or 12 PM, whichever comes first, House Hearing Room 5.

Public hearing will be held: HB 1032, HB 1280

Executive session may be held on any matter referred to the committee.

RETIREMENT

Thursday, February 2, 2012, 8:00 AM House Hearing Room 1.

Public hearing will be held: HB 1226, HB 1138, HB 1139

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Tuesday, January 31, 2012, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 1179

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 7.
Public hearing will be held: HB 1040, HB 1150, HB 1295, HB 1402
Executive session may be held on any matter referred to the committee.

URBAN ISSUES

Wednesday, February 1, 2012, Upon Morning Adjournment House Hearing Room 5.
Public hearing will be held: HB 1220, HB 1344
CANCELLED

UTILITIES

Tuesday, January 31, 2012, 12:00 PM House Hearing Room 1.
Public hearing will be held: HB 1108, HB 1361
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, JANUARY 31, 2012

HOUSE BILLS FOR SECOND READING

HB 1560 through HB 1564

HOUSE BILLS FOR PERFECTION

- 1 HB 1104 - Schoeller
- 2 HB 1219 - Elmer

HOUSE BILLS FOR PERFECTION - CONSENT

(1/31/2012)

- 1 HB 1036 - Dugger
- 2 HB 1039 - Leara
- 3 HB 1099 - Fitzwater
- 4 HB 1100 - Fitzwater
- 5 HB 1105 - Day
- 6 HCS HB 1277 - Long