

JOURNAL OF THE HOUSE

Second Regular Session, 96th GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, MONDAY, FEBRUARY 20, 2012

The House met pursuant to adjournment.

Speaker Tilley in the Chair.

Prayer by Pastor Paul Meinsen.

Dear LORD, through Your servants You have revealed that You are “a God of truth and without injustice” (Deuteronomy 32:4a); that You are “abounding in loving-kindness and truth” (Exodus 34:6); that Your words are truth (2 Samuel 7:28) and that it is impossible for You to lie (Hebrews 6:18).

We also know, O LORD, that You want people to “speak the truth to one another” and to “judge with truth” (Zechariah 8:16b) and that “You desire truth in the innermost being...” (Psalm 51:6a)

“Loyalty and truth preserve the king, and he upholds his throne by righteousness” (Proverbs 20:28).

O LORD, may this place be a place of truth. May these, Your servants who lead our state, be people of truth. May we all repent of our falsehoods. May we all see and know that so much is lost and nothing really gained when we seek to deceive and distort. Give to each of us – legislators, staff, lobbyists, guests and pastors – a heart that desires and is able to speak the truth in love; for the good of all people and for the glory of Your name.

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. For You are good and Your love endures forever.

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 Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Emma Grace Winschel, Elizabeth Rose Winschel, Caroline Renee Winschel, Olivia Korpecki and John Korpecki.

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

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

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

HOUSE RESOLUTION

Representative Bernskoetter offered House Resolution No. 729.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 705 through House Resolution No. 728

House Resolution No. 730 through House Resolution No. 745

SECOND READING OF HOUSE BILL

HB 1767 was read the second time.

Speaker Pro Tem Schoeller assumed the Chair.

THIRD READING OF HOUSE BILLS

HB 1103, relating to appraisal management company notices, was taken up by Representative Crawford.

On motion of Representative Crawford, **HB 1103** was read the third time and passed by the following vote:

AYES: 151

Allen	Anders	Asbury	Atkins	Bahr
Barnes	Bernskoetter	Berry	Black	Brandom
Brattin	Brown 50	Brown 85	Brown 116	Burlison
Carlson	Casey	Cauthorn	Cierpiot	Colona
Conway 14	Conway 27	Cookson	Cox	Crawford
Cross	Curtman	Davis	Day	Denison
Dieckhaus	Diehl	Dugger	Ellinger	Ellington
Elmer	Entlicher	Fallert	Fisher	Fitzwater
Flanigan	Fraker	Franklin	Franz	Fuhr
Funderburk	Gatschenberger	Gosen	Grisamore	Guernsey
Haefner	Hampton	Harris	Higdon	Hinson
Hodges	Holsman	Hoskins	Hough	Houghton
Hubbard	Hummel	Johnson	Jones 89	Jones 117
Keeney	Kelley 126	Kelly 24	Kirkton	Klippenstein
Koenig	Korman	Kratky	Lair	Lampe
Lant	Largent	Lasater	Lauer	Leach
Leara	Lichtenegger	Loehner	Long	Marshall
McCaherty	McCann Beatty	McCreery	McDonald	McGeoghegan
McGhee	McManus	McNary	McNeil	Meadows
Montecillo	Morgan	Nance	Nasheed	Neth
Newman	Nichols	Nolte	Oxford	Pace
Parkinson	Phillips	Pierson	Pollock	Redmon
Reiboldt	Richardson	Riddle	Rizzo	Rowland
Ruzicka	Sater	Schad	Scharnhorst	Schatz
Schieber	Schieffer	Schoeller	Schupp	Shively
Shumake	Sifton	Silvey	Smith 71	Smith 150
Solon	Sommer	Spreng	Stream	Swearingen

Swinger	Talboy	Taylor	Thomson	Torpey
Wallingford	Walton Gray	Webber	Wells	Weter
White	Wieland	Wright	Wyatt	Zerr
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Aull	Carter	Frederick	Hughes	Jones 63
Kander	May	Molendorp	Quinn	Schneider
Still	Webb			

Speaker Pro Tem Schoeller declared the bill passed.

HB 1192, relating to a higher education savings plan, was taken up by Representative Koenig.

On motion of Representative Koenig, **HB 1192** was read the third time and passed by the following vote:

AYES: 149

Allen	Anders	Asbury	Atkins	Bahr
Barnes	Bernskoetter	Berry	Black	Brandom
Brattin	Brown 50	Brown 85	Burlison	Carlson
Casey	Cauthorn	Cierpiot	Colona	Conway 14
Conway 27	Cookson	Cox	Crawford	Cross
Curtman	Davis	Day	Denison	Dieckhaus
Diehl	Dugger	Ellinger	Ellington	Elmer
Entlicher	Fallert	Fisher	Fitzwater	Flanigan
Fraker	Franklin	Franz	Fuhr	Funderburk
Gatschenberger	Gosen	Grisamore	Guernsey	Haefner
Hampton	Harris	Higdon	Hinson	Hodges
Holsman	Hoskins	Hough	Houghton	Hubbard
Hummel	Johnson	Jones 89	Jones 117	Keeney
Kelley 126	Kelly 24	Kirkton	Klippenstein	Koenig
Korman	Kratky	Lair	Lampe	Lant
Lasater	Lauer	Leach	Leara	Lichtenegger
Loehner	Long	Marshall	McCaherty	McCann Beatty
McCreery	McDonald	McGeoghegan	McGhee	McManus
McNary	McNeil	Meadows	Montecillo	Morgan
Nance	Nasheed	Neth	Newman	Nichols
Nolte	Oxford	Pace	Parkinson	Phillips
Pierson	Pollock	Redmon	Reiboldt	Richardson
Riddle	Rizzo	Rowland	Ruzicka	Sater
Schad	Scharnhorst	Schatz	Schieber	Schieffer
Schoeller	Schupp	Shively	Shumake	Sifton
Silvey	Smith 71	Smith 150	Solon	Sommer
Spreng	Stream	Swearingen	Swinger	Talboy
Taylor	Thomson	Torpey	Wallingford	Walton Gray
Webber	Wells	Weter	White	Wieland
Wright	Wyatt	Zerr	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Aull	Brown 116	Carter	Frederick	Hughes
Jones 63	Kander	Largent	May	Molendorp
Quinn	Schneider	Still	Webb	

Speaker Pro Tem Schoeller declared the bill passed.

HB 1041, relating to state university property transfers, was taken up by Representative Thomson.

On motion of Representative Thomson, **HB 1041** was read the third time and passed by the following vote:

AYES: 144

Allen	Anders	Asbury	Atkins	Bahr
Barnes	Bernskoetter	Berry	Black	Brandon
Brattin	Brown 50	Brown 85	Burlison	Carlson
Casey	Cauthorn	Cierpiot	Colona	Conway 14
Conway 27	Cookson	Cox	Crawford	Cross
Curtman	Davis	Denison	Dieckhaus	Dugger
Ellinger	Ellington	Elmer	Entlicher	Fallert
Fisher	Fitzwater	Flanigan	Fraker	Franklin
Franz	Fuhr	Funderburk	Gatschenberger	Gosen
Grisamore	Guernsey	Haefner	Hampton	Harris
Higdon	Hinson	Hodges	Holsman	Hoskins
Hough	Houghton	Hubbard	Hummel	Johnson
Jones 89	Jones 117	Keeney	Kelley 126	Kelly 24
Kirkton	Klippenstein	Koenig	Korman	Kratky
Lair	Lampe	Lant	Lasater	Lauer
Leach	Leara	Lichtenegger	Loehner	Long
Marshall	May	McCaherty	McCann Beatty	McCreery
McDonald	McGeoghegan	McManus	McNary	McNeil
Meadows	Montecillo	Morgan	Nance	Nasheed
Neth	Newman	Nichols	Oxford	Pace
Parkinson	Phillips	Pierson	Pollock	Redmon
Reiboldt	Richardson	Riddle	Rizzo	Rowland
Ruzicka	Sater	Schad	Scharnhorst	Schieber
Schieffer	Schoeller	Schupp	Shively	Shumake
Sifton	Silvey	Smith 71	Smith 150	Solon
Sommer	Spreng	Stream	Swearingen	Swinger
Talboy	Taylor	Thomson	Torpey	Wallingford
Walton Gray	Webber	Wells	Weter	White
Wieland	Wright	Wyatt	Zerr	

NOES: 001

Schatz

PRESENT: 000

ABSENT WITH LEAVE: 018

Aull	Brown 116	Carter	Day	Diehl
Frederick	Hughes	Jones 63	Kander	Largent
McGhee	Molendorp	Nolte	Quinn	Schneider
Still	Webb	Mr Speaker		

Speaker Pro Tem Schoeller declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 137

Allen	Anders	Asbury	Atkins	Bahr
Barnes	Bernskoetter	Berry	Black	Brandom
Brattin	Brown 50	Brown 85	Burlison	Carlson
Casey	Cauthorn	Cierpiot	Conway 14	Conway 27
Cox	Crawford	Cross	Curtman	Davis
Day	Denison	Dieckhaus	Dugger	Ellinger
Ellington	Elmer	Entlicher	Fallert	Fisher
Fitzwater	Flanigan	Fraker	Franklin	Franz
Fuhr	Funderburk	Gatschenberger	Gosen	Grisamore
Guernsey	Haefner	Hampton	Harris	Higdon
Hinson	Hodges	Holsman	Hoskins	Hough
Houghton	Hubbard	Hummel	Johnson	Jones 89
Jones 117	Keeney	Kelley 126	Kelly 24	Klippenstein
Koenig	Korman	Kratky	Lair	Lampe
Lant	Lauer	Leach	Leara	Lichtenegger
Loehner	Long	May	McCaherty	McCann Beatty
McDonald	McGeoghegan	McManus	McNary	McNeil
Meadows	Montecillo	Morgan	Nance	Nasheed
Neth	Nichols	Oxford	Pace	Parkinson
Phillips	Pierson	Pollock	Redmon	Reiboldt
Richardson	Riddle	Rizzo	Rowland	Ruzicka
Sater	Schad	Scharnhorst	Schieber	Schieffer
Schoeller	Schupp	Shively	Shumake	Sifton
Silvey	Smith 71	Smith 150	Solon	Sommer
Spreng	Stream	Swearingen	Swinger	Talboj
Thomson	Torpey	Wallingford	Walton Gray	Webber
Wells	Weter	White	Wieland	Wright
Wyatt	Zerr			

NOES: 008

Colona	Kirkton	Lasater	Marshall	McCreery
Newman	Schatz	Taylor		

PRESENT: 000

ABSENT WITH LEAVE: 018

Aull	Brown 116	Carter	Cookson	Diehl
Frederick	Hughes	Jones 63	Kander	Largent
McGhee	Molendorp	Nolte	Quinn	Schneider
Still	Webb	Mr Speaker		

PERFECTION OF HOUSE BILL

HCS HBs 1186 & 1147, relating to English only driver's examinations, was taken up by Representative Parkinson.

Representative Jones (89) moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Asbury	Bahr	Barnes	Bernskoetter
Berry	Brandom	Brattin	Brown 85	Burlison
Cauthorn	Cierpiot	Conway 14	Cookson	Cox
Crawford	Cross	Curtman	Davis	Day
Denison	Dieckhaus	Diehl	Dugger	Elmer
Entlicher	Fisher	Fitzwater	Flanigan	Fraker
Franklin	Franz	Fuhr	Funderburk	Gatschenberger
Gosen	Grisamore	Guernsey	Haefner	Hampton
Higdon	Hinson	Hoskins	Hough	Houghton
Johnson	Jones 89	Jones 117	Keeney	Kelley 126
Klippenstein	Koenig	Korman	Lair	Lant
Lasater	Leach	Leara	Lichtenegger	Loehner
Long	Marshall	McCaherty	McGhee	McNary
Nance	Neth	Nolte	Parkinson	Phillips
Redmon	Reiboldt	Richardson	Riddle	Rowland
Ruzicka	Sater	Schad	Scharnhorst	Schatz
Schieber	Schoeller	Shumake	Silvey	Smith 150
Solon	Sommer	Stream	Thomson	Torpey
Wallingford	Wells	Weter	White	Wieland
Wright	Wyatt	Zerr	Mr Speaker	

NOES: 049

Anders	Atkins	Black	Brown 50	Carlson
Casey	Colona	Conway 27	Ellinger	Ellington
Fallert	Harris	Hodges	Holsman	Hubbard
Hummel	Kelly 24	Kirkton	Kratky	Lampe
May	McCann Beatty	McCreery	McDonald	McGeoghegan
McManus	McNeil	Meadows	Montecillo	Morgan
Nasheed	Newman	Nichols	Oxford	Pace
Pierson	Rizzo	Schieffer	Schupp	Shively
Sifton	Smith 71	Spreng	Swearingen	Swinger
Talboy	Taylor	Walton Gray	Webber	

PRESENT: 000

ABSENT WITH LEAVE: 015

Aull	Brown 116	Carter	Frederick	Hughes
Jones 63	Kander	Largent	Lauer	Molendorp
Pollock	Quinn	Schneider	Still	Webb

On motion of Representative Parkinson, **HCS HBs 1186 & 1147** was adopted.

On motion of Representative Parkinson, **HCS HBs 1186 & 1147** was ordered perfected and printed by the following vote:

AYES: 091

Allen	Asbury	Bahr	Bernskoetter	Brandom
Brattin	Brown 85	Burlison	Cauthorn	Cierpiot
Conway 14	Cookson	Cox	Crawford	Cross
Curtman	Davis	Day	Denison	Dieckhaus
Diehl	Dugger	Elmer	Entlicher	Fisher
Fitzwater	Flanigan	Fraker	Franklin	Franz
Fuhr	Funderburk	Gatschenberger	Grisamore	Guernsey
Haefner	Hampton	Higdon	Hinson	Hodges
Hoskins	Houghton	Johnson	Jones 89	Jones 117
Keeney	Kelley 126	Koenig	Korman	Lair
Lant	Lasater	Lauer	Leach	Leara
Lichtenegger	Loehner	Long	Marshall	McCaherty
McNary	Nance	Nolte	Parkinson	Pollock
Redmon	Reiboldt	Richardson	Riddle	Rowland
Ruzicka	Schad	Schatz	Schieffer	Schoeller
Shively	Silvey	Smith 150	Solon	Sommer
Stream	Swinger	Thomson	Wallingford	Wells
Weter	White	Wright	Wyatt	Zerr
Mr Speaker				

NOES: 059

Anders	Atkins	Barnes	Berry	Black
Brown 50	Carlson	Casey	Colona	Conway 27
Ellinger	Ellington	Fallert	Gosen	Harris
Holsman	Hough	Hubbard	Hummel	Kelly 24
Kirkton	Klippenstein	Kratky	Lampe	May
McCann Beatty	McCreery	McDonald	McGeoghegan	McGhee
McManus	McNeil	Meadows	Montecillo	Morgan
Nasheed	Neth	Newman	Nichols	Oxford
Pace	Phillips	Pierson	Rizzo	Sater
Scharnhorst	Schieber	Shupp	Shumake	Sifton
Smith 71	Spreng	Swearingen	Talboy	Taylor
Torpey	Walton Gray	Webber	Wieland	

PRESENT: 000

ABSENT WITH LEAVE: 013

Aull	Brown 116	Carter	Frederick	Hughes
Jones 63	Kander	Largent	Molendorp	Quinn
Schneider	Still	Webb		

PERFECTION OF HOUSE JOINT RESOLUTION

HCS HJR 61, relating to the right to raise livestock, was taken up by Representative Loehner.

On motion of Representative Loehner, **HCS HJR 61** was adopted.

On motion of Representative Loehner, **HCS HJR 61** was ordered perfected and printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTION

HCR 8, relating to agriculture land values, was taken up by Representative Guernsey.

HCR 8 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1623** - Economic Development
- HB 1649** - Professional Registration and Licensing
- HB 1735** - Elementary and Secondary Education
- HB 1736** - Elementary and Secondary Education
- HB 1740** - Elementary and Secondary Education
- HB 1758** - Judiciary

COMMITTEE REPORTS

Committee on Administration and Accounts, Chairman McGhee reporting:

Mr. Speaker: Your Committee on Administration and Accounts, to which was referred **HR 89**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

HOUSE RESOLUTION NO. 89

WHEREAS, Section 21.155, RSMo, provides that the House of Representatives may, by resolution, continue in employment such number of efficient employees after any adjournment of a regular session or sine die adjournment of the General Assembly as may be necessary for operation of the House; and

WHEREAS, the House of Representatives will have need for secretarial, administrative, and research, budget, and support staff after the adjournment of the House on May 18, 2012; and

WHEREAS, employees of the House of Representatives are designated and funded through appropriations, including those employees who may be needed for veto, special, or extraordinary sessions of the House:

NOW, THEREFORE, BE IT RESOLVED that Missouri House of Representatives, Ninety-sixth General Assembly, may employ for the period between May 18, 2012, and January 9, 2013, such employees as are necessary to perform the duties of the House, not to exceed that amount authorized pursuant to appropriation. Such employees

shall include necessary secretarial, administrative, and research, budget, and support staff personnel appointed by the Speaker whose terms of employment are established by the Committee on Administration and Accounts.

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution.

Committee on Agriculture Policy, Chairman Loehner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1212**, 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 Crime Prevention and Public Safety, Chairman Schad reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1525**, 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 Elections, Chairman Dugger reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **SCS SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Cox reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1165**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1512**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(32)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Diehl reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 41**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 41

WHEREAS, under Section 2713 of the federal Patient Protection and Affordable Care Act of 2010 health insurers must cover "preventive services" for women without charging a co-pay beginning August 1, 2012; and

WHEREAS, Health and Human Services Secretary Kathleen Sebelius defined these preventive services to include "all FDA-approved forms of contraception, sterilization procedures and patient education and counseling"; and

WHEREAS, regulations announced last year (Interim Final Rule 76 FR 46621, August 3, 2011) provided an exemption for certain religious employers regarding contraception. At that time, it was unclear if the religious exemption applied to entities operated by religious organizations that employed or served people from a variety of faiths or had no religious affiliation at all; and

WHEREAS, on January 20, 2012, Secretary Sebelius said this mandate would take effect in August for most employers. Churches would be exempted from the rule, but not religious affiliated hospitals, colleges, or charities, though they would be given an extra year to comply; and

WHEREAS, Obama administration officials said that 28 states, including California and New York, already have similar rules for health insurance; and

WHEREAS, on Friday, February 10, 2012, President Obama announced a compromise that would exempt churches, other houses of worship, and similar organizations from covering contraception on the basis of their religious objections, and would provide a one-year transition period for religious organizations while this policy is being implemented; and

WHEREAS, the Obama administration also announced that sometime in the upcoming year it will propose and finalize a new regulation to address the religious objections of the non-exempted religious organizations. The new regulation will require insurance companies to cover contraception if the non-exempted religious organization chooses not to. Under the compromise:

- (1) Religious organizations would not have to provide contraception coverage or refer their employees to organizations that provide contraception;
 - (2) Religious organizations would not be required to subsidize the cost of contraception;
 - (3) Contraception coverage would be offered to women by their employers' insurance companies directly, with no role for religious employers who oppose contraception;
 - (4) Insurance companies would be required to provide contraception coverage to these women free of charge;
- and

WHEREAS, the Missouri General Assembly has a solemn duty and obligation to uphold the laws of the State of Missouri, and to take all steps necessary and legal to stop any infringement upon the protected rights of Missouri citizens; and

WHEREAS, the people of the State of Missouri adopted Section 1.330, RSMo, by referendum, Proposition C, on August 3, 2010, which states in part:

"1.330. 1. No law or rule shall compel, directly or indirectly, any person, employer, or health care provider to participate in any health care system."; and

WHEREAS, in accordance with Section 1.330:

- (1) No employee, self-employed person, or any other person should be compelled to obtain coverage for, or be discriminated against or penalized for declining or refusing coverage for, abortion, contraception, or sterilization in a health plan if such items or procedures are contrary to the religious beliefs or moral convictions of such employee or person; and
- (2) No employer, health plan provider, health plan sponsor, health care provider, or any other entity should be compelled to provide coverage for, or be discriminated against or penalized for declining or refusing coverage for, abortion, contraception, or sterilization in a health plan if such items or procedures are contrary to the religious beliefs or moral convictions of such employer, health plan provider, health plan sponsor, health care provider, or entity; and
- (3) No governmental entity, public official, or entity acting in a governmental capacity should be permitted to discriminate against or penalize a health plan, plan sponsor, health care provider, employer, employee, or other entity or person because of such plan's, sponsor's, provider's, employer's, employee's, entity's, or person's unwillingness, based on religious beliefs or moral convictions, to provide or obtain coverage for, participate in, or refer for, abortion, contraception, or sterilization in a health plan; and

WHEREAS, the most recent regulation under the federal Patient Protection and Affordable Care Act (PPACA) will require religious hospitals and institutions to choose between offering insurance coverage to their employees which provide birth control, sterilization procedures, and abortifacients, such as the "morning after pill", services which are contrary to the religious tenets and beliefs of the Catholic Church, other churches, and religious organizations who operate such hospitals and institutions, or decide not to provide health insurance coverage to their employees and pay the penalty imposed under PPACA; and

WHEREAS, the compromise announced by President Barack Obama on February 10, 2012, does not resolve the issue for the Catholic Church, other churches, and many religious organizations because it failed to address several important issues, such as self insurers, conscience objections of individuals, and states' rights; and

WHEREAS, in many religious hospitals and institutions, the Catholic Church, other churches, or religious organizations are self insured, which once again forces them to make an unnecessary choice in violation of their religious liberties; and

WHEREAS, even if the Catholic Church, other churches, or religious organizations do not self insure, the transfer of responsibility to the insurer of providing these services free of charge under the announced compromise will likely be passed on to employers in the form of higher premiums to cover the cost to the insurer, which forces these churches and institutions to indirectly pay for these mandates through their premiums in violation of their religious liberties; and

WHEREAS, religious liberty is a fundamental principle in our nation and state that must be protected. The intrusion of the federal government into our health care choices by creating a health care mandate which forces not only the Catholic Church, other churches, and religious organizations, but also any person with deeply held religious beliefs to violate their conscience or be subject to a penalty is unacceptable in a free society; and

WHEREAS, under the Tenth Amendment to the United States Constitution, the State of Missouri and every other state in the nation has the right to enact laws which prohibit the infringement of the federal government into the lives and affairs of its citizens in areas which are not expressly provided to the federal government under the United States Constitution; and

WHEREAS, Missouri has enacted legislation which directly contradicts the mandates contained in the federal Patient Protection and Affordable Care Act of 2010; and

WHEREAS, the Missouri General Assembly takes a firm and unwavering stand against an unconstitutional infringement on the right of the State of Missouri and its citizens not to be forced to participate in any health care system which is contrary to the laws of the State of Missouri:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-sixth General Assembly, Second Regular Session, the Senate concurring therein, hereby declare the firm and unwavering stand of the Missouri General Assembly to strongly oppose the federal health care mandates contained in the Patient Protection and Affordable Care Act of 2010, including the most recent regulation requiring the provision of preventive services, as an infringement of the rights of the State of Missouri and a violation of state law; and

BE IT FURTHER RESOLVED that the Missouri General Assembly strongly affirms the right of each state under the Tenth Amendment of the United States Constitution to enact laws which prohibit the unconstitutional infringement of the federal government into the lives and affairs of the states in areas which are not expressly provided to the federal government; and

BE IT FURTHER RESOLVED that the Missouri General Assembly strongly urges and encourages the members of the Missouri Congressional delegation to write letters to Secretary Sebelius to express opposition to this new regulation; 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 Kathleen Sebelius, Secretary of the Department of Health and Human Services, and each member of the Missouri Congressional delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1174**, begs leave to report it has examined the same and recommends that it **Do Pass**.

ADVANCEMENT OF HOUSE CONSENT BILLS

Pursuant to Rule 45(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 1059, HB 1107, HB 1112, HB 1128, HB 1188, HB 1347, HCS HB 1457** and **HB 1517**.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 82, introduced by Representatives Wyatt, Curtman, Burlison, Haefner, Koenig and Leach, relating to the commission on retirement, removal, and discipline.

INTRODUCTION OF HOUSE BILLS

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

HB 1768, introduced by Representative Hinson, relating to statewide 911 service.

HB 1769, introduced by Representative Jones (117), relating to funeral directors.

HB 1770, introduced by Representative Jones (117), relating to the sale of preneed funeral contracts.

HB 1771, introduced by Representatives Solon, Oxford, Barnes, Conway (14) and Leach, relating solely to public notice before the issuance of municipal or local appropriation bonds.

HB 1772, introduced by Representatives Parkinson, Barnes, Smith (150), Solon, Flanigan, Ellinger and Oxford, relating solely to due diligence procedures by the department of economic development.

HB 1773, introduced by Representatives Barnes, Kelly (24), Long, Ellinger, Parkinson, Smith (150), Solon, Flanigan and Oxford, relating solely to due diligence duties of third-party professionals in municipal or local government appropriation bonds.

HB 1774, introduced by Representatives Barnes, Ellinger, Parkinson and Solon, relating solely to municipal and local government appropriations bonds and procedures of the department of economic development.

HB 1775, introduced by Representatives Barnes, Kelly (24), Ellinger, Richardson, Long, Parkinson, Smith (150), Solon, Flanigan and Oxford, relating solely to the sharing of information for economic development incentives.

HB 1776, introduced by Representatives Barnes, Kelly (24), Flanigan, Ellinger, Solon and Oxford, relating solely to local government appropriation bonds.

HB 1777, introduced by Representatives Barnes and Ellinger, relating solely to consulting contracts with the department of economic development.

HB 1778, introduced by Representatives Hoskins, Largent and McGhee, relating to the designation of the state historical dog.

HB 1779, introduced by Representative Flanigan, relating to tax increment financing for redevelopment of disaster areas.

HB 1780, introduced by Representatives Hinson, Gatschenberger, Cierpiot, Conway (27) and Taylor, relating to statewide 911 service.

HB 1781, introduced by Representative Nasheed, relating to candidates for public office.

HB 1782, introduced by Representatives Fitzwater, Cookson, Fisher, Marshall, Keeney, Lasater, Bahr, Fraker, Burlison, Torpey, Grisamore, Meadows, McGeoghegan, Harris, Swearingen, Montecillo, Rizzo, Schieber, Kelley (126), Reiboldt, Davis, Crawford, Entlicher, Solon, Wallingford, Shumake, Wells, Weter, Smith (150), Hampton, Cross and Dugger, relating to the designation of a memorial highway.

HB 1783, introduced by Representatives Brown (50), Walton Gray, Oxford and Black, relating to obesity.

WITHDRAWAL OF HOUSE BILL

February 6, 2012

Dear Speaker Tilley,

I have filed **House Bill No. 1379** to allow certain business subscribers to place their telephone numbers on the state No-Call list. Due to unintended consequences with my bill I wish to retract it.

Thank you for your consideration.

Sincerely,

/s/ Kurt Bahr
Representative
District 19

The following member's presence was noted: Hughes.

ADJOURNMENT

On motion of Representative Jones (89), the House adjourned until 10:00 a.m., Tuesday, February 21, 2012.

COMMITTEE MEETINGS

AGRI-BUSINESS

Tuesday, February 21, 2012, 8:00 AM House Hearing Room 4.
Public hearing will be held: HCR 11, HCR 30, HB 1271, HB 1477, HB 1688
Executive session may be held on any matter referred to the committee.

AGRICULTURE POLICY

Tuesday, February 21, 2012, 12:00 PM House Hearing Room 6.
Public hearing will be held: HB 1363, HB 1364, HB 1462
Executive session may be held on any matter referred to the committee.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 21, 2012, 2:00 PM House Hearing Room 4.
Meeting with Joe Gillman from DNR about earthquakes and how they affect Missouri.
Sponsored by Appropriations - Agriculture and Natural Resources.

BUDGET

Tuesday, February 21, 2012, Upon Morning Adjournment House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
FY 2013 Budget overview by State Budget Director.
Recommendations from Appropriation Committees.

BUDGET

Wednesday, February 22, 2012, Upon Morning Adjournment House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Recommendations from Appropriation Committees.

BUDGET

Thursday, February 23, 2012, Upon Morning Adjournment House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Recommendations from Appropriation Committees.

CORRECTED

CHILDREN AND FAMILIES

Wednesday, February 22, 2012, 8:00 AM House Hearing Room 1.
Public hearing will be held: HB 1152, HB 1491, HB 1357
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, February 22, 2012, 12:00 PM House Hearing Room 4.
Public hearing will be held: HB 1551, HB 1647, HB 1190
Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Thursday, February 23, 2012, 9:00 AM House Hearing Room 4.
Public hearing will be held: HB 1608
Executive session will be held: HB 1094
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, February 21, 2012, 5:00 PM House Hearing Room 7.
Public hearing will be held: HB 1455
Executive session may be held on any matter referred to the committee.
Work Session, continued. (No public testimony during work session.)

ELECTIONS

Tuesday, February 21, 2012, 8:30 AM House Hearing Room 5.
Public hearing will be held: HB 1052
Executive session will be held: HB 1046
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 21, 2012, 3:00 PM House Hearing Room 5.
Public hearing will be held: HB 1740
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, February 22, 2012, 8:00 AM House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

EXECUTIVE SESSION

GENERAL LAWS

Tuesday, February 21, 2012, 12:00 PM House Hearing Room 4.
Public hearing will be held: HB 1326, HB 1319, HB 1369, HB 1045, HB 1621
Executive session may be held on any matter referred to the committee.
AMENDED

HEALTH CARE POLICY

Wednesday, February 22, 2012, 12:00 PM House Hearing Room 6.
Public hearing will be held: HCR 25, HB 1337, HB 1407, HB 1529
Executive session may be held on any matter referred to the committee.

HEALTH INSURANCE

Tuesday, February 21, 2012, 12:00 PM House Hearing Room 5.
Public hearing will be held: HB 1081, HB 1158, HB 1050, HB 1533
Executive session will be held: HB 1081
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Tuesday, February 21, 2012, 8:00 AM House Hearing Room 6.

Public hearing will be held: HB 1722

Executive session will be held: HB 1216, HB 1502

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

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 1, 2012, 8:30 AM Senate Lounge.

Informational meeting - Discussion and presentation by city of St. Louis officials and International Association of Fire Fighter's Local 73 Union officials relative to St. Louis Firemen's Retirement System proposed modifications.

LOCAL GOVERNMENT

Wednesday, February 22, 2012, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 1307, HB 1494, HB 1573, HB 1562, HB 1552

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

LOCAL GOVERNMENT

Wednesday, February 22, 2012, 6:30 PM 2125 Missouri Blvd.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 22, 2012, Upon Morning Adjournment or 12 PM, whichever comes first, House Hearing Room 5.

Public hearing will be held: HB 1649

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

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

Tuesday, February 21, 2012, 5:00 PM House Hearing Room 6.

Executive session may be held on any or all bills that may be referred to this committee.

RURAL COMMUNITY DEVELOPMENT

Tuesday, February 21, 2012, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 1524, HJR 59

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

AMENDED

SPECIAL STANDING COMMITTEE ON JUDICIAL REFORM

Tuesday, February 21, 2012, 2:00 PM House Hearing Room 6.

Public hearing will be held: HB 1754

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

TOURISM AND NATURAL RESOURCES

Thursday, February 23, 2012, 8:00 AM House Hearing Room 7.

Public hearing will be held: HCR 32, HB 1634

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

Division of Tourism will be presenting their annual report to the committee during the second hour of the meeting.

TRANSPORTATION

Tuesday, February 21, 2012, Upon Morning Adjournment House Hearing Room 7.

Public hearing will be held: HB 1221, HB 1511, HB 1687, HB 1684, HB 1694, HB 1612, HB 1668, HB 1640

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

TRANSPORTATION FUNDING AND PUBLIC INSTITUTIONS

Tuesday, February 21, 2012, 2:00 PM House Hearing Room 7.

Public hearing will be held: HB 1630, HB 1613, HB 1213, HB 1117

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

UTILITIES

Tuesday, February 21, 2012, 12:00 PM House Hearing Room 1.

Public hearing will be held: HB 1289, HB 1691

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

VETERANS

Tuesday, February 21, 2012, 8:30 AM House Hearing Room 1.

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

Executive session only.

HOUSE CALENDAR

TWENTY-EIGHTH DAY, TUESDAY, FEBRUARY 21, 2012

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 82

HOUSE BILLS FOR SECOND READING

HB 1768 through HB 1783

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 45 - Solon
- 2 HCS HJR 41 - Nasheed

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Silvey

HOUSE BILLS FOR PERFECTION

- 1 HCS HBs 1298 & 1180, as amended - Parkinson
- 2 HCS HB 1308 - Wells
- 3 HB 1349 - Jones (117)

- 4 HCS HB 1442 - Smith (150)
- 5 HCS HB 1106 - Dugger
- 6 HCS HB 1193 - Frederick
- 7 HCS HB 1220 - Hubbard
- 8 HCS HB 1174 - Lair

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

HB 1131 - Fisher

HOUSE BILLS FOR PERFECTION - CONSENT

(2/17/2012)

- 1 HB 1037 - Dugger
- 2 HB 1114 - Weter
- 3 HB 1441 - Fisher

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 8, (2/9/12, Page 288) - Guernsey

HOUSE BILLS FOR THIRD READING

HB 1277 - Long

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 1059 - Dugger
- 2 HB 1107 - Dugger
- 3 HB 1112 - Gosen
- 4 HB 1128 - Largent
- 5 HB 1188 - Allen
- 6 HB 1347 - Franz
- 7 HCS HB 1457 - Crawford
- 8 HB 1517 - Nolte

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 12, (2/7/12, Page 251) - Davis
- 2 HCR 41, (2/20/12) - Curtman