

# JOURNAL OF THE HOUSE

First Regular Session, 97th GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JANUARY 23, 2013

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

*The Lord is the strength of my life. (Psalm 27:1)*

O God, Whose still small voice calls us to turn aside for a moment from the weary ways of a busy world to wait upon You and to find our strength in You - make us aware of Your Spirit, as we bow before the altar of Your presence. Amid the haste of daily duties and the pressure of persistent problems may we find in You strength for the day, wisdom to make sound decisions, and the spirit of good will to motivate all our endeavors on behalf of our beloved state.

With a consciousness of Your presence alive within us and tapping the unfailing resources of our faith may our souls be restored, our minds refreshed, our bodies renewed, and together may we be made ready for the tasks and the responsibilities we face these hours in the People's House. Bless our chief justice and all members of the Missouri Supreme Court who will be present and in our midst today.

And the House says, "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: Ashley Euritt and Abbey Euritt.

The Journal of the seventh day was approved as printed.

## ESCORT COMMITTEE

The Speaker appointed the following committee to act with a like committee from the Senate pursuant to **HCR 1**: Representatives Swan, Pfautsch, Hansen, Burlison, Gosen, McKenna, Frame, Morgan, Newman and Runions.

## HOUSE RESOLUTION

Representative Haefner offered House Resolution No. 156.

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 155

House Resolution No. 157 through House Resolution No. 176

**HOUSE CONCURRENT RESOLUTIONS**

Representative Walton Gray, et al., offered House Concurrent Resolution No. 10.  
 Representative Walton Gray, et al., offered House Concurrent Resolution No. 11.  
 Representative Walton Gray, et al., offered House Concurrent Resolution No. 12.  
 Representative Walton Gray, et al., offered House Concurrent Resolution No. 13.  
 Representative Walton Gray, et al., offered House Concurrent Resolution No. 14.  
 Representative Walton Gray, et al., offered House Concurrent Resolution No. 15.  
 Representative Walton Gray, et al., offered House Concurrent Resolution No. 16.

**SECOND READING OF HOUSE BILLS**

**HB 227** through **HB 256** were read the second time.

**MOTION**

Representative Diehl moved that Rule 114 be suspended.

Which motion was adopted by the following vote:

AYES: 157

Allen	Anders	Anderson	Austin	Bahr
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Burns	Butler	Carpenter	Cierpiot
Colona	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman
Davis	Diehl	Dohrman	Dugger	Dunn
Ellinger	Ellington	Elmer	Engler	English
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fowler	Frame	Franklin	Frederick	Funderburk
Gannon	Gardner	Gatschenberger	Gosen	Grisamore
Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hodges
Hoskins	Hough	Houghton	Hubbard	Hummel
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeyer
Korman	Kratky	LaFaver	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
Marshall	May	Mayfield	McCaherty	McCann Beatty
McDonald	McGaugh	McKenna	McManus	McNeil
Meredith	Messenger	Miller	Mims	Mitten
Molendorp	Montecillo	Morgan	Morris	Muntzel
Neely	Neth	Newman	Nichols	Norr
Otto	Pace	Parkinson	Pfautsch	Phillips
Pierson	Pike	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle
Rizzo	Roorda	Ross	Rowden	Rowland
Runions	Scharnhorst	Schatz	Schieber	Schieffer
Schupp	Shull	Shumake	Smith 85	Smith 120
Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Walton Gray

Webber                      White                      Wieland                      Wilson                      Wood  
Wright                      Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Barnes                      Fraker                      Webb                      Zerr

VACANCIES: 002

### JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Peter Kinder, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 033

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey
Dixon	Emery	Holsman	Justus	Keaveny
Kehoe	Kraus	Lager	Lamping	LeVota
Libla	McKenna	Munzlinger	Nasheed	Nieves
Parson	Pearce	Richard	Romine	Rupp
Sater	Schaaf	Schaefer	Schmitt	Sifton
Silvey	Wallingford	Walsh		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 001

Wasson

VACANCIES: 000

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 150

Allen	Anders	Anderson	Austin	Bahr
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Burns	Butler	Carpenter	Cierpiot
Colona	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Dunn	Ellinger
Ellington	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fowler
Franklin	Frederick	Funderburk	Gannon	Gardner
Gatschenberger	Gosen	Grisamore	Guernsey	Haahr

Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hodges	Hoskins	Hough
Houghton	Hummel	Hurst	Johnson	Justus
Keeney	Kelley 127	Kirkton	Koenig	Kolkmeier
Korman	Kratky	LaFaver	Lair	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
May	Mayfield	McCaherty	McCann Beatty	McDonald
McGaugh	McKenna	McManus	McNeil	Meredith
Messenger	Miller	Mims	Mitten	Molendorp
Montecillo	Morgan	Morris	Muntzel	Neely
Neth	Newman	Nichols	Norr	Otto
Pace	Parkinson	Phillips	Pierson	Pike
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Rizzo	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieber	Schieffer	Schupp	Shull	Shumake
Smith 85	Smith 120	Solon	Sommer	Spencer
Stream	Swan	Swearingen	Thomson	Torpey
Walker	Walton Gray	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 000

PRESENT: 002

Kelly 45                      Roorda

ABSENT WITH LEAVE: 009

Barnes	Cross	Fraker	Frame	Hubbard
Jones 50	Leara	Pfautsch	Webb	

VACANCIES: 002

The Doorkeeper announced the approach of the Honorable Richard B. Teitelman, Chief Justice of the Supreme Court of Missouri. Chief Justice Teitelman was duly escorted to the House Chamber and to the Speaker’s dais where he delivered the following message to the assembly in Joint Session.

### **STATE OF THE JUDICIARY ADDRESS**

by

Chief Justice Richard B. Teitelman

Mr. Speaker, Mr. President, Mr. President Pro Tem, members of the General Assembly: Thank you for welcoming me here again this morning. I am humbled to stand before you today to deliver this 40th state of the judiciary address.

Before I begin, let’s take a moment of silence to remember the great Stan “the Man” Musial, who not only was a great baseball player but also a humanitarian who treated everyone with graciousness and dignity.

I congratulate all of you – and especially the new legislators coming to Jefferson City for their first session – for your commitment to serving your fellow citizens. I want to offer particular congratulations to your new leaders: in the House, Speaker Tim Jones; Speaker Pro Tem Jason Smith; and Majority Floor Leader John Diehl; and in the Senate, President Pro Tem Tom Dempsey; and Majority Floor Leader Ron Richard.

I was struck by something President Pro Tem Dempsey said on the opening day of the legislative session. He observed that this remarkable state truly has been “the land of opportunity for so many.” Like Senator Dempsey, I too see Missouri as a land of opportunity, where people reach out to others and help them succeed.

I know my colleagues on the Supreme Court share my sentiments. Let me introduce success stories in their own right: Judges Mary Russell, Patty Breckenridge and Zel Fischer, all of whom practiced law in small firms in rural Missouri communities; Judge George Draper III, whose father – while serving as an assistant attorney general in the 1960s under Tom Eagleton – was refused service at restaurants here in Jefferson City; and Judge Laura Denvir Stith and our newest addition, Jefferson City native Judge Paul Wilson, both of whom learned the importance of public service at an early age from parents who were community leaders.

I remain grateful to have the opportunity to serve with such wonderful people who are so dedicated to serving the constitution and the people of Missouri.

Monday, as we celebrated the birth of Dr. Martin Luther King Jr., I thought of success stories here in Missouri – stories like those beginning in 1920 with the election of Republican Representative Walthall Moore and continuing through the 1960s with Senator Theodore McNeal, Representative DeVerne Calloway, Representative Leon Jordan and Representative Harold Holiday Sr.; through the 1970s with Representative Orchid Jordan and Senator Gwen Giles; and into the 1980s with Senator Lee Vertis Swinton – men and women who, across generations, cast their votes in this great institution as Missouri’s first black legislators.

I also thought about Lloyd Gaines and Lucile Bluford, both of whom sought in the 1930s to become students at the University of Missouri. Their struggles helped lead to opportunities. In just the past decade, the university’s enrollment of African-Americans alone has increased by more than 80 percent, and now nearly 20 percent of the university’s freshmen are minorities.

Truly, opportunities for success abound in Missouri. One more recent success story is that of Alice Conway, assistant general counsel at Monsanto.

She is remarkable for her educational achievements – she earned her Ph.D. in comparative literature at the same time as she earned her law degree from Washington University in St. Louis; she is a mezzosoprano who has studied at Julliard; and she has studied not only English but also French, German, Latin and Spanish literature.

She is all the more remarkable because she did all this reading in Braille, as she has been blind since infancy. Her mother translated many of her reading materials into Braille by hand. Alice now manages commercial and employment law issues for Monsanto.

We in the judiciary are doing what we can to create more opportunities for people in Missouri to gain access to our courts. Thanks largely to grant funding, we are providing interpreters as needed in all criminal, family, domestic and juvenile cases, and we now have a dedicated language-access point of contact for every county in the state.

At the Supreme Court, we are working to provide closed-captioning services for the oral arguments we stream online, and we will be providing informational brochures in Braille and audio files for the blind.

The judiciary’s educational efforts are expanding statewide. We continue to welcome thousands of your constituents as visitors touring our beautiful Supreme Court Building. And we now have more than 125 individuals – business and civic leaders, teachers, lawyers, court staff, judges and others – volunteering their time to help educate our citizens about the role Missouri’s courts serve in our outstanding system of government as well as the importance of the constitution and the laws.

One example of a local community coming together to get young people excited about these important issues is Houston, Texas – Missouri, that is. Former legislator and now Associate Circuit Judge Doug Gaston has engaged local leaders and high school students together in a “Constitution Project.”

Much like we all have to work together, he has worked with the local police department, sheriff’s office, newspapers, radio stations, lawyers, and, of course, school administrators and teachers to provide legal experience.

During this Constitution Project, students from four Texas County high schools spent part of their fall semester participating in a mock criminal case. Some students investigated the crime scene and analyzed the evidence, others reported in the local newspaper and radio stations about the progress of the investigation and case, and the rest served as prosecution and defense attorneys. The project helped them see first-hand how so many facets of our constitutional system of government work together.

Winners were chosen at the school and county level and awarded scholarships. Along with Judge Gaston and some of the local leaders who made the Constitution Project possible, we have several of the winners here with us today: county winners Brittany Scott and Nathan Poynter, both of Houston High School; and Houston High School winner Dusti Turner. Let's recognize them for their wonderful efforts.

This Constitution Project has been such a success that the members of the Supreme Court Committee on Civic Education – in partnership with the Missouri Highway Patrol, the Missouri Press Association, the Missouri Broadcasters Association and the Missouri Bar – hope to bring it to other local communities, eventually having a statewide competition.

As another statewide effort, the courts continue to try to make it easier and more affordable for people to file cases. The Supreme Court, all three districts of the court of appeals, and the circuit courts in Callaway and St. Charles counties are up and running in the Missouri eFiling System, and an additional 25 county circuit courts plan to join the eFiling System this year.

Although Judge Ray Price Jr. left the Court last summer to return to private practice, his legacy remains. Thanks largely to his commitment to being “smart,” and not just “tough,” about the way we deal with those in the criminal justice system, we now have treatment court divisions serving all but two of our 45 judicial circuits.

With a graduation rate exceeding 50 percent, Missouri now has more than 12,000 graduates who successfully have completed treatment court programs. In addition, nearly 600 drug-free babies have been born to treatment court participants.

One drug court graduate has received national recognition: Josh Palmer of Malden was featured in a nationwide meth-prevention media campaign sponsored by the Office of National Drug Control Policy. Josh's first encounter with meth at 17 spiraled into a full-blown addiction that eventually cost him his job, his house and the trust of his family. Through the drug court program in Dunklin County, Josh was able to beat his addiction and turn his life around. He now lives with his wife and children and works as a substance abuse counselor for youth in Hayti. Josh, will you please stand and be recognized?

Missouri's treatment courts are celebrating their 20th anniversary this year. One of the reasons we have drug courts in Missouri is because of the leadership of Albert Riederer – a former court of appeals judge and three-term Jackson County prosecutor – who died December 27 after a courageous battle with cancer. While he was prosecutor, Albert spearheaded the effort to fund a drug court in Kansas City that was just the second in the country. One of his partners in this effort – Jim Nunnally, former administrator of the Jackson County “COMBAT” program to help fight drug abuse and drug-related crime – was honored earlier this month for his contribution to the development of the Jackson County drug court.

We appreciate everything that people like Albert and Jim have done for their community, their state and, indeed, the nation – as Missouri has become a national leader in drug courts. It has three “mentor courts” established as educational training sites for other drug courts throughout the country. And last fall, Jackson County's family drug court received a national award of excellence for being one of just five peer learning courts.

Because it brings positive change to Missourians and their communities, this model of providing treatment to certain nonviolent criminal offenders has moved beyond just drug courts. In 2010, your legislation made Missouri one of the first states in the nation to establish DWI courts.

And we now have three regional treatment courts serving the unique needs of our military veterans. One success story is Kennedy, who served in the Army in the 1980s and who, a decade later, fell into drug and alcohol abuse, leading to multiple arrests. Kennedy graduated from the St. Louis veterans treatment court this past September and now

coordinates a computer clinic to help others in that program learn basic computer skills. The treatment court was his key to freedom from addiction and crime. Let’s salute Kennedy, who is here with us today.

We also want to thank you in the legislative branch and those in the executive branch for working with the judiciary during the last year to implement meaningful reforms that make sentencing for nonviolent offenders more effective and our state safer.

We too can create amazing opportunities when we strive to follow the example of cooperation among the branches of government set by civic leaders such as Albert Riederer and our own longtime Supreme Court clerk, Tom Simon, who also died late last year.

These leaders, and so many more like them in Missouri, embody Dr. Martin Luther King’s belief, drawn from the words of the prophet Amos, that we should not be satisfied until “justice rolls down like water and righteousness like a mighty stream.” And with students like those in Texas County embracing the ideals of justice laid out in our constitution, Missouri will be in good hands in the years to come.

I know all of us on the Court – and all of you here today – firmly believe in our state’s motto – carved into the dais in this beautiful chamber – “Let the welfare of the people be the supreme law.” I am humbled to serve with you.

I know you all are very busy, but if you have the opportunity, please join us now for lunch, graciously provided by the Missouri Bar, downstairs in Hearing Room 3. For those who enjoyed the knishes last year, we are bringing more this year, and it also will give you a great opportunity to meet the Bar’s new executive director, Sebrina Barrett.

Thank you. And God Bless America!

The Joint Session was dissolved by Senator Richard.

Speaker Jones resumed the Chair.

### **THIRD READING OF HOUSE BILL**

**HCS HB 110**, relating to elections, was taken up by Representative Smith (120).

On motion of Representative Smith (120), **HCS HB 110** was read the third time and passed by the following vote:

AYES: 115

Allen	Anders	Anderson	Austin	Bahr
Barnes	Bernskoetter	Berry	Black	Brattin
Brown	Burlison	Butler	Cierpiot	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Elmer	Engler	Entlicher	Fitzpatrick
Fitzwater	Flanigan	Fowler	Fraker	Frame
Franklin	Frederick	Funderburk	Gannon	Gatschenberger
Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon
Hinson	Hoskins	Hough	Houghton	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127
Koenig	Kolkmeyer	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
McCaherty	McGaugh	Messenger	Miller	Molendorp
Morris	Muntzel	Neely	Neth	Parkinson

Pfautsch	Phillips	Pike	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Rizzo	Ross	Rowden	Rowland
Scharnhorst	Schatz	Shull	Shumake	Smith 120
Solon	Sommer	Spencer	Stream	Swan
Thomson	Torpey	Walker	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 045

Burns	Carpenter	Colona	Curtis	Dunn
Ellinger	Ellington	English	Englund	Gardner
Hodges	Hubbard	Hummel	Kelly 45	Kirkton
Kratky	LaFaver	Marshall	May	Mayfield
McCann Beatty	McDonald	McKenna	McManus	McNeil
Meredith	Mims	Mitten	Montecillo	Morgan
Newman	Nichols	Norr	Otto	Pace
Pierson	Roorda	Runions	Schieber	Schieffer
Schupp	Smith 85	Swearingen	Walton Gray	Webber

PRESENT: 000

ABSENT WITH LEAVE: 001

Webb

VACANCIES: 002

Speaker Jones declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 109

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fowler	Fraker
Franklin	Frederick	Funderburk	Gannon	Gatschenberger
Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127
Koenig	Kolkmeyer	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
McCaherty	McGaugh	Messenger	Miller	Molendorp
Morris	Muntzel	Neely	Neth	Parkinson
Pfautsch	Phillips	Pike	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Ross	Rowden	Rowland	Scharnhorst
Schatz	Schieber	Shull	Shumake	Smith 120
Solon	Sommer	Spencer	Stream	Swan
Thomson	Torpey	Walker	White	Wieland
Wilson	Wood	Zerr	Mr Speaker	

NOES: 052

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellinger
Ellington	English	Englund	Frame	Gardner
Harris	Hodges	Hummel	Kelly 45	Kirkton
Kratky	LaFaver	Marshall	May	Mayfield
McCann Beatty	McDonald	McKenna	McManus	McNeil
Meredith	Mims	Mitten	Montecillo	Morgan
Newman	Nichols	Norr	Otto	Pace
Pierson	Rizzo	Roorda	Runions	Schieffer
Schupp	Smith 85	Swearingen	Walton Gray	Webb
Webber	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 000

VACANCIES: 002

## COMMITTEE REPORT

### **Committee on Ethics**, Chairman Diehl reporting:

Mr. Speaker: Your Committee on Ethics, to which was referred **HR 139**, begs leave to report it has examined the same and recommends that it **Do Pass**.

#### HOUSE RESOLUTION NO. 139 ETHICS COMMITTEE RULES OF PROCEDURE

##### RULE 1. Scope and Authority

These Rules of Procedure govern the conduct of the investigation of complaints of ethical misconduct by a member of the House and are adopted pursuant to House Rule 36.

##### RULE 2. Definitions

As used in these Rules, unless the context requires otherwise, the following words and terms shall have the following meanings, and the use of masculine gender shall include the feminine.

(1) Censure - A sanction which recognizes the respondent's conduct constituted a legal or moral wrong, and which shall include punishment in the form of denying privileges of office, which recommendation is included as part of the committee's report and requires the presence of the respondent in the chamber during consideration and vote by the entire House on such resolution.

(2) Letter of Reproval - A sanction which expresses disapproval of conduct based on the appropriateness of such conduct by a legislator, regardless of whether the conduct constitutes a legal or moral wrong and is included as part of the committee's report.

(3) Reprimand - A sanction which recognizes the respondent's conduct constituted a legal or moral wrong and which may include punishment in the form of denying privileges of office, which recommendation is included as part of the committee's report, is issued by the Speaker and the recommendation for reprimand is made a public record.

RULE 3. Quorum

A quorum exists when a majority of the members of the Committee are present.

RULE 4. Form of Complaints

A. All complaints filed with the Speaker against a member of the House shall be made by a member. The complaints shall be confidential and shall be referred to the Committee on Ethics within ten (10) days and shall be in writing and under oath, setting forth in simple, concise and direct statements:

- (1) The name and legal address of the member or members acting as complainant;
- (2) The name of the member of the House alleged to have engaged in the commission of a crime, misconduct, willful neglect of duty, corruption in office or other acts constituting ethical misconduct. "Misconduct" means:
  - (a) Any conduct constituting a legal or moral wrong which materially impairs the member's ability to perform the duties of his office or substantially impairs public confidence in the General Assembly;
  - (b) Any conduct constituting a conflict of interest under Chapter 105, RSMo;
  - (c) The intentional filing of a false complaint or the filing of a complaint in reckless disregard of the truth.
- (3) The nature of the alleged crime, misconduct, neglect, corruption or other unethical act, including when applicable, the specific law, rule, regulation or ethical standard violated;
- (4) The facts alleged to have given rise to the violation; and
- (5) Where the facts are alleged upon the information and belief of the complainant, the complaint shall so state and set forth the basis for such information and belief.

B. All documents in the possession of the complainant that are relevant to and in support of the allegations shall be appended to the complaint.

RULE 5. Initial Examination of the Complaint by the Committee

A. Within thirty (30) days of the assignment of the complaint by the Speaker, the Committee shall determine if it is in compliance with Rule 4 of these Rules, and whether on the face of the complaint, the allegations contained therein are within the jurisdiction of the Committee, and if so, whether the allegations merit proceeding to a preliminary hearing. The complainant shall not act as a member of the Committee at a hearing in which the complainant is likely to be called as a necessary witness. A respondent shall not act as a member of the Committee for purposes of his complaint.

B. Complaints determined not to be in compliance with Rule 4 of these Rules shall be returned to the complainant with a general statement that it is not in compliance with the Rules of Procedure. The complaint may be resubmitted in the proper form.

C. Once a determination has been made that the complaint complies with Rule 4 of these Rules, a majority of the Committee appointed shall vote by roll call to either:

- (1) Defer action pending completion of any other administrative, disciplinary, commission, or judicial proceeding;
- (2) Proceed to a preliminary hearing;
- (3) Dismiss the complaint. When a motion to proceed to a preliminary hearing fails on a recorded vote, the complaint shall be immediately dismissed.

D. In determining whether or not to proceed the Committee shall consider the following:

- (1) The credible evidence contained in the complaint or appended thereto of the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other acts violating applicable ethical standards;
- (2) Other administrative or disciplinary action by other interested bodies;
- (3) Criminal investigation, Missouri Ethics Commission proceeding, or judicial proceedings, either civil or criminal; and
- (4) Other relevant circumstances that would justify expediting, declining or deferring action by the Committee.

E. Complaints determined to be in compliance with Rule 4 of these Rules and accepted for a preliminary hearing shall be transmitted to the respondent with a copy of the Rules of Procedure and notice in writing that the respondent has twenty-one (21) calendar days to respond to the complaint either by way of answer or motion pursuant to Rule 6 of these Rules. The complainant shall also be notified, in writing, of the action of the Committee. Examination of the complaint and the determination of Rule 5.C. shall be conducted in a closed meeting.

#### RULE 6. Answers and Motions

A. If the Committee determines that the complaint merits proceeding to a preliminary hearing, the respondent shall have twenty-one (21) calendar days in which to respond to the complaint by way of answer or motion, unless this time period is waived by the respondent. Any answer or motion shall be in writing, signed by the respondent and his counsel, if he has one, and shall be limited to the following:

- (1) An admission or denial under oath, of the allegations set forth in the complaint, including negative and affirmative defenses, and any other relevant information, including supporting evidence which the respondent may desire to submit. Failure to file an answer within the time prescribed shall be considered by the Committee as a denial of each allegation;
- (2) An objection to the jurisdiction of the Committee to investigate the complaint; or
- (3) An objection to the participation of any member of the Committee in an investigation of the complaint on the grounds that the member cannot render an impartial and unbiased decision in the case. The majority of the members present shall rule on the objection to the participation of any member of the Committee. A temporary replacement shall be made to serve on the Committee on Ethics for all actions concerning a particular complaint for any member of the Committee who is prevented from acting on a complaint under these rules.

B. Any motion submitted pursuant to this rule is not in lieu of an answer and shall be accompanied by a memorandum of points and authorities. Answers or motions not submitted within the twenty-one (21) calendar-day period shall not be considered by the Committee.

C. The Chairman of the Committee shall pass upon such motions as soon as practicable and notice of the decision shall be furnished to the respondent and the complainant. A motion to quash a subpoena shall be decided by the Chairman of the Committee.

D. Time limitations imposed by this Rule may be extended when, in the discretion of the Chairman, such extension would facilitate a fair and complete inquiry and may be shortened when the Chairman determines that there are special circumstances compelling expedition, and upon twenty-four (24) hours notice of said action to the respondent and the claimant.

E. In the event that a special counsel is retained by the Committee, the attorney-client privilege is applicable to the Committee and not to the House.

#### RULE 7. Preliminary Hearings

A. A preliminary hearing may be held to hear arguments based on the pleadings submitted in the case. The preliminary hearing shall be an open meeting. The committee shall provide the complainant and the respondent or counsel for the complainant and respondent an opportunity to present, orally or in writing, a statement, which shall be under oath or affirmation, regarding the allegations and any other relevant questions arising out of the pleadings. A complainant or

respondent who is represented by counsel shall not be questioned in the absence of counsel unless an explicit waiver is obtained.

B. The committee shall require that testimony be given under oath or affirmation. The form of the oath or affirmation shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath or affirmation shall be administered by the Chairman or Committee member designated by him to administer oaths. Members of the committee shall be given an opportunity to question the complainant and respondent or counsel for the complainant or respondent following the opening statements.

C. At the conclusion of the preliminary hearing, a majority of the Committee shall vote by roll call to either:

- (1) Dismiss the complaint, or
- (2) Proceed by
  - (a) undertaking an investigative hearing; or
  - (b) deciding the case based upon the preliminary hearing.

A decision based upon a preliminary hearing shall require the consent of the respondent.

D. If the committee decides to make a summary decision of the case and the respondent accepts this disposition the Committee may, by a majority vote, recommend one of the following sanctions:

- (1) Letter of reproof;
- (2) Reprimand; or
- (3) Censure.

#### RULE 8. Investigative Hearings

A. An investigative hearing may be held on the record to receive evidence upon which to base findings, conclusions, and recommendations, if any, to the House. The Committee may require, by subpoena or otherwise, or by subpoena duces tecum, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandums, papers and documents as it deems necessary. The Committee may obtain a court-issued subpoena in the event that any person refuses to obey the subpoena issued by the Committee.

B. Prior to setting a hearing date and issuing subpoenas for witnesses, the Committee shall resolve the scope and purpose of the hearings. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearings the Committee may expand or contract the scope in light of evidence received.

C. The order of the investigative hearing shall be as follows:

- (1) The Chairman shall open the hearing by stating the Committee's authority to conduct the investigation, the purpose of the investigation and its scope.
- (2) The complainant and the respondent or counsel for the complainant and respondent shall be permitted to make opening statements. Such opening statements shall not exceed fifteen minutes each.
- (3) Testimony from witnesses and other evidence pertinent to the matter under investigation shall be received in the following order:
  - (a) Witnesses and other evidence offered by the complainant;

- (b) Witnesses and other evidence offered by the respondent;
- (c) Witnesses and other evidence offered by the Committee staff; and
- (d) Rebuttal witnesses.

(4) The Chairman or his designee shall examine each witness. The Committee members may then question the witness. The respondent or his counsel may then cross-examine the witness. Redirect or recross examination may be permitted in the Chairman's discretion. With respect to witnesses offered by the respondent, a witness shall be examined first by the respondent or his counsel, if he has one, and then may be cross-examined by the complainant or his counsel, if he has one, and then may be cross-examined by the Chairman or his designee. Committee members may then question the witness. Redirect and recross examination may be permitted in the Chairman's discretion.

D. Testimony of all witnesses shall be taken under oath. The form of the oath shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath shall be administered by the Chairman or Committee member designated by him to administer oaths.

#### RULE 9. Admissibility of Evidence

A. The object of the hearings shall be to ascertain the truth. Any evidence that is relevant and probative shall be admissible, unless privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

B. The Chairman or other member presiding shall rule upon any question of admissibility of testimony or evidence presented to the Committee. The Chairman or other member presiding may limit the presentation of repetitious evidence. Rulings shall be final unless reversed or modified by a majority vote of the Committee members present.

C. At an investigative hearing, the burden of proof is on the complainant with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that he introduces.

#### RULE 10. Witnesses

A. A subpoena to a witness shall be served sufficiently in advance of his scheduled appearance to allow him a reasonable period of time, as determined by the Committee, to prepare for the hearing and to employ counsel should he so desire.

B. Except as otherwise specifically authorized by the Chairman, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before his scheduled appearance.

C. Witnesses at investigative hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to procedures or to the admissibility of testimony and evidence. Counsel for a witness other than the respondent shall not be permitted to engage in oral argument with the Committee. After a witness has testified, his counsel may submit to the Committee, in writing, any questions he wishes propounded to his client and any request for additional witnesses or other evidence. Such request may be granted in the discretion of the Committee.

D. The respondent may apply to the Committee for the issuance of subpoenas for the appearance of witnesses or the production of documents on his behalf. The application shall be granted upon good cause shown by the respondent that the proposed testimony or evidence is relevant and not otherwise available. The application shall be denied if not made at a reasonable time or if the testimony or evidence would be merely cumulative.

E. The respondent is entitled to present witnesses in his behalf. However, the Chairman may limit such testimony when, in his discretion, he finds the testimony is repetitious or cumulative.

F. Each witness subpoenaed by the Committee shall be reimbursed for those reasonable expenses approved by the Committee.

G. Each witness shall be furnished a printed copy of the Rules of Procedure and the pertinent provisions of the Rules of the House applicable to the rights of witnesses.

H. Within ten (10) calendar days before the scheduled investigative hearing, the Chairman shall notify the respondent, in writing, of the witnesses that are to appear before the Committee. Within five (5) calendar days before the scheduled investigative hearing, the respondent shall notify the Committee, in writing, of the witnesses that are to appear in his behalf. Additional witnesses may be brought before the Committee, in the discretion of the Chairman or other member presiding and upon good cause, if their whereabouts or existence were unknown to the respondent at the time for submission of the witness list to the Committee.

#### RULE 11. Findings, Conclusions and Recommendations

A. At the completion of the preliminary hearing or investigative hearings, the Committee, by a majority vote of its members, shall, within forty-five (45) days, adopt a report stating its findings and conclusions on the complaint. The report shall be filed with the Chief Clerk of the House and shall be printed in the House Journal. In the event the Committee finds that the complaint is not well-founded, the report shall so state, and shall include a copy of a Letter of Reprimand if the Committee authorized such sanction. In the event the Committee finds that the complaint is well-founded, the report shall state the Committee's recommendation in a resolution appended thereto.

B. The resolution shall state the Committee's findings and conclusions on each allegation in the complaint with the recommendation that the House:

- (1) Expel the member as provided in Article III, Section 18 of the Missouri Constitution;
- (2) Punish the member as provided in Article III, Section 18 of the Missouri Constitution, by reprimand on the adoption of the resolution, or by censure by the Speaker in open session; or
- (3) Take no further action, stating the reasons therefor.

#### RULE 12. Matters Not Covered in These Rules of Procedure

The Rules of Procedure of the United States House of Representatives Committee on Ethics of the 113<sup>th</sup> Congress shall be taken as guidelines in deciding questions, issues, and other matters not otherwise provided for in these Rules of Procedure, except that the Rules of the Missouri House of Representatives governing the party representation on committees shall apply to this Committee.

### **INTRODUCTION OF HOUSE JOINT RESOLUTION**

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

**HJR 13**, introduced by Representative Walton Gray, relating to the general assembly.

**HJR 14**, introduced by Representatives Jones (110), Kelly (45), Stream, Lichtenegger, Flanigan, LaFaver, Rizzo, Wright, Schieffer, Rowden, Otto, Anders, Lair, Walker, Hough, Neth, Redmon, Molendorp, Riddle, Jones (50), Barnes, Scharnhorst, Black, Hodges, McCaherty, Ellinger, Morgan, Webber, McNeil, McCann Beatty, Norr, Conway (10), Swearingen, Meredith, Burns, Mayfield, McKenna, Colona, Harris, Mims, Walton Gray, English, Runions, Phillips, Pace, Ellington, Gatschenberger, Entlicher, Zerr, Haefner, Hoskins, Bernskoetter, Sommer, Allen, Davis, White, Kirkton, Nichols, Englund, Fitzwater, Wieland, Franklin, Solon, Kratky, Crawford, Swan, Schupp, Grisamore, Elmer, Messenger, May, Spencer, Neely, McGaugh, McDonald, Schatz, Funderburk, Korman, Frederick and Houghton, relating to the fifth state building fund.

**HJR 15**, introduced by Representatives Brattin, Riddle, Ross, Bahr, Koenig, White, Franklin, Love, Burlison, Pike, Hicks, Lichtenegger, Wilson, Smith (120), Schieffer, Neely, Brown and McGaugh, relating to the right to bear arms.

**HJR 16**, introduced by Representatives McCaherty, Swan, Higdon, Cross, Hinson and Richardson, relating to admissibility of evidence.

**HJR 17**, introduced by Representatives Burlison, Davis, Smith (120), Funderburk, Jones (110), Diehl, Barnes, Morris, Richardson, Elmer, Neth, Bahr, Schatz, Stream, Koenig, Curtman and Kelley (127), relating to the commonsense obligation to provide accountability and spending stabilization act.

### **INTRODUCTION OF HOUSE BILLS**

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

**HB 257**, introduced by Representatives Frederick, Franklin, Lichtenegger, Neely, Kelly (45) and Pace, relating to tuberculosis testing.

**HB 258**, introduced by Representatives Conway (10) and Kratky, relating to the designation of the official state exercise.

**HB 259**, introduced by Representatives Walton Gray, Ellinger and Pace, relating to vacation leave for state employees.

**HB 260**, introduced by Representatives Walton Gray, Pace, Norr, McCann Beatty, Swearingen and Ellington, relating to the use of credit scores by insurance companies.

**HB 261**, introduced by Representatives Walton Gray, Smith (85), Morgan and McCann Beatty, relating to dating violence education in secondary schools.

**HB 262**, introduced by Representatives Walton Gray, Ellington, Pace, Smith (85) and Norr, relating to a sickle cell standing committee.

**HB 263**, introduced by Representatives Walton Gray, Pace, Smith (85), Norr and Swearingen, relating to the designation of organ donor recognition day.

**HB 264**, introduced by Representative Walton Gray, relating to the establishment of a community schools program.

**HB 265**, introduced by Representative Walton Gray, relating to liquor control.

**HB 266**, introduced by Representatives Walton Gray, Pace, Smith (85) and Norr, relating to a task force on alternative confinement for victims human sex trafficking.

**HB 267**, introduced by Representatives Walton Gray, Ellinger and Colona, relating to delinquent real estate payments.

**HB 268**, introduced by Representatives Walton Gray and Ellinger, relating to exemption of property in bankruptcy.

**HB 269**, introduced by Representatives Walton Gray and Ellinger, relating to abandoned property.

**HB 270**, introduced by Representative Walton Gray, relating to the duties of the board of probation and parole.

**HB 271**, introduced by Representative Walton Gray, relating to mortgages.

**HB 272**, introduced by Representative Walton Gray, relating to transportation of certain fugitives.

**HB 273**, introduced by Representative Walton Gray, relating to forcible entry and unlawful detainer.

**HB 274**, introduced by Representatives Brattin, Haefner, Mims, Nichols, Lichtenegger, LaFaver, Swan, McNeil, Pace, Kirkton, Barnes, Frederick, Schieffer, Roorda, Englund and Montecillo, relating to newborn screenings.

**HB 275**, introduced by Representatives Brattin, Berry, Wilson, Hansen, Bahr, White, Brown and McGaugh, relating to illegal immigration.

**HB 276**, introduced by Representatives Brattin, Cox, Bahr, Smith (120), Neely, Brown and McGaugh, relating to school protection officers.

**HB 277**, introduced by Representatives Brattin, Koenig, Bahr, Smith (120), Frederick, Neely, Brown and McGaugh, relating to motor fuel tax exemptions.

**HB 278**, introduced by Representatives Brattin, Riddle, Lichtenegger, Hansen, Bahr, Koenig, White, Franklin, Love, Burlison, Pike, Frederick and Neely, relating to federal holidays.

**HB 279**, introduced by Representatives Hinson, Mayfield, Walker, Leara, Cookson, Lauer, Austin, Hicks, Haahr, Brown, McGaugh, Wood, Curtman, Fitzwater, Bahr, Pike, Brattin, Lichtenegger, Kolkmeier, Fitzpatrick, Wieland, English, Smith (120), Koenig, Franklin, Wilson, Cierpiot, Gatschenberger, Pogue, Miller, Rhoads, Hurst, Kelley (127), Richardson, Schatz, Redmon, Kelly (45), Davis, Cross, Elmer, Jones (50) and Jones (110), relating to a prohibition on use of public assistance benefits.

**HB 280**, introduced by Representatives Barnes, Mims, LaFaver, Cornejo, Roorda, Webber, Montecillo and Higdon, relating to crime.

**HB 281**, introduced by Representatives Barnes, LaFaver, Roorda, Webber, Montecillo and Mims, relating to domestic violence.

**HB 282**, introduced by Representatives Shumake, Hansen, Rowland, Brown, Bahr, Redmon, Houghton and Walker, relating to the use of religious books in public schools.

**HB 283**, introduced by Representatives Thomson, Rowland, Davis, Reiboldt, Lant, Schieber and Stream, relating to state funding for elementary and secondary education.

**HB 284**, introduced by Representatives Hummel, McCann Beatty, Butler, Meredith, Scharnhorst, Webb, Rizzo, Montecillo, Colona, Ellinger and English, relating to possession of exotic animals.

**HB 285**, introduced by Representatives Pace, Hubbard, English, Roorda, Burns, McKenna, Walton Gray, Ellinger, McNeil, Mims, Kratky, McCann Beatty, Rizzo, Hummel, Newman, Morgan, Pierson, May, Swearingen, Kelley (127), Anderson, Fitzwater, Hicks, Bahr, Englund, White, Fraker, Redmon, Hampton, Hurst, Ross, Muntzel, Remole, Rhoads, Gatschenberger, Solon, Berry, Hansen, Sommer, Entlicher and Lant, relating to distribution of a controlled substance near child care facilities.

**HB 286**, introduced by Representatives Funderburk, Korman and Pace, relating to an employer's request for account information from a social networking website.

**HB 287**, introduced by Representatives McCaherty, Higdon, Crawford, Lauer, Cross and Richardson, relating to statute of limitations for liability of licensed professional counselors.

**HB 288**, introduced by Representatives McCaherty, Solon, Higdon, McKenna, Shumake, Rowland, Crawford, Lauer, Richardson and Cross, relating to tax credits for donated food and pregnancy care center contributions.

**HB 289**, introduced by Representatives Montecillo and Conway (10), relating to election judges.

**HB 290**, introduced by Representatives Lichtenegger, Torpey, Zerr, Burlison, Swan, Morris, Solon, Allen, Scharnhorst, Conway (104), Brattin, Korman, Jones (110), Kelly (45), Haefner and Johnson, relating to adoption investigations.

**HB 291**, introduced by Representatives Brattin, Koenig and Bahr, relating to standard science instruction.

**HB 292**, introduced by Representatives Spencer, Kelley (127), Parkinson, Gatschenberger, Reiboldt, Shull, Justus and Butler, relating to requirements for high school graduation.

**HB 293**, introduced by Representatives Spencer, Cornejo, Kelley (127), Parkinson, Gatschenberger, Reiboldt, Shull, Berry, Justus, Bahr, Morris and Butler, relating to fines assessed by state agencies.

**HB 294**, introduced by Representatives Spencer, Kelley (127), Parkinson, Gatschenberger, Reiboldt, Shull, Berry, Justus and Bahr, relating to requirements for a high school academic diploma.

**HB 295**, introduced by Representatives Spencer, Parkinson, Gatschenberger, Reiboldt, Shull, Morris and Miller, relating to school funding.

**HB 296**, introduced by Representatives Spencer, Kelley (127), Reiboldt, Justus and Morris, relating to the Missouri Good Samaritan Law.

**HB 297**, introduced by Representatives English, Hicks, Rhoads, Miller, Schieffer, Love, Fitzwater, Rehder, Jones (110), Black, Kolkmeier, Hinson, Smith (120), Pogue, Burlison, Kelley (127), Ellinger, Franklin, Fitzpatrick, Cornejo, Swan, Hurst and Neely, relating to food stamps.

**HB 298**, introduced by Representatives English, Hicks, Rhoads, Miller, Schieffer, Love, Fitzwater, Rehder, Jones (110), Black, Haahr, Smith (120), Pogue, Burlison, Kelley (127), Franklin, Fitzpatrick, Wood, Swan and Hurst, relating to informed consent for abortions.

**HB 299**, introduced by Representatives Schieber, Allen, Curtis, Lichtenegger, Higdon, Flanigan, Redmon, Wilson, Franklin, Wieland, Wood and Marshall, relating to cyber crime investigation.

**HB 300**, introduced by Representatives Hubbard, Solon, Higdon, Wilson, Phillips, Pace, Walton Gray, Colona, Smith (85) and Otto, relating to domestic violence.

**HB 301**, introduced by Representative Engler, relating to civil commitment of sexually violent predators.

**HB 302**, introduced by Representative Engler, relating to the failure to vacate leased premises in a rent and possession case.

**HB 303**, introduced by Representatives Scharnhorst, Jones (110), Stream, Diehl, Gatschenberger, Engler, Hodges, Allen, Cornejo, Hicks, Miller, Franklin, Muntzel, Remole, Hurst, Fitzwater, Swan, Rehder, Parkinson, Koenig, Walker, Redmon, Phillips, Shull, Curtman, Cookson, Schatz, Hoskins, Schieffer, Fitzpatrick, Cierpiot, Mayfield, Wood, Austin and Wieland, relating to the designation of the new Mississippi River bridge.

**HB 304**, introduced by Representative Stream, relating to the designation of the new Mississippi River bridge.

## COMMITTEE APPOINTMENTS

January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Kevin Engler to serve on the Joint Committee on Capital Improvements and Leases Oversight.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Paul Fitzwater and Representative Shawn Rhoads to serve on the Joint Committee on Corrections.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Steve Cookson and Representative Ron Hicks to serve on the Joint Committee on Education.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint the following members to serve on the Joint Committee on Government Accountability:

Representative Tom Flanigan  
Representative Sandy Crawford

Representative Paul Curtman  
Representative Kevin Engler

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Jason Smith to serve on the Joint Committee on Legislative Research.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint the following members to serve on the Joint Committee on Life Sciences:

Representative Anne Zerr  
Representative Keith Frederick  
Representative Caleb Rowden  
Representative Casey Guernsey

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Mike Cierpiot and Representative Elijah Haahr to serve on the Joint Committee on Missouri's Promise.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Chris Molendorp to serve on the Joint Committee on MO HealthNet.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Mike Leara and Representative Mike Bernskoetter to serve on the Joint Committee on Public Employee Retirement.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Caleb Jones and Representative Marsha Haefner to serve on the Joint Committee on Tax Policy.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

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January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Bart Korman and Representative Dave Schatz to serve on the Joint Committee on Transportation Oversight.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

January 23, 2013

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

Dear Mr. Crumbliss:

I hereby appoint Representative Tom Hurst to serve on the Missouri Job Training Joint Legislative Oversight Committee.

If you have any questions, please do not hesitate to contact my office.

Very truly yours,

/s/ Timothy W. Jones  
Speaker of the House

### **ADJOURNMENT**

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Thursday, January 24, 2013.

### **COMMITTEE HEARINGS**

#### **AGRICULTURE POLICY**

Thursday, January 24, 2013, 8:00 AM House Hearing Room 1.  
Informational meeting

#### **AGRICULTURE POLICY**

Tuesday, January 29, 2013, 12:00 PM House Hearing Room 6.  
Informational meeting

#### **APPROPRIATIONS - EDUCATION**

Tuesday, January 29, 2013, 2:00 PM House Hearing Room 1.  
Executive session may be held on any matter referred to the committee.  
Institution Presidents  
AMENDED

#### **APPROPRIATIONS - EDUCATION**

Wednesday, January 30, 2013, 2:00 PM House Hearing Room 1.  
Executive session may be held on any matter referred to the committee.  
Institution Presidents, continued  
AMENDED

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 29, 2013, Upon Morning Adjournment House Hearing Room 3.

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

Organizational meeting and public testimony. Persons interested in providing testimony are required to sign up in advance with the Chairman's office, and remarks should be limited to no more than 5 minutes.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 30, 2013, Upon Morning Adjournment House Hearing Room 3.

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

Public testimony (continued if needed). Persons interested in providing testimony are required to sign up in advance with the Chairman's office, and remarks should be limited to no more than 5 minutes.

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Thursday, January 24, 2013, 8:00 AM House Hearing Room 3.

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

DHSS department overview

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 29, 2013, 2:00 PM House Hearing Room 3.

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

Department of Corrections overview

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 30, 2013, 2:00 PM House Hearing Room 6.

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

Public testimony

DOWNSIZING STATE GOVERNMENT

Thursday, January 24, 2013, 8:00 AM House Hearing Room 4.

Public hearing will be held: HB 63, HB 137

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

FISCAL REVIEW

Thursday, January 24, 2013, 8:30 AM South Gallery.

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

The committee may consider any legislation having been referred.

CANCELLED

GOVERNMENT OVERSIGHT AND ACCOUNTABILITY

Monday, January 28, 2013, 10:00 AM House Hearing Room 3.

Organizational meeting followed by public testimony on the Quality Jobs Act

JOINT COMMITTEE ON EDUCATION

Thursday, January 24, 2013, 8:30 AM SCR 2.

The committee will meet to hear a presentation from Complete College America.

**SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN HEALTH CARE**  
Wednesday, January 30, 2013, 8:00 AM House Hearing Room 1.  
This will be an organizational meeting only.

**UTILITIES**

Tuesday, January 29, 2013, 6:30 PM 516 South Country Club Dr, Jefferson City, MO.  
Informational meeting

**UTILITIES**

Wednesday, January 30, 2013, 8:00 AM House Hearing Room 7.  
Public hearing will be held: HB 44  
Executive session may be held on any matter referred to the committee.  
Public hearing and organizational/informational meeting

**VETERANS**

Tuesday, January 29, 2013, 8:00 AM House Hearing Room 1.  
Public hearing will be held: HJR 8, HB 148  
Executive session may be held on any matter referred to the committee.

**VETERANS**

Tuesday, January 29, 2013, 5:00 PM Senate Lounge.  
Executive session may be held on any matter referred to the committee.  
This will be for informational purposes only.

**HOUSE CALENDAR**

NINTH DAY, THURSDAY, JANUARY 24, 2013

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

HJR 13 through HJR 17

**HOUSE BILLS FOR SECOND READING**

HB 257 through HB 304

**HOUSE RESOLUTIONS**

HR 139 - Diehl