

JOURNAL OF THE HOUSE

First Regular Session, 97th GENERAL ASSEMBLY

FORTY-SEVENTH DAY, MONDAY, APRIL 8, 2013

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Representative Doug Funderburk.

Father, we come before You to claim Your promise in *2 Chronicles 7:14*:

If My people, who are called by My name shall humble themselves, pray, and seek My face and turn from their wicked ways, then will I hear from heaven, forgive their sin, and heal their land.

Father of Abraham, Isaac and Jacob, we are Your people, called by Your name. Thank You for hearing our prayers and moving by Your Spirit in our land.

There are disasters and violence occurring throughout this nation. Men's hearts are failing them because of fear.

Father, we humble ourselves before You. Search us, O God, and know our hearts; try us, and know our thoughts. See if there is any wicked way in us, and lead us in the way everlasting.

Touch our lips with coals from Your altar that we may pray prayers that avail much for all men and women everywhere.

Lord, we desire that You release rivers of living water for the healing of our land.

In the name of Jesus, Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Molly French.

The Journal of the forty-sixth day was approved as corrected by the following vote:

AYES: 143

Allen	Anders	Anderson	Austin	Bahr
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Burns	Butler	Carpenter	Cierpiot
Conway 10	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtis	Davis	Diehl
Dohrman	Dugger	Dunn	Ellinger	Elmer
Engler	English	Englund	Entlicher	Fitzpatrick
Fitzwater	Flanigan	Fowler	Fraker	Frame
Franklin	Frederick	Funderburk	Gannon	Gardner

Gatschenberger	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hodges	Houghton	Hubbard
Hummel	Hurst	Johnson	Jones 50	Justus
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier
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
Montecillo	Morgan	Morris	Neely	Neth
Newman	Nichols	Norr	Otto	Pace
Parkinson	Pfausch	Phillips	Pierson	Pike
Pogue	Redmon	Reiboldt	Rhoads	Richardson
Rizzo	Roorda	Ross	Rowden	Rowland
Runions	Scharnhorst	Schieber	Schieffer	Schupp
Shull	Shumake	Solon	Sommer	Spencer
Stream	Swan	Thomson	Walker	Walton Gray
Webb	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker		

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes	Colona	Curtman	Hoskins	Hough
Keeney	Molendorp	Muntzel	Rehder	Remole
Riddle	Schatz	Smith 85	Smith 120	Swearingen
Torpey	Webber			

VACANCIES: 002

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1329 through House Resolution No. 1352

SECOND READING OF SENATE JOINT RESOLUTION

SCS SJR 14 was read the second time.

SECOND READING OF SENATE BILLS

SCS SB 2, SS SCS SB 83, SCS SB 126, SB 142, SCS SB 229, SB 242, SCS SB 254, SCS SB 258, SB 261 and SB 265 were read the second time.

PERFECTION OF HOUSE BILLS

HB 443, relating to visitation rights of children with incarcerated parents, was taken up by Representative Hubbard.

On motion of Representative Hubbard, **HB 443** was ordered perfected and printed.

HB 42, relating to private property rights, was taken up by Representative Rowland.

On motion of Representative Rowland, **HB 42** was ordered perfected and printed by the following vote:

AYES: 110

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Cierpiot	Conway 10	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman
Davis	Diehl	Dohrman	Dugger	Elmer
Engler	English	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fowler	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Hinson	Hough
Houghton	Hurst	Johnson	Jones 50	Justus
Kelley 127	Koenig	Kolkmeyer	Korman	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	Mayfield	McCaherty	McGaugh
Messenger	Miller	Morris	Muntzel	Neely
Neth	Parkinson	Pfautsch	Phillips	Pike
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Scharnhorst	Schieber	Schieffer
Shull	Shumake	Solon	Sommer	Spencer
Stream	Swan	Thomson	Walker	White
Wieland	Wilson	Wood	Zerr	Mr Speaker

NOES: 040

Anders	Burns	Butler	Carpenter	Curtis
Dunn	Ellington	Englund	Gardner	Hodges
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
LaFaver	May	McCann Beatty	McDonald	McKenna
McManus	McNeil	Meredith	Mims	Mitten
Montecillo	Morgan	Newman	Nichols	Norr
Otto	Pace	Pierson	Rizzo	Runions
Schupp	Smith 85	Walton Gray	Webb	Wright

PRESENT: 000

ABSENT WITH LEAVE: 011

Colona	Ellinger	Higdon	Hoskins	Keeney
Molendorp	Schatz	Smith 120	Swearingen	Torpey
Webber				

VACANCIES: 002

HOUSE CONCURRENT RESOLUTIONS

HCR 28, relating to Fort Leonard Wood, was taken up by Representative Lynch.

On motion of Representative Lynch, **HCR 28** was adopted by the following vote:

AYES: 148

Allen	Anders	Anderson	Austin	Bahr
Barnes	Bernskoetter	Berry	Black	Brattin
Brown	Burlison	Burns	Butler	Carpenter
Cierpiot	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	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gardner	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Hodges	Hough
Houghton	Hubbard	Hummel	Hurst	Johnson
Justus	Kelley 127	Kelly 45	Kirkton	Koenig
Kolkmeyer	Korman	Kratky	LaFaver	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	May	Mayfield	McCann Beatty
McDonald	McGaugh	McKenna	McManus	McNeil
Meredith	Messenger	Miller	Mims	Mitten
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	Schieber	Schieffer	Schupp	Shull
Shumake	Smith 85	Solon	Sommer	Spencer
Stream	Swan	Thomson	Walker	Walton Gray
Webb	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Colona	Higdon	Hinson	Hoskins	Jones 50
Keeney	McCaherty	Molendorp	Schatz	Smith 120
Swearingen	Torpey	Webber		

VACANCIES: 002

HCR 25, relating to the establishment of the Joint Interim Committee on St. Louis Metropolitan Statistical Area Governance and Taxation, was taken up by Representative Allen.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Anderson	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
Guernsey	Haahr	Haefner	Hampton	Hansen
Hicks	Higdon	Hinson	Hough	Houghton
Hurst	Johnson	Jones 50	Justus	Kelley 127
Koenig	Kolkmeyer	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
Marshall	McCaherty	McGaugh	Messenger	Miller
Morris	Muntzel	Neely	Neth	Parkinson
Pfautsch	Phillips	Pike	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Ross	Rowden	Rowland	Scharnhorst
Schieber	Shull	Shumake	Solon	Sommer
Spencer	Stream	Swan	Thomson	Walker
White	Wieland	Wilson	Wood	Zerr
Mr Speaker				

NOES: 048

Anders	Black	Burns	Butler	Carpenter
Conway 10	Curtis	Dunn	Ellinger	Ellington
English	Englund	Frame	Gardner	Harris
Hodges	Hubbard	Hummel	Kirkton	Kratky
LaFaver	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
Walton Gray	Webb	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 012

Austin	Colona	Grisamore	Hoskins	Keeney
Kelly 45	Molendorp	Schatz	Smith 120	Swearingen
Torpey	Webber			

VACANCIES: 002

On motion of Representative Allen, **HCR 25** was adopted.

HCR 10, relating to the designation of “Donate Life Month,” was taken up by Representative Walton Gray.

On motion of Representative Walton Gray, **HCR 10** was adopted.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 443 - Fiscal Review

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Hinson reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 216**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Burlison reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 314**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Retirement, Chairman Leara reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **SCS SB 86**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Riddle reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 589**, begs leave to report it has examined the same and recommends that it **Do Pass**.

The following member's presence was noted: Schatz.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Tuesday, April 9, 2013.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Forty-sixth Day, Thursday, April 4, 2013, Page 965, Line 23, by inserting before the words “Small Business”, the words “Special Standing Committee on”.

COMMITTEE HEARINGS

AGRI-BUSINESS

Tuesday, April 9, 2013, 8:00 AM House Hearing Room 4.
Public hearing will be held: HB 819, HB 963, SCS SB 9, SB 51
Executive session may be held on any matter referred to the committee.

AGRICULTURE POLICY

Tuesday, April 9, 2013, 12:00 PM House Hearing Room 6.
Public hearing will be held: SB 329, HB 927, HB 891
Executive session may be held on any matter referred to the committee.

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Thursday, April 11, 2013, 8:00 AM House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Discussion of potential DD staff reorganization within Department of Mental Health.
Public testimony welcome regarding Fiscal Year 2012 single state audit results.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, April 16, 2013, 2:00 PM House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
We will look at last audit with the Department of Corrections 2009, focusing on Canteen Program.

BUDGET

Tuesday, April 9, 2013, Upon Morning Recess House Hearing Room 3.
Public hearing will be held: HB 17, HB 18, HB 19, SB 350
Executive session will be held: SB 350
Executive session may be held on any matter referred to the committee.

CHILDREN, FAMILIES, AND PERSONS WITH DISABILITIES

Tuesday, April 9, 2013, 12:00 PM or Upon Adjournment House Hearing Room 1.
Public hearing will be held: SB 208, HB 834, HB 911, HB 913, HB 968
Executive session may be held on any matter referred to the committee.

AMENDED

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 9, 2013, 8:00 AM House Hearing Room 3.

Public hearing will be held: HB 992, HB 461, SCS SB 224, SB 236

Executive session will be held: HB 776, HB 653

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

ECONOMIC DEVELOPMENT

Tuesday, April 9, 2013, 5:00 PM House Hearing Room 3.

Public hearing will be held: HB 914

Executive session will be held: HCS HB 698, HB 484

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

ELECTIONS

Tuesday, April 9, 2013, 8:15 AM House Hearing Room 5.

Public hearing will be held: HJR 32, SB 90, SS SCS SB 116

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

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 10, 2013, 8:00 AM House Hearing Room 6.

Public hearing will be held: SS SCS SB 125, HB 596, HB 821, HB 603

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

8:00 - 8:15 AM presentation

EMERGING ISSUES IN AGRICULTURE

Wednesday, April 10, 2013, 9:00 AM House Hearing Room 1.

Public hearing will be held: HB 962, HCR 34

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

CORRECTED

FINANCIAL INSTITUTIONS

Wednesday, April 10, 2013, 12:00 PM House Hearing Room 4.

Public hearing will be held: SB 235

Executive session will be held: SB 235

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

FISCAL REVIEW

Wednesday, April 10, 2013, 8:30 AM South Gallery.

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

GENERAL LAWS

Tuesday, April 9, 2013, 12:10 PM House Hearing Room 4.

Public hearing will be held: SB 102, SS SCS SB 114, SS SCS SB 121, SCS SB 157, HB 931, HB 411

Executive session will be held: HB 436

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

CORRECTED

HEALTH CARE POLICY

Wednesday, April 10, 2013, Upon Morning Recess House Hearing Room 6.

Public hearing will be held: SB 197, SCS SCR 5, SB 230, SCS SB 88

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

HEALTH INSURANCE

Tuesday, April 9, 2013, 12:00 PM House Hearing Room 5.

Public hearing will be held: SCS SB 147, HB 750

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

HIGHER EDUCATION

Tuesday, April 9, 2013, 8:00 AM House Hearing Room 6.

Public hearing will be held: SCS SB 17, HB 829, HB 879

Executive session will be held: HB 745, HB 746

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

INSURANCE POLICY

Tuesday, April 9, 2013, Upon Afternoon Adjournment House Hearing Room 5.

Public hearing will be held: SCS SB 324, SB 59, SB 60, HB 735, HB 338

Executive session will be held: HB 481, HB 610, HB 52, HB 654

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

If we break for dinner during session the hearing will be held and dinner provided to the committee members.

ISSUE DEVELOPMENT STANDING COMMITTEE ON MISSOURI HEALTH CARE

Tuesday, April 9, 2013, 4:00 PM House Hearing Room 7.

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

Organizational hearing

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Tuesday, April 9, 2013, 8:30 AM House Hearing Room 7.

Quarterly business meeting

Some portions of the meeting may be closed pursuant to Section 610.021

JUDICIARY

Wednesday, April 10, 2013, 12:00 PM or Upon Morning Recess (whichever is earlier) House Hearing Room 1.

Public hearing will be held: SB 41, SB 222, HB 121, HB 552, HB 757, HB 862

Executive session will be held: HB 447, HB 480, HB 541, HB 831

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

LOCAL GOVERNMENT

Thursday, April 11, 2013, 8:00 AM House Hearing Room 5.

Public hearing will be held: HB 140, HB 764, HB 932

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

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 10, 2013, 12:00 PM House Hearing Room 5.

Public hearing will be held: HB 504, HB 854, SB 80, SB 234, SB 306

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

RETIREMENT

Thursday, April 11, 2013, 9:00 AM House Hearing Room 1.

Executive session will be held: HB 861, HB 737

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

AMENDED

RULES

Tuesday, April 9, 2013, Upon Evening Adjournment

516 S Country Club Drive, Jefferson City, MO 65109

RULES

Tuesday, April 9, 2013, 11:45 AM House Hearing Room 2.

Public hearing will be held: HCR 35

Executive session will be held: HCR 35

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

SPECIAL STANDING COMMITTEE ON CORRECTIONS

Wednesday, April 10, 2013, 8:00 AM House Hearing Room 3.

Public hearing will be held: SB 188

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

SPECIAL STANDING COMMITTEE ON SMALL BUSINESS

Wednesday, April 10, 2013, 12:00 PM or Upon Morning Adjournment House Hearing Room 7.

Public hearing will be held: HB 811

Executive session will be held: HB 642, HB 393

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

TRANSPORTATION

Tuesday, April 9, 2013, 12:00 PM House Hearing Room 7.

Public hearing will be held: HB 869, HB 888, HB 1017, HB 885, HB 725, HB 693

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

UTILITIES

Wednesday, April 10, 2013, 8:00 AM House Hearing Room 7.

Public hearing will be held: SS SCS SB 241, HB 437, SCS SB 240

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

SB 240 is added to the hearing

AMENDED

VETERANS

Tuesday, April 9, 2013, 9:00 AM House Hearing Room 1.

Public hearing will be held: SCS SB 186

Executive session will be held: SCS SB 186

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

WAYS AND MEANS

Tuesday, April 9, 2013, 5:00 PM House Hearing Room 1.

Public hearing will be held: HB 784, HB 824, HB 917, HB 410, HB 1035

Executive session will be held: HB 607, SS#2 SCS SBs 26, 11 & 31

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

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 10, 2013, 8:00 AM House Hearing Room 5.

Public hearing will be held: SS SB 28, HB 430

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

HOUSE CALENDAR

FORTY-EIGHTH DAY, TUESDAY, APRIL 9, 2013

HOUSE BILLS FOR PERFECTION

- 1 HB 227 - Zerr
- 2 HB 423 - Zerr
- 3 HB 578, as amended - Funderburk
- 4 HCS HB 30 - Scharnhorst
- 5 HB 47 - Cross
- 6 HCS HB 137 - Hinson
- 7 HB 217 - Cox
- 8 HCS HB 221 - Leara
- 9 HB 253 - Berry
- 10 HB 400 - Riddle
- 11 HCS HB 343 - Guernsey
- 12 HCS HB 470 - Barnes
- 13 HCS HB 215 - Cox
- 14 HB 103 - Kelley (127)
- 15 HCS#2 HB 178 - Koenig
- 16 HCS HB 197 - Lauer
- 17 HB 322 - Gosen
- 18 HCS HB 468 - Higdon
- 19 HCS HB 505 - Haefner
- 20 HCS HB 701 - Molendorp
- 21 HCS HB 335 - Hinson
- 22 HCS HB 114 - McCaherty
- 23 HCS HB 194 - Diehl
- 24 HB 218 - Cox

- 25 HB 255 - Torpey
- 26 HCS HB 345 - Cierpiot
- 27 HCS HBs 373 & 435 - Elmer
- 28 HCS HBs 374 & 434 - Elmer
- 29 HCS HB 389 - Engler
- 30 HB 526 - Franklin
- 31 HB 533 - Riddle
- 32 HCS HB 722 - Leara
- 33 HB 148 - Davis
- 34 HB 510 - Torpey
- 35 HCS HB 28 - Lichtenegger
- 36 HCS HB 257 - Frederick
- 37 HCS HB 418 - Neth
- 38 HCS HB 850 - McCaherty
- 39 HCS HB 813 - Torpey
- 40 HCS HB 787 - Richardson
- 41 HB 756 - Hubbard
- 42 HCS HB 621 - McCaherty
- 43 HCS HB 458 - Scharnhorst
- 44 HCS HBs 455 & 297 - Koenig
- 45 HCS HBs 404 & 614 - Conway (104)
- 46 HB 326 - Fitzwater
- 47 HCS#2 HB 631 - Elmer
- 48 HB 242 - Ellington
- 49 HB 274 - Brattin
- 50 HCS HB 290 - Lichtenegger
- 51 HCS HB 351 - Frederick
- 52 HB 503 - McCaherty
- 53 HB 733 - Berry
- 54 HCS HB 589 - Hinson

HOUSE BILLS FOR THIRD READING

- 1 HB 201 - Torpey
- 2 HCS HBs 521 & 579, (Fiscal Review 3/27/13) - Koenig
- 3 HCS HB 134 - Allen

HOUSE CONCURRENT RESOLUTIONS

HCR 11 - Walton Gray