

JOURNAL OF THE HOUSE

First Regular Session, 97th GENERAL ASSEMBLY

FIFTY-SECOND DAY, TUESDAY, APRIL 16, 2013

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

The Lord is nigh unto all them that call upon Him, to all that call upon Him in truth. (Psalm 145:18)

Our God, we bow before You in the quiet peace of this moment. Our hearts are filled with gratitude for all the privileges and opportunities which are ours, as members of this body. Knowing that we can show our thankfulness through lives of usefulness to You, we pray that You will give us courage in the face of temptation, confidence when confronted by difficulties and calmness amid danger with our prayers for the victims of the Boston Marathon bombing. As You have made this world for our use, grant that the trials of life may not, through our grumbling ingratitude, be turned into occasions of unhappiness and misery, but that we may accept with cheerfulness whatever You send our way.

Make us true and just in all our dealings and straightforward in all our conversations. Give us, we pray to You, such quiet strength as will enable us to prevail without loud speaking, and such gentleness of spirit as will enable us to use our strength with due regard for the rights of others. Reveal to us the path we should take, tune our ears to hear Your call, keep us ever in Your way, and be with us as we go.

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: Gabrielle Brinkley, Semiah Cole, Wisdom Channel, Denaijah Curry, Symyia Dunlap, Riquel Foster, Aja Hasam, Asia Hudson, Fairah Jeffries, Marquia Long, Rashyra McGill, Zayla Montgomery, Mikayla Patterson, Kyra Perry, Ahimina Poe, Samone Sloan, Alexis Ward, Kierra Welch, Grace Kertz, Thomas Vitt, Rory Meister and Alex Huggins.

The Journal of the fifty-first day was approved as corrected.

Representative Keeney assumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1710 through House Resolution No. 1849

THIRD READING OF HOUSE BILLS

HCS HB 197, relating to taxes and revenue bonds, was taken up by Representative Lauer.

On motion of Representative Lauer, **HCS HB 197** was read the third time and passed by the following vote:

AYES: 128

Allen	Anders	Anderson	Austin	Barnes
Bernskoetter	Berry	Black	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	Fitzwater
Flanigan	Fowler	Frame	Franklin	Frederick
Funderburk	Gannon	Gardner	Gatschenberger	Gosen
Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton
Hummel	Jones 50	Justus	Keeney	Kelley 127
Kelly 45	Kirkton	Kolkmeier	Korman	Kratky
LaFaver	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Mayfield	McCaherty
McCann Beatty	McDonald	McGaugh	McKenna	McNeil
Meredith	Messenger	Miller	Mims	Montecillo
Morgan	Muntzel	Neely	Neth	Newman
Nichols	Norr	Otto	Pace	Pfautsch
Phillips	Pierson	Redmon	Remole	Rhoads
Richardson	Riddle	Rizzo	Roorda	Ross
Rowden	Rowland	Runions	Schatz	Schieffer
Schupp	Shull	Shumake	Solon	Sommer
Stream	Swan	Swearingen	Thomson	Torpey
Walker	Walton Gray	Webb	Webber	Wieland
Wood	Wright	Zerr		

NOES: 015

Bahr	Brattin	Burlison	Fitzpatrick	Guernsey
Haahr	Hurst	Johnson	Koenig	Parkinson
Rehder	Schieber	Spencer	White	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown	Fraker	Grisamore	Hodges	Hubbard
Marshall	May	McManus	Mitten	Molendorp
Morris	Pike	Pogue	Reiboldt	Scharnhorst
Smith 85	Smith 120	Mr Speaker		

VACANCIES: 002

Representative Keeney declared the bill passed.

HB 526, relating to the establishment of a rural development grants program, was taken up by Representative Franklin.

On motion of Representative Franklin, **HB 526** was read the third time and passed by the following vote:

AYES: 131

Allen	Anders	Anderson	Austin	Barnes
Bernskoetter	Berry	Black	Brown	Burns
Butler	Carpenter	Cierpiot	Colona	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford
Curtis	Davis	Diehl	Dohrman	Dunn
Ellinger	Ellington	Elmer	Engler	English
Englund	Entlicher	Fitzwater	Flanigan	Fowler
Fraker	Frame	Franklin	Frederick	Funderburk
Gannon	Gardner	Gatschenberger	Gosen	Guernsey
Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton
Hummel	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Kelly 45	Kolkmeyer	Korman
Kratky	LaFaver	Lair	Lant	Lauer
Lichtenegger	Love	Lynch	Mayfield	McCaherty
McCann Beatty	McDonald	McGaugh	McKenna	McManus
Meredith	Messenger	Miller	Mims	Molendorp
Montecillo	Morris	Muntzel	Neely	Neth
Nichols	Norr	Otto	Pace	Pfautsch
Phillips	Pierson	Pike	Redmon	Rehder
Remole	Rhoads	Richardson	Riddle	Rizzo
Roorda	Ross	Rowden	Rowland	Runions
Scharnhorst	Schatz	Schieffer	Schupp	Shull
Shumake	Solon	Sommer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Walton Gray
Webb	Webber	Wieland	Wood	Zerr
Mr Speaker				

NOES: 022

Bahr	Brattin	Burlison	Cross	Curtman
Dugger	Fitzpatrick	Haahr	Kirkton	Koenig
Leara	McNeil	Mitten	Morgan	Newman
Parkinson	Pogue	Schieber	Spencer	White
Wilson	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 008

Grisamore	Hodges	Hubbard	Marshall	May
Reiboldt	Smith 85	Smith 120		

VACANCIES: 002

Representative Keeney declared the bill passed.

HCS HBs 404 & 614, relating to workers' compensation, was taken up by Representative Conway (104).

On motion of Representative Conway (104), **HCS HBs 404 & 614** was read the third time and passed by the following vote:

AYES: 154

Allen	Anders	Anderson	Austin	Bahr
Barnes	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	Fraker	Franklin	Frederick
Funderburk	Gannon	Gardner	Gatschenberger	Gosen
Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	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	Pfausch	Phillips	Pierson	Pike
Pogue	Redmon	Rehder	Remole	Rhoads
Richardson	Riddle	Rizzo	Roorda	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieber	Schieffer	Schupp	Shull	Shumake
Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Walton Gray
Webb	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Frame	Grisamore	Hodges	Hubbard	Reiboldt
Smith 85	Smith 120			

VACANCIES: 002

Representative Keeney declared the bill passed.

HCS HB 343, relating to public assistance benefits, was taken up by Representative Guernsey.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

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	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Koenig
Kolkmeyer	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall
McCaherty	McGaugh	Messenger	Miller	Molendorp
Morris	Muntzel	Neely	Neth	Parkinson
Pfausch	Phillips	Pike	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Ross	Rowden	Rowland	Scharnhorst
Schatz	Schieber	Shull	Shumake	Solon
Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	White	Wieland	Wilson
Wood	Zerr	Mr Speaker		

NOES: 048

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Dunn	Ellinger	Ellington
English	Englund	Frame	Gardner	Harris
Hummel	Kelly 45	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	Swearingen	Walton Gray
Webb	Webber	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 005

Curtis	Hodges	Hubbard	Smith 85	Smith 120
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VACANCIES: 002

On motion of Representative Guernsey, **HCS HB 343** was read the third time and passed by the following vote:

AYES: 112

Anders	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Cierpiot	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	Marshall	McCaherty	McGaugh
McKenna	Messenger	Miller	Molendorp	Morris
Muntzel	Neth	Parkinson	Pfausch	Phillips
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Scharnhorst	Schatz	Schieber
Schieffer	Shull	Shumake	Solon	Sommer
Spencer	Stream	Swan	Thomson	Torpey
Walker	White	Wieland	Wilson	Wood
Zerr	Mr Speaker			

NOES: 042

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

PRESENT: 000

ABSENT WITH LEAVE: 007

Allen	Hodges	Hubbard	Neely	Pike
Smith 85	Smith 120			

VACANCIES: 002

Representative Keeney declared the bill passed.

HCS HB 194, relating to a new home income tax deduction, was taken up by Representative Diehl.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

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	Flanigan	Fowler	Fraker	Franklin
Frederick	Funderburk	Gannon	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	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	Pfausch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Ross
Rowden	Rowland	Scharnhorst	Schatz	Schieber
Shull	Shumake	Solon	Sommer	Spencer
Stream	Swan	Thomson	Torpey	Walker
White	Wieland	Wilson	Wood	Zerr
Mr Speaker				

NOES: 050

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellinger
Ellington	English	Englund	Frame	Gardner
Harris	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
Swearingen	Walton Gray	Webb	Webber	Wright

PRESENT: 000

ABSENT WITH LEAVE: 005

Fitzwater	Hodges	Hubbard	Smith 85	Smith 120
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VACANCIES: 002

On motion of Representative Diehl, **HCS HB 194** was read the third time and passed by the following vote:

AYES: 150

Allen	Anders	Anderson	Austin	Bahr
Barnes	Bernskoetter	Berry	Black	Brattin
Brown	Burlison	Burns	Butler	Cierpiot
Colona	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman
Davis	Diehl	Dohrman	Dugger	Dunn
Ellinger	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fowler
Fraker	Frame	Franklin	Frederick	Funderburk
Gannon	Gatschenberger	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hodges	Hoskins
Hough	Houghton	Hummel	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Koenig	Kolkmeyer	Korman	Kratky	LaFaver
Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Marshall	May	Mayfield
McCaherty	McCann Beatty	McDonald	McGaugh	McKenna
McManus	McNeil	Messenger	Miller	Mims
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	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Walton Gray	Webb	Webber
White	Wieland	Wood	Zerr	Mr Speaker

NOES: 007

Carpenter	Ellington	Gardner	Kirkton	Meredith
Mitten	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 004

Hubbard	Smith 85	Smith 120	Wilson
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VACANCIES: 002

Representative Keeney declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 389, with House Amendment No. 1, pending, relating to a qualified tax credit for research expenses, was taken up by Representative Engler.

Speaker Jones resumed the Chair.

House Amendment No. 1 was withdrawn.

On motion of Representative Engler, **HCS HB 389** was adopted.

On motion of Representative Engler, **HCS HB 389** was ordered perfected and printed.

HCS HBs 455 & 297, relating to food stamp eligibility, was taken up by Representative English.

Representative Hinson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 455 & 297, Page 1, Section A, Line 2, by inserting after all of said section and line, the following:

"208.031. 1. Electronic benefit transfer transactions made by each applicant or recipient who is otherwise eligible for temporary assistance for needy families benefits under this chapter and who is found to have made a cash withdrawal at any casino, gambling casino, or gaming establishment shall, after an administrative hearing conducted by the department under the provisions of chapter 536, be declared ineligible for temporary assistance for needy families benefits for a period of three years from the date of the administrative hearing decision. For purposes of this section, "casino, gambling casino, or gaming establishment" does not include a grocery store which sells groceries including staple foods and which also offers, or is located within the same building or complex as, casino, gambling, or gaming activities.

2. Other members of a household which includes a person who has been declared ineligible for temporary assistance for needy families assistance shall, if otherwise eligible, continue to receive temporary assistance for needy families benefits as protective or vendor payments to a third-party payee for the benefit of the members of the household.

3. Any person who, in good faith, reports a suspected violation of this section by a temporary assistance for needy families (TANF) recipient shall not be held civilly or criminally liable for reporting such suspected violation.

4. The department of social services shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

208.032. 1. In accordance with the Social Security Act, 42 U.S.C. Section 608(a)(12), the department of social services shall implement and maintain policies and practices which prevent a temporary assistance for needy families electronic benefit transfer transaction in:

- (1) Any liquor store;**
- (2) Any casino, gambling casino, or gambling establishment; or**
- (3) Any retail establishment which provides adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment.**

2. As used in this section, the term:

(1) "Casino, gambling casino, or gaming establishment" shall not include a grocery store which sells groceries including staple foods and which also offers, or is located within the same building or complex as, casino, gambling, or gaming activities;

(2) "Electronic benefit transfer transaction" means the use of a credit or debit card service, automated teller machine, point-of-sale terminal, or access to an online system for the withdrawal of funds or the processing of a payment for merchandise or a service;

(3) "Liquor store" means any retail establishment which sells exclusively or primarily intoxicating liquor. Liquor store does not include a grocery store which sells both intoxicating liquor and groceries including staple foods within the meaning of Section 3(r) of the Food and Nutrition Act of 2008, 7 U.S.C. Section 2012(r).

3. In accordance with 42 U.S.C. Section 602(a)(1)(A), the department of social services shall:

(1) Implement policies and procedures as necessary to prevent access to assistance provided under Missouri's temporary assistance for needy families (TANF) program through any electronic fund transaction in an automated teller machine or point-of-sale device located in a place described in subsections 1 and 2 of this section, including a plan to ensure that recipients of the assistance have adequate access to their cash assistance; and

(2) Ensure that recipients of assistance provided under Missouri's TANF program have access to using or withdrawing assistance with minimal fees or charges, including an opportunity to access assistance with no fee or charges, and are provided information on applicable fees and charges that apply to electronic fund transactions involving the assistance, and that such information is made publicly available.

4. On or before December 31, 2014, the department shall submit a report to the governor and the general assembly detailing the policies and practices implemented in accordance with the requirements of this section and the requirements of 42 U.S.C. Section 608(a)(12). In addition, the department shall report Missouri's implementation of the policies and practices to the Secretary of Health and Human Services as required under 42 U.S.C. Section 609(a)(16) within two years of the enactment of such federal law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hough offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 455 & 297, Page 2, Line 31, by deleting all of said line and inserting in lieu thereof, the following:

"enactment of such federal law.

5. Nothing in this section shall require any casino, gambling casino, or gaming establishment to enforce or monitor any provision of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hough, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Hinson, **House Amendment No. 1, as amended**, was adopted.

Representative Colona offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 455 & 297, Page 2, Section 208.182, Line 35, by inserting after all of said section and line, the following:

"208.247. 1. Pursuant to the option granted the state by 21 U.S.C. Section 862a(d), an individual who has pled guilty to or is found guilty under federal or state law of a felony involving possession or use of a controlled substance shall be exempt from the prohibition contained in 21 U.S.C. Section 862a(a) against eligibility for food stamp program benefits for such convictions, if such person, as determined by the department to meet at least one of the following conditions:

(1) Is currently successfully participating in a substance abuse treatment program approved by the division of alcohol and drug abuse within the department of mental health;

(2) Is currently accepted for treatment in and participating in a substance abuse treatment program approved by the division of alcohol and drug abuse, but is subject to a waiting list to receive available treatment, and the individual remains enrolled in the treatment program and enters the treatment program at the first available opportunity;

(3) Has satisfactorily completed a substance abuse treatment program approved by the division of alcohol and drug abuse; or

(4) Is successfully complying with, or has already complied with, all obligations imposed by the court, the division of alcohol and drug abuse, and the division of probation and parole.

2. Eligibility based upon the factors in subsection 1 of this section shall be based upon documentary or other evidence satisfactory to the department of social services, and the applicant shall meet all other factors for program eligibility.

3. The department of social services, in consultation with the division of alcohol and drug abuse, shall promulgate rules to carry out the provisions of this section, including specifying criteria for determining active participation in and completion of a substance abuse treatment program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Colona moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 057

Anders	Barnes	Berry	Burns	Butler
Carpenter	Colona	Conway 10	Curtis	Dunn
Ellinger	Ellington	English	Englund	Frame
Frederick	Gardner	Harris	Higdon	Hodges
Hummel	Hurst	Kelley 127	Kelly 45	Kirkton
Kratky	LaFaver	May	Mayfield	McCann Beatty
McDonald	McKenna	McManus	McNeil	Meredith
Mims	Mitten	Montecillo	Morgan	Newman
Nichols	Norr	Otto	Pace	Pierson
Rizzo	Runions	Schieffer	Schupp	Shumake
Swearingen	Walton Gray	Webb	Webber	White
Wieland	Wright			

NOES: 092

Anderson	Austin	Bahr	Bernskoetter	Black
Brattin	Burlison	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman
Davis	Diehl	Dohrman	Dugger	Elmer
Engler	Entlicher	Fitzwater	Flanigan	Fowler
Fraker	Franklin	Funderburk	Gannon	Gatschenberger

1176 *Journal of the House*

Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Hicks	Hinson	Hough
Houghton	Johnson	Jones 50	Justus	Keeney
Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
Marshall	McGaugh	Messenger	Miller	Molendorp
Morris	Muntzel	Neely	Neth	Parkinson
Pfautsch	Phillips	Pike	Pogue	Redmon
Rehder	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Scharnhorst
Schatz	Schieber	Shull	Solon	Sommer
Spencer	Stream	Swan	Thomson	Walker
Wilson	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 012

Allen	Brown	Fitzpatrick	Hoskins	Hubbard
McCaherty	Reiboldt	Smith 85	Smith 120	Torpey
Wood	Zerr			

VACANCIES: 002

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

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

NOES: 047

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Dunn	Ellinger	Ellington
English	Englund	Frame	Gardner	Harris
Hummel	Kelly 45	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	Walton Gray	Webb
Webber	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 015

Allen	Barnes	Curtis	Davis	Flanigan
Fraker	Franklin	Hodges	Hubbard	Molendorp
Reiboldt	Smith 85	Smith 120	Stream	Swearingen

VACANCIES: 002

On motion of Representative English, **HCS HBs 455 & 297, as amended**, was adopted.

On motion of Representative English, **HCS HBs 455 & 297, as amended**, was ordered perfected and printed by the following vote:

AYES: 120

Allen	Anders	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	Englund	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fowler	Fraker
Frame	Franklin	Frederick	Gannon	Gatschenberger
Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon
Hinson	Hodges	Hoskins	Hough	Houghton
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Koenig	Kolkmeyer	Korman	Kratky
Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Marshall	Mayfield	McCaherty
McGaugh	Messenger	Miller	Morris	Muntzel
Neely	Neth	Norr	Parkinson	Pfautsch
Phillips	Pike	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle
Ross	Rowden	Rowland	Scharnhorst	Schatz
Schieber	Schieffer	Shull	Shumake	Solon
Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 033

Burns	Butler	Carpenter	Colona	Dunn
Ellinger	Gardner	Hummel	Kelly 45	Kirkton
LaFaver	May	McCann Beatty	McDonald	McKenna
McManus	McNeil	Meredith	Mims	Mitten

Montecillo	Morgan	Newman	Nichols	Otto
Pace	Pierson	Rizzo	Runions	Schupp
Swearingen	Walton Gray	Webb		

PRESENT: 000

ABSENT WITH LEAVE: 008

Curtis	Ellington	Funderburk	Hubbard	Molendorp
Roorda	Smith 85	Smith 120		

VACANCIES: 002

HB 274, relating to newborn screenings, was taken up by Representative Brattin.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 274, Page 1, Section 191.334, Lines 1 to 14, by deleting all of said section and lines and inserting in lieu thereof the following:

"191.334. 1. This section shall be known and may be cited as "Chloe's Law".

2. Effective January 1, 2014, every newborn infant born in this state shall be screened for critical congenital heart disease in accordance with the provisions of this section.

3. Every newborn delivered on or after January 1, 2014, in an ambulatory surgical center, birthing center, or hospital shall be screened for critical congenital heart disease with pulse oximetry or other manner as directed by the department of health and senior services in accordance with the American Academy of Pediatrics and American Heart Association guidelines prior to discharge of the newborn from the facility. Such facilities shall report the screening results on all newborns to the parents or guardian of the newborn and the department of health and senior services in a manner prescribed by the department for surveillance purposes. Such facilities shall develop and implement plans to ensure that newborns with positive screens receive appropriate confirmatory procedures and referral for treatment as indicated.

4. If a newborn is delivered in a place other than the facilities listed in subsection 3 of this section, the physician or person who professionally undertakes the pediatric care of the newborn shall ensure that critical congenital heart disease newborn screening is performed. Such physicians and persons shall report the screening results on all newborns to the parents or guardian of the newborn, and the department of health and senior services in a manner prescribed by the department for surveillance purposes.

5. The provisions of this section shall not apply if the parents of the newborn object to such testing on the grounds that such tests conflict with their religious tenets and practices. The parent of any newborn who refuses to have the critical congenital heart disease screening test administered after notice of the requirement for such test shall have such refusal documented in writing. Such physicians, persons, or administrators shall obtain the written refusal and make such refusal part of the medical record of the newborn, and shall report such refusal to the department of health and senior services in a manner prescribed by the department.

6. Prior to administering the screening, the physician or person who professionally undertakes the pediatric care of the newborn, and administrators of ambulatory surgical centers, birthing centers, or hospitals may provide to the parents or guardians of newborns a written packet of educational information developed and supplied by the department of health and senior services describing the screening, how it is conducted, available options for confirmatory procedures and treatment, the nature of the critical congenital heart disease, and the possible consequences of treatment and non treatment for critical congenital heart disease.

7. The department of health and senior services shall provide consultation and administrative technical support to facilities and persons implementing the requirements of this section including, but not limited to, assistance in:

(1) Developing and implementing critical congenital heart disease newborn screening protocols based on the American Academy of Pediatrics and American Heart Association guidelines;

(2) Developing and training for facilities and persons on implementation of protocols;

(3) Developing and distributing educational materials for families; and

(4) Implementing reporting requirements.

8. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HB 274, with House Amendment No. 1, pending, was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 389 - Fiscal Review

HB 1021 - Local Government

REFERRAL OF SENATE JOINT RESOLUTION

The following Senate Joint Resolution was referred to the Committee indicated:

SCS SJR 14 - General Laws

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 87 - Children, Families, and Persons with Disabilities

SB 99 - Elections

SB 257 - International Trade

SS SB 267 - Downsizing State Government

SB 275 - Utilities

SB 294 - Utilities

SB 342 - Agri-Business

SS SB 357 - General Laws

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 **SCS SB 224**, 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.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 236**, 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 Higher Education, Chairman Thomson reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SB 17**, 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 Local Government, Chairman Gatschenberger reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 75**, 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 Transportation, Chairman Schatz reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS#2 SCS SJR 16**, 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 Workforce Development and Workplace Safety, Chairman Lant reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 77**, **HB 91** and **HB 95**, 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.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Wednesday, April 17, 2013.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Steve Cookson, District 53, hereby state and affirm that my vote on the motion by which House Bill 148 was ordered third read and passed as recorded on Page 1141 of the Journal of the House for the Fifty-first Day, Monday, April 15, 2013 was incorrectly recorded as "Absent with Leave." Pursuant to House Rule 89, I ask that the Journal be corrected to show that I was in the chamber at the time the vote was taken, I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "Aye."

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of April 2013.

/s/ Steve Cookson
State Representative

State of Missouri)
) ss.
Signed in County of Cole)
Notary Commissioned in County of Miller)

Subscribed and sworn to before me this 15th day of April in the year 2013.

/s/ Leticia Long
Notary Public

I, State Representative Gina Mitten, District 83, hereby state and affirm that my vote on the motion by which House Committee Substitute for House Bill 505 was ordered third read and passed as recorded on Page 1138 of the Journal of the House for the Fifty-first Day, Monday, April 15, 2013 was incorrectly recorded as "Absent with Leave." Pursuant to House Rule 89, I ask that the Journal be corrected to show that I was in the chamber at the time the vote was taken, I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "Aye."

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of April 2013.

/s/ Gina Mitten
State Representative

State of Missouri)
) ss.
Signed in County of Cole)
Notary Commissioned in County of Miller)

Subscribed and sworn to before me this 15th day of April in the year 2013.

/s/ Leticia Long
Notary Public

COMMITTEE HEARINGS

DOWNSIZING STATE GOVERNMENT

Thursday, April 18, 2013, 8:00 AM House Hearing Room 4.

Public hearing will be held: SB 265, SS SB 267, SCS SBs 289 & 314

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

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 17, 2013, 8:00 AM House Hearing Room 6.

Public hearing will be held: SB 193, SCS SB 7, HB 738, HB 282, HB 603

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

HB 603 was distributed for last week's committee.

FINANCIAL INSTITUTIONS

Wednesday, April 17, 2013, 12:15 PM House Hearing Room 4.

Public hearing will be held: SCS SB 254

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

FISCAL REVIEW

Thursday, April 18, 2013, 8:30 AM House Hearing Room 3.

Executive session will be held: HB 253, HCS HB 468, HCS HB 813, HCS HB 389

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

AMENDED

GENERAL LAWS

Thursday, April 18, 2013, 8:00 AM House Hearing Room 1.

Public hearing will be held: SB 24, SB 23, HB 92, HB 276, HB 732

Executive session will be held: HJR 15, HB 350, HB 931, HJR 35

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

HEALTH CARE POLICY

Wednesday, April 17, 2013, Noon or Upon Afternoon Recess House Hearing Room 6.

Public hearing will be held: HB 608, SCS SB 126, SCS SB 178, SCS SB 302

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

INSURANCE POLICY

Wednesday, April 17, 2013, Upon Afternoon Adjournment South Gallery.

Executive session will be held: SCS SB 287

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

CANCELLED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, May 2, 2013, 8:00 AM House Hearing Room 1.

Second quarter meeting

JUDICIARY

Wednesday, April 17, 2013, 12:00 PM or Upon Morning Recess (whichever is earlier) House Hearing Room 1.

Public hearing will be held: SB 110, SB 73, SCS SB 69, SCS SB 45, SCS SB 36, HB 121, SB 12

Executive session will be held: HB 757, SB 41, SB 222

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

AMENDED

JUDICIARY

Thursday, April 18, 2013, 8:30 AM - 10:00 AM House Hearing Room 6.

Public hearing will be held: HB 849, HB 623, HB 606, HB 539, HB 220, SB 100

Executive session will be held: HB 552

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

JUDICIARY

Monday, April 22, 2013, 6:00 PM 1426 Southridge Drive, Jefferson City.

LEADERSHIP FOR MISSOURI ISSUE DEVELOPMENT COMMITTEE

Thursday, April 18, 2013, 9:00 AM Room 308.

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

Committee will discuss developments related to retention of source documents and privacy of citizens.

LOCAL GOVERNMENT

Thursday, April 18, 2013, 8:30 AM House Hearing Room 5.

Public hearing will be held: HB 1021

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

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 17, 2013, Upon Morning Recess House Hearing Room 5.

Public hearing will be held: SB 330

Executive session will be held: HB 685, SB 330

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

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN HEALTH CARE

Wednesday, April 17, 2013, 8:00 AM House Hearing Room 1.

Public hearing will be held: HB 925, HB 926, HB 936

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

SPECIAL STANDING COMMITTEE ON SMALL BUSINESS

Wednesday, April 17, 2013, 12:00 PM or Upon Morning Recess House Hearing Room 7.

Executive session will be held: HB 811, HB 393

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

Removed HB 1033 and added location

AMENDED

TOURISM AND NATURAL RESOURCES

Thursday, April 18, 2013, 8:00 AM House Hearing Room 7.

Public hearing will be held: SB 72, SB 218, HB 944, HB 835

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

UTILITIES

Wednesday, April 17, 2013, 8:00 AM House Hearing Room 7.

Public hearing will be held: HCR 32, HB 501, HB 502

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

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 17, 2013, 8:00 AM House Hearing Room 5.

Public hearing will be held: HB 1041

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

HOUSE CALENDAR

FIFTY-THIRD DAY, WEDNESDAY, APRIL 17, 2013

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HCS HJR 26 - Richardson
- 2 HCS HJR 14 - Jones (110)
- 3 HJR 19 - Bahr

HOUSE BILLS FOR PERFECTION

- 1 HB 227 - Zerr
- 2 HB 423 - Zerr
- 3 HB 578, as amended - Funderburk
- 4 HCS HB 221 - Leara
- 5 HB 400 - Riddle
- 6 HCS HB 701 - Molendorp
- 7 HCS HB 335 - Hinson
- 8 HB 255 - Torpey
- 9 HB 510 - Torpey
- 10 HB 756 - Hubbard
- 11 HCS HB 458 - Scharnhorst
- 12 HB 242 - Ellington
- 13 HB 274, HA 1, pending - Brattin
- 14 HCS HB 290 - Lichtenegger
- 15 HCS HB 351 - Frederick
- 16 HB 503 - McCaherty
- 17 HB 733 - Berry
- 18 HCS HB 589 - Hinson
- 19 HB 448 - Webb
- 20 HB 162 - Sommer

- 21 HCS HB 170 - Guernsey
- 22 HCS HB 175 - Crawford
- 23 HCS HB 161 - Gatschenberger
- 24 HCS HB 252 - Lauer
- 25 HCS HB 285 - Pace
- 26 HB 339 - Wieland
- 27 HCS HB 340 - Johnson
- 28 HB 747 - Scharnhorst
- 29 HCS HB 1035 - Kelley (127)
- 30 HCS HB 348 - Neth
- 31 HCS HB 372 - Cox
- 32 HCS HB 436 - Funderburk
- 33 HCS HBs 593 & 695 - Solon
- 34 HB 808 - Funderburk
- 35 HCS HB 859 - Brattin
- 36 HCS#2 HB 698 - Zerr
- 37 HCS HB 881 - Guernsey
- 38 HCS HB 275 - Brattin
- 39 HCS HB 76 - Rowland
- 40 HCS HB 78 - Johnson
- 41 HCS HB 344 - Molendorp
- 42 HCS HB 387 - Frederick
- 43 HCS HB 415 - Phillips
- 44 HCS HB 601 - Richardson
- 45 HCS HB 653 - Lauer
- 46 HB 421 - Curtman
- 47 HCS HB 541 - Hicks
- 48 HCS HB 543 - Hoskins

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

- 1 HB 635 - Fitzwater
- 2 HCS HB 771 - Schatz
- 3 HCS HB 611 - Lant

HOUSE BILLS FOR THIRD READING

- 1 HB 201 - Torpey
- 2 HCS HBs 521 & 579, (Fiscal Review 3/27/13) - Koenig
- 3 HB 443 - Hubbard
- 4 HCS HB 470 - Barnes
- 5 HCS HB 813, (Fiscal Review 4/10/13) - Torpey
- 6 HCS HB 468, (Fiscal Review 4/10/13), E.C. - Higdon
- 7 HCS#2 HB 178 - Koenig
- 8 HB 253, (Fiscal Review 4/10/13) - Berry

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 11 - Walton Gray
- 2 HCR 21 - Black
- 3 HCS HCR 17 - Frederick

SENATE BILLS FOR THIRD READING - CONSENT

(4/15/2013)

- 1 SB 59 - Gosen
- 2 SB 60 - Gosen
- 3 SB 80 - Engler
- 4 HCS SB 188 - Engler
- 5 SB 234 - Burlison
- 6 SB 235 - Dugger
- 7 SB 306 - Elmer
- 8 SCS SB 324 - Hansen
- 9 SCS SB 376 - Frederick
- 10 SB 16 - Dugger
- 11 SCS SB 191 - McCaherty
- 12 SB 237 - Miller
- 13 SB 329 - Love

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HJRs 11 & 7 , as amended - Reiboldt