

# JOURNAL OF THE HOUSE

Second Regular Session, 97th GENERAL ASSEMBLY

THIRTY-FIFTH DAY, TUESDAY, MARCH 11, 2014

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Representative Don Phillips.

Most gracious Heavenly Father, I come to You asking for Your blessing over this body of Representatives and for the staff members that so ably support us.

I pray also for all the guests who have joined us today in this magnificent chamber!

Lord, allow our differences in this room to be only political in nature; that we respect each other, as Your creation, with none held in a loftier regard than the other.

Let us understand that our importance is not about us personally; but rather, our responsibility to You and our constituents is of utmost importance. Because, one day, before we know it, our existence, as legislators, will be evidenced by nothing more than a small picture that adorns the walls in the hallways of this capitol.

Psalm 6:3 says, "I have seen You in the sanctuary and beheld Your power and glory." Father, let us experience that power and glory in our lives today! For it's in Your name that I pray.

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: Cassidy Bethune, Ashton Ings, Sarah Mejia, Phoenix Rudd, Sela Hubbard, Trent Bernskoetter, Julia Bernskoetter and Gage Wilde.

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

## HOUSE RESOLUTION

Representative Brattin, et al., offered House Resolution No. 923.

## HOUSE CONCURRENT RESOLUTION

Representative Bernskoetter offered House Concurrent Resolution No. 45.

**HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED**

House Resolution No. 924 through House Resolution No. 957

**SECOND READING OF HOUSE BILLS**

The following House Bills were read the second time:

**HB 2109**, relating to petitions to exclude property from a fire protection district.

**HB 2110**, relating to sales tax.

**HB 2111**, relating to local sales taxes.

**HB 2112**, relating to political subdivisions.

**HB 2113**, relating to the administration of statewide assessments.

**HB 2114**, relating to debt collectors.

**HB 2115**, relating to the remediation of properties contaminated by the manufacture of controlled substances.

**HB 2116**, relating to compensation for emergency personnel killed in the line of duty.

**HB 2117**, relating to St. Louis public employee retirement benefits.

**HB 2118**, relating to the powers and duties of the Missouri Electrical Industry Licensing Board.

**HB 2119**, relating to a tax credit for donations to maternity homes.

**HB 2120**, relating to rights of persons with parental relationships.

**HB 2121**, relating to weights and measures fees for alternative fueling devices.

**PERFECTION OF HOUSE JOINT RESOLUTIONS**

**HCS HJR 56**, relating to parental rights, was taken up by Representative Richardson.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Joint Resolution No. 56, Page 3, Section 35, Line 57, by deleting all of said line and inserting in lieu thereof the following:

**"9. Nothing in this section shall create any new or expanded right under Article IX of this constitution, or create any cause of action to force the state or any political subdivision of the state to provide funding pursuant to Article IX of this constitution.**

**10. As used in this section, the following terms shall mean:"**; and

Further amend said title, enacting clause, and intersectional references accordingly.

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

Representative Jones (50) offered **House Amendment No. 2**.

*House Amendment No. 2*

AMEND House Committee Substitute for House Joint Resolution No. 56, Page 1, Section 35, Line 13, by deleting all of said line and inserting in lieu thereof the following: **"parish schools, or for in-home instruction, with the exception of laws which may require instruction in the United States Constitution and this constitution. Neither the state nor any political subdivision,"**; and

Further amend said bill, Page 2, Section 35, Line 34, by inserting after the word **"adoption,"** the word **"guardianship,"**; and

Further amend said title, enacting clause, and intersectional references accordingly.

On motion of Representative Jones (50), **House Amendment No. 2** was adopted.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Anderson	Austin	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	Franklin	Frederick	Gannon
Gatschenberger	Gosen	Grisamore	Haahr	Haefner
Hampton	Hansen	Higdon	Hoskins	Hough
Houghton	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Koenig	Kolkmeyer	Korman
Lair	Lant	Lauer	Leara	Lichtenegger

Love	Lynch	Marshall	McCaherty	McGaugh
Miller	Molendorp	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Ross	Rowden	Rowland
Scharnhorst	Schatz	Schieber	Shull	Shumake
Solon	Sommer	Spencer	Stream	Swan
Thomson	Torpey	Walker	White	Wieland
Wilson	Wood	Zerr	Mr. Speaker	

NOES: 047

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

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Ellinger	Fraker	Frame	Funderburk
Guernsey	Hicks	Hinson	McNeil	Messenger
Pike	Riddle	Smith	Wright	

VACANCIES: 003

On motion of Representative Richardson, **HCS HJR 56, as amended**, was adopted.

On motion of Representative Richardson, **HCS HJR 56, as amended**, was ordered perfected and printed.

### **SIGNING OF SENATE BILL**

All other business of the House was suspended while **SS SB 668** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

### **PERFECTION OF HOUSE BILLS**

**HB 1388**, relating to location information of an electronic device, was taken up by Representative Cornejo.

Speaker Pro Tem Hoskins assumed the Chair.

On motion of Representative Cornejo, **HB 1388** was ordered perfected and printed.

**HB 1573**, relating to emergency communications service, was taken up by Representative Lauer.

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

*House Amendment No. 1*

AMEND House Bill No. 1573, Section A, Page 1, Line 4, by inserting the following after all of said line:

"92.077. As used in sections 92.074 to 92.095, unless the context clearly requires otherwise, the following terms mean:

(1) "Business license tax", any tax, including any fee, charge, or assessment in the nature of a tax, assessed by a municipality on a telecommunications company for the privilege of doing business within the borders of such municipality, and specifically includes any tax assessed on a telecommunications company by a municipality under section 66.300 and section 80.090, section 92.073, section 94.110, 94.270, or 94.360, or under authority granted in its charter, as well as an occupation license tax, gross receipts tax, franchise tax, or similar tax, but shall not include:

(a) Any state or municipal sales tax imposed under sections 144.010 to 144.525; or

(b) Any municipal right-of-way usage fee imposed under the authority of a municipality's police powers under Section 253(c) of the Federal Telecommunications Act of 1996, or under sections 67.1830 to 67.1846; or

(c) Any tax or fee levied for emergency services under section 190.292, 190.305, 190.325, or 190.335, [or 190.430,] or any tax authorized by the general assembly after August 28, 2005, for emergency services;

(d) Any flat tax duly imposed on or before August 28, 2005;

(2) "Director", the director of the department of revenue;

(3) "Municipal", of or relating to a municipality;

(4) "Municipality", any city, county, town, or village in Missouri entitled by authority of section 66.300, section 80.090, section 92.073, section 94.110, 94.270, or 94.360, or under authority granted in its charter to assess a business license tax on telecommunications companies;

(5) "Telecommunications company", any company doing business in this state that provides telecommunications service;

(6) "Telecommunications service", the same meaning as such term is defined in section 144.010. The term telephone company, as used in sections 94.110, 94.270, and 94.360, shall have the same meaning as telecommunications company as defined in this section."; and

Further amend said bill, Section 190.420, Page 3, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"pursuant to sections 190.400 to [190.440] **190.451** by wireless service"; and

Further amend said section and page, Line 16, by deleting all of said line and inserting in lieu thereof the following: "**sections 190.400 to 190.451, and the records shall be open**"; and

Further amend said bill, Section 190.451, Page 8, Line 87, by deleting "**190.305, 190.335, and 190.430**" and inserting in lieu thereof "**190.305 and 190.335**"; and

Further amend said bill, Section 190.410, Page 14, Line 42, by inserting after all of said line the following:

"[190.430. 1. The commissioner of the office of administration is authorized to establish a fee, if approved by the voters pursuant to section 190.440, not to exceed fifty cents per wireless telephone number per month to be collected by wireless service providers from wireless service customers.

2. The office of administration shall promulgate rules and regulations to administer the provisions of sections 190.400 to 190.440. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in sections 190.400 to 190.440 shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to July 2, 1998, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to July 2, 1998, if it fully complied with the provisions of chapter 536.

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 July 2, 1998, shall be invalid and void.

3. The office of administration is authorized to administer the fund and to distribute the moneys in the wireless service provider enhanced 911 service fund for approved expenditures as follows:

(1) For the reimbursement of actual expenditures for implementation of wireless enhanced 911 service by wireless service providers in implementing Federal Communications Commission order 94-102; and

(2) To subsidize and assist the public safety answering points based on a formula established by the office of administration, which may include, but is not limited to the following:

(a) The volume of wireless 911 calls received by each public safety answering point;

(b) The population of the public safety answering point jurisdiction;

(c) The number of wireless telephones in a public safety answering point jurisdiction by zip code; and

(d) Any other criteria found to be valid by the office of administration provided that of the total amount of the funds used to subsidize and assist the public safety answering points, at least ten percent of said funds shall be distributed equally among all said public safety answering points providing said services under said section;

(3) For the reimbursement of actual expenditures for equipment for implementation of wireless enhanced 911 service by public safety answering points to the extent that funds are available, provided that ten percent of funds distributed to public safety answering points shall be distributed in equal amounts to each public safety answering point participating in enhanced 911 service;

(4) Notwithstanding any other provision of the law, no proprietary information submitted pursuant to this section shall be subject to subpoena or otherwise released to any person other than to the submitting wireless service provider, without the express permission of said wireless service provider. General information collected pursuant to this section shall only be released or published in aggregate amounts which do not identify or allow identification of numbers of subscribers or revenues attributable to an individual wireless service provider.

4. Wireless service providers are entitled to retain one percent of the surcharge money they collect for administrative costs associated with billing and collection of the surcharge.

5. No more than five percent of the moneys in the fund, subject to appropriation by the general assembly, shall be retained by the office of administration for reimbursement of the costs of overseeing the fund and for the actual and necessary expenses of the board.

6. The office of administration shall review the distribution formula once every year and may adjust the amount of the fee within the limits of this section, as determined necessary.

7. The provisions of sections 190.307 and 190.308 shall be applicable to programs and services authorized by sections 190.400 to 190.440.

8. Notwithstanding any other provision of the law, in no event shall any wireless service provider, its officers, employees, assigns or agents, be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, an act or omission in the development, design, installation, operation, maintenance, performance or provision of 911 service or other emergency wireless two- and three-digit wireless numbers, unless said acts or omissions constitute gross negligence, recklessness or intentional misconduct. Nor shall any wireless service provider, its officers, employees, assigns, or agents be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, the release of subscriber information to any governmental entity as required under the provisions of this act unless the release constitutes gross negligence, recklessness or intentional misconduct.]

[190.440. 1. The office of administration shall not be authorized to establish a fee pursuant to the authority granted in section 190.430 unless a ballot measure is submitted and approved by the voters of this state. The ballot measure shall be submitted by the secretary of state for approval or rejection at the general election held and conducted on the Tuesday immediately following the first Monday in November, 1998, or at a special election to be called by the governor on the ballot measure. If the measure is rejected at such general or special election, the measure may be resubmitted at each subsequent general election, or may be resubmitted at any subsequent special election called by the governor on the ballot measure, until such measure is approved.

2. The ballot of the submission shall contain, but is not limited to, the following language:

Shall the Missouri Office of Administration be authorized to establish a fee of up to fifty cents per month to be charged every wireless telephone number for the purpose of funding wireless enhanced 911 service?

YES                       NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

3. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are in favor of such measure, then the office of administration shall be authorized to establish a fee pursuant to section 190.430, and the fee shall be effective on January 1, 1999, or the first day of the month occurring at least thirty days after the approval of the ballot measure. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are opposed to the measure, then the office of administration shall have no power to establish the fee unless and until the measure is approved.]; and

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

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

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

*House Amendment No. 2*

AMEND House Bill No. 1573, Section A, Page 1, Line 4, by inserting the following after all of said line:

"70.210. As used in sections 70.210 to 70.320, the following terms mean:

(1) "Governing body", the board, body or persons in which the powers of a municipality or political subdivision are vested;

(2) "Municipality", municipal corporations, political corporations, and other public corporations and agencies authorized to exercise governmental functions;

(3) "Political subdivision", counties, townships, cities, towns, villages, school, county library, city library, city-county library, road, drainage, sewer, levee and fire districts, soil and water conservation districts, watershed subdistricts, county hospitals, [and] any board of control of an art museum, **any 911 or emergency services board authorized in chapter 190 or in section 321.243**, and any other public subdivision or public corporation having the power to tax."; and

Further amend said bill, Section 190.300, Page 2, Line 25, by deleting all of said line and inserting in lieu thereof the following:

"in the service supplier's tariffs, **contracts, service agreements, or similar documents governing the provision of the service**, [approved by the Missouri public service commission] which"; and

Further amend said bill, Section 190.400, Page 2, Line 1, by deleting "**190.452**" and inserting in lieu thereof "**190.451**"; and

Further amend said section and page, Line 5, by inserting after "(3)]" the following:

**"Communications service", any service that:**

**(a) Uses telephone numbers or IP addresses or their functional equivalents or successors;**

**(b) Allows access to, or a connection or interface with, a 911 system through the activation or enabling of a device, transmission medium, or technology that is used by a customer to dial, initialize, or otherwise activate the 911 system, regardless of the particular device, transmission medium, or technology employed;**

**(c) Provides or enables real time or interactive communications, other than machine to machine communications; and**

**(d) Is available to a prepaid user or a standard user.**

**The term includes, but is not limited to, the following:**

**(a) Internet protocol enabled services and applications that are provided through wireline, cable, wireless, or satellite facilities, or any other facility or platform that is capable of connecting a 911 communication to a public safety answering point;**

**(b) A multiline telephone system;**

**(c) Commercial mobile radio service;**

**(d) Interconnected voice over internet protocol service and voice over power lines; and**

**(e) Integrated telecommunications service.**

**(2)"; and**

Further amend said section, Page 3, Line 9, by deleting "(2)" and inserting in lieu thereof "(3)"; and

Further amend said section and page, Line 11, by deleting "(3)" and inserting in lieu thereof "(4)"; and

Further amend said bill, Section 190.420, Page 3, Line 15, by deleting "county" and inserting in lieu thereof "**county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants**"; and

Further amend said section and page, Line 17, by deleting "county" and inserting in lieu thereof "**county, city not within a county, or home rule city**"; and

Further amend said bill, Section 190.450, Page 3, Lines 3-7, by deleting all of said lines and inserting in lieu thereof the following:

**"190.335, the governing body of any county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants may impose, by order or ordinance, a monthly fee on any communications service capable of contacting 911. The fee authorized in this section shall not exceed one dollar and fifty cents per any such communications service capable of contacting 911 and shall be imposed solely for the purpose of funding 911 service in such county, city not within a county, or home rule city. The fee authorized in this section shall"; and**

Further amend said section and page, Lines 11-12, by deleting all of said lines and inserting in lieu thereof the following:

**"unless the governing body of the county, city not within a county, or home rule city submits to the voters residing within the county, city not within a county, or home rule city at a state general, primary, or special"; and**

Further amend said section, Page 4, Lines 15-17, by deleting all of said lines and inserting in lieu thereof the following:

**""Shall (insert name of county, city not within a county, or home rule city) impose a monthly fee of (insert amount) per any communications service capable of contacting 911 for the purpose of funding 911 service in the (county, city not within a county, or home rule city)?""; and**

Further amend said section and page, Line 26, by inserting after "3." the following:

**"The director of revenue shall maintain a centralized database which shall be made available to providers, specifying the current monthly fee imposed by each county, city not within a county, or home rule city updated no less than sixty days prior to the effective date of any changes.**

**4."; and renumbering the remaining subsections accordingly; and**

Further amend said section and page, Line 29, by deleting all of said line and inserting in lieu thereof the following:

**"revenue on behalf of the county, city not within a county, or home rule city, except for two percent to be withheld by the provider for the cost of administering the collection and remittance of the fee and one percent for the"; and**

Further amend said section and page, Lines 32-36, by deleting all of said lines and inserting in lieu thereof the following:

**"of the department of revenue shall remit such funds to the county, city not within a county, or home rule city on a monthly basis. The governing body of any such county, city not within a county, or home rule city shall control such funds remitted to the county, city not within a county, or home rule city unless the county, city not within a county, or home rule city has established an elected board for the purpose of administering such funds. In the event that any county, city not within a county, or home rule city has established a"; and**

Further amend said section and page, Line 38, by inserting a comma (",") after the word **"county"**; and

Further amend said section and page, Line 39, by inserting at the beginning of said line the following: **"city not within a county, or home rule city"**; and

Further amend said section, Page 5, Lines 68-70, by deleting all of said lines and inserting in lieu thereof **"tax imposed under section 190.305 or 190.335. No county, city not within a county, or home rule city shall simultaneously impose more than one tax authorized in this section, section 190.305, or section 190.335."; and**

Further amend said section and page, Line 82, by deleting **"define"** and inserting in lieu thereof **"defined"**; and

Further amend said section, Page 6, Line 104, by inserting after all of said line the following:

**"13. All 911 fees shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 through 124, as amended."; and**

Further amend said section, Page 8, Line 82, by deleting **"fun"** and inserting in lieu thereof **"fund"**; and

Further amend said section and page, Lines 83-84, by deleting all of said lines and inserting in lieu thereof the following:

**"be remitted to the counties, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants in direct proportion to the amount of charges collected in each county, city not within a county, or home rule city. The initial percentage rate set by the board may be adjusted after five years and"; and**

Further amend said section and page, Line 86, by deleting **"county"** and inserting in lieu thereof the following: **"county, city not within a county, or home rule city"**; and

Further amend said section, Page 9, Line 100, by inserting the following after all of said line:

**"190.455. Any county or 911 or emergency services board established under chapter 190 or under section 321.243 may contract and cooperate with any other county or 911 or emergency services board established under chapter 190 or under section 321.243 as provided in sections 70.210 to 70.320. Any contracting counties or boards may seek assistance and advice from the Missouri 911 service board established in section 650.325 regarding terms of the joint contract and the administration and operation of the contracting counties and boards.";** and

Further amend said bill, Section 650.330, Page 9, Line 2, by deleting "**twelve**" and inserting in lieu thereof "**thirteen**"; and

Further amend said section, Page 10, Line 34, by inserting after "dispatchers]" the following:

**"; and**

**(12) One member chosen to represent voice over internet protocol service providers";** and

Further amend said section, Page 11, Line 63, by deleting the word "state" and inserting in lieu thereof "state, **including monitoring federal and industry standards being developed for next generation 911 systems**"; and

Further amend said section, Page 12, Lines 81-82, by deleting all of said lines and inserting in lieu thereof the following:

**"(13) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project and other measures to assure funds are used in accordance with the law and purpose of the grant, then conduct audits as deemed necessary;"**; and

Further amend said section and page, Line 86, by inserting after the word "survey" the word "**at least**"; and

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

On motion of Representative Lauer, **House Amendment No. 2** was adopted.

Representative Spencer offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND House Bill No. 1573, Page 1, Section A, Line 4, by inserting immediately after said section and line the following:

"190.105. 1. No person, either as owner, agent or otherwise, shall furnish, operate, conduct, maintain, advertise, or otherwise be engaged in or profess to be engaged in the business or service of the transportation of patients by ambulance in the air, upon the streets, alleys, or any public way or place of the state of Missouri unless such person holds a currently valid license from the department for an ambulance service issued pursuant to the provisions of sections 190.001 to 190.245.

2. No ground ambulance shall be operated for ambulance purposes, and no individual shall drive, attend or permit it to be operated for such purposes in the state of Missouri unless the ground ambulance is under the immediate supervision and direction of a person who is holding a currently valid Missouri license as an emergency medical technician. Nothing in this section shall be construed to mean that a duly registered nurse or a duly licensed physician be required to hold an emergency medical technician's license. Each ambulance service is responsible for assuring that any person driving its ambulance is competent in emergency vehicle operations and has a safe driving record. Each ground ambulance shall be staffed with at least two licensed individuals when transporting a patient,

except as provided in section 190.094. **In emergency situations which require additional medical personnel to assist the patient during transportation, a first responder, firefighter, or law enforcement personnel with a valid drivers' license and prior experience with driving emergency vehicles may drive the ground ambulance provided the ground ambulance service stipulates to this practice in operational policies.**

3. No license shall be required for an ambulance service, or for the attendant of an ambulance, which:

(1) Is rendering assistance in the case of an emergency, major catastrophe or any other unforeseen event or series of events which jeopardizes the ability of the local ambulance service to promptly respond to emergencies; or

(2) Is operated from a location or headquarters outside of Missouri in order to transport patients who are picked up beyond the limits of Missouri to locations within or outside of Missouri, but no such outside ambulance shall be used to pick up patients within Missouri for transportation to locations within Missouri, except as provided in subdivision (1) of this subsection.

4. The issuance of a license pursuant to the provisions of sections 190.001 to 190.245 shall not be construed so as to authorize any person to provide ambulance services or to operate any ambulances without a franchise in any city not within a county or in a political subdivision in any county with a population of over nine hundred thousand inhabitants, or a franchise, contract or mutual-aid agreement in any other political subdivision which has enacted an ordinance making it unlawful to do so.

5. Sections 190.001 to 190.245 shall not preclude the adoption of any law, ordinance or regulation not in conflict with such sections by any city not within a county, or at least as strict as such sections by any county, municipality or political subdivision except that no such regulations or ordinances shall be adopted by a political subdivision in a county with a population of over nine hundred thousand inhabitants except by the county's governing body.

6. In a county with a population of over nine hundred thousand inhabitants, the governing body of the county shall set the standards for all ambulance services which shall comply with subsection 5 of this section. All such ambulance services must be licensed by the department. The governing body of such county shall not prohibit a licensed ambulance service from operating in the county, as long as the ambulance service meets county standards.

7. An ambulance service or vehicle when operated for the purpose of transporting persons who are sick, injured, or otherwise incapacitated shall not be treated as a common or contract carrier under the jurisdiction of the Missouri division of motor carrier and railroad safety.

8. Sections 190.001 to 190.245 shall not apply to, nor be construed to include, any motor vehicle used by an employer for the transportation of such employer's employees whose illness or injury occurs on private property, and not on a public highway or property, nor to any person operating such a motor vehicle.

9. A political subdivision that is authorized to operate a licensed ambulance service may establish, operate, maintain and manage its ambulance service, and select and contract with a licensed ambulance service. Any political subdivision may contract with a licensed ambulance service.

10. Except as provided in subsections 5 and 6, nothing in section 67.300, or subsection 2 of section 190.109, shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to promulgate laws, ordinances or regulations related to the provision of ambulance services. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

11. Nothing in section 67.300 or subsection 2 of section 190.109 shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to operate an ambulance service without a franchise in an ambulance district or a fire protection district that is authorized to provide ambulance service which has enacted an ordinance making it unlawful to do so. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

12. No provider of ambulance service within the state of Missouri which is licensed by the department to provide such service shall discriminate regarding treatment or transportation of emergency patients on the basis of race, sex, age, color, religion, sexual preference, national origin, ancestry, handicap, medical condition or ability to pay.

13. No provision of this section, other than subsections 5, 6, 10 and 11 of this section, is intended to limit or supersede the powers given to ambulance districts pursuant to this chapter or to fire protection districts pursuant to chapter 321, or to counties, cities, towns and villages pursuant to chapter 67.

14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to 190.245."; and

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

Representative Roorda raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

On motion of Representative Spencer, **House Amendment No. 3** was adopted.

On motion of Representative Lauer, **HB 1573, as amended**, was ordered perfected and printed.

**HB 1136**, relating to elections, was taken up by Representative Dugger.

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

*House Amendment No. 1*

AMEND House Bill No. 1136, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

"115.013. As used in this chapter, unless the context clearly implies otherwise, the following terms mean:

(1) "Automatic tabulating equipment", the apparatus necessary to examine and automatically count votes, and the data processing machines which are used for counting votes and tabulating results;

(2) "Ballot", the ballot card, paper ballot or ballot designed for use with an electronic voting system on which each voter may cast all votes to which he or she is entitled at an election;

(3) "Ballot card", a ballot which is voted by making a punch or sensor mark which can be tabulated by automatic tabulating equipment;

(4) "Ballot label", the card, paper, booklet, page or other material containing the names of all offices and candidates and statements of all questions to be voted on;

(5) "Counting location", a location selected by the election authority for the automatic processing or counting, or both, of ballots;

(6) "County", any one of the several counties of this state or the City of St. Louis;

(7) "Disqualified", a determination made by a court of competent jurisdiction, the Missouri ethics commission, an election authority or any other body authorized by law to make such a determination that a candidate is ineligible to hold office or not entitled to be voted on for office;

(8) "District", an area within the state or within a political subdivision of the state from which a person is elected to represent the area on a policy-making body with representatives of other areas in the state or political subdivision;

(9) **"Electronic voting machine", any part of an electronic voting system on which a voter is able to cast a ballot under this chapter;**

[9] (10) "Electronic voting system", a system of casting votes by use of marking devices, and counting votes by use of automatic tabulating or data processing equipment, and includes computerized voting systems;

[(10)] (11) "Established political party" for the state, a political party which, at either of the last two general elections, polled for its candidate for any statewide office, more than two percent of the entire vote cast for the office. "Established political party" for any district or political subdivision shall mean a political party which polled more than two percent of the entire vote cast at either of the last two elections in which the district or political subdivision voted as a unit for the election of officers or representatives to serve its area;

[(11)] (12) "Federal office", the office of presidential elector, United States senator, or representative in Congress;

[(12)] (13) "Independent", a candidate who is not a candidate of any political party and who is running for an office for which party candidates may run;

[(13)] (14) "Major political party", the political party whose candidates received the highest or second highest number of votes at the last general election;

[(14)] (15) "Marking device", either an apparatus in which ballots are inserted and voted by use of a punch apparatus, or any approved device which will enable the votes to be counted by automatic tabulating equipment;

[(15)] (16) "Municipal" or "municipality", a city, village, or incorporated town of this state;

[(16)] (17) "New party", any political group which has filed a valid petition and is entitled to place its list of candidates on the ballot at the next general or special election;

[(17)] (18) "Nonpartisan", a candidate who is not a candidate of any political party and who is running for an office for which party candidates may not run;

[(18)] (19) "Political party", any established political party and any new party;

[(19)] (20) "Political subdivision", a county, city, town, village, or township of a township organization county;

[(20)] (21) "Polling place", the voting place designated for all voters residing in one or more precincts for any election;

[(21)] (22) "Precincts", the geographical areas into which the election authority divides its jurisdiction for the purpose of conducting elections;

[(22)] (23) "Public office", any office established by constitution, statute or charter and any employment under the United States, the state of Missouri, or any political subdivision or special district, but does not include any office in the reserve forces or the National Guard or the office of notary public or city attorney in cities of the third classification or cities of the fourth classification;

[(23)] (24) "Question", any measure on the ballot which can be voted "YES" or "NO";

[(24)] (25) "Relative within the first degree by consanguinity or affinity", a spouse, parent, or child of a person;

[(25)] (26) "Relative within the second degree by consanguinity or affinity", a spouse, parent, child, grandparent, brother, sister, grandchild, mother-in-law, father-in-law, daughter-in-law, or son-in-law;

[(26)] (27) "Special district", any school district, water district, fire protection district, hospital district, health center, nursing district, or other districts with taxing authority, or other district formed pursuant to the laws of Missouri to provide limited, specific services;

[(27)] (28) "Special election", elections called by any school district, water district, fire protection district, or other district formed pursuant to the laws of Missouri to provide limited, specific services; and

[(28)] (29) "Voting district", the one or more precincts within which all voters vote at a single polling place for any election."; and

Further amend said section by renumbering all subdivisions as required; and

Further amend said bill, Section 115.105, by removing all of said section from the bill; and

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

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

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

*House Amendment No. 2*

AMEND House Bill No. 1136, Page 17, Section 115.503, Line 25, by inserting after all of said section and line the following:

"321.130. [1.] A person, to be qualified to serve as a director, shall be a **resident and** voter of the district **for** at least one year before the election or appointment and be over the age of twenty-five years]; except as provided in subsections 2 and 3 of this section. The person shall also be a resident of such fire protection district]. In the event the person is no longer a resident of the district, the person's office shall be vacated, and the vacancy shall be filled as provided in section 321.200. Nominations and declarations of candidacy shall be filed at the headquarters of the fire protection district by paying a [ten dollar] filing fee **equal to the amount of a candidate for county office as set forth under section 115.357**, and filing a statement under oath that such person possesses the required qualifications.

[2. In any fire protection district located in more than one county one of which is a first class county without a charter form of government having a population of more than one hundred ninety-eight thousand and not adjoining any other first class county or located wholly within a first class county as described herein, a resident shall have been a resident of the district for more than one year to be qualified to serve as a director.

3. In any fire protection district located in a county of the third or fourth classification, a person to be qualified to serve as a director shall be over the age of twenty-five years and shall be a voter of the district for more than one year before the election or appointment, except that for the first board of directors in such district, a person need only be a voter of the district for one year before the election or appointment.

4. A person desiring to become a candidate for the first board of directors of the proposed district shall pay the sum of five dollars as a filing fee to the treasurer of the county and shall file with the election authority a statement under oath that such person possesses all of the qualifications set out in this chapter for a director of a fire protection district.] Thereafter, such candidate shall have the candidate's name placed on the ballot as a candidate for director.

321.210. On the first Tuesday in April after the expiration of at least two full calendar years from the date of the election of the first board of directors, and on the first Tuesday in April every two years thereafter, an election for members of the board of directors shall be held in the district. Nominations shall be filed at the headquarters of the fire protection district in which a majority of the district is located by paying a filing fee up to the amount of a candidate for [state representative] **county office** as set forth under section 115.357 and filing a statement under oath that [he] **the candidate** possesses the required qualifications. The candidate receiving the most votes shall be elected. Any new member of the board shall qualify in the same manner as the members of the first board qualify."; and

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

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

Which motion was defeated.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

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	Fraker	Franklin
Frederick	Funderburk	Gannon	Gatschenberger	Gosen
Grisamore	Haahr	Haefner	Hampton	Hansen
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	Molendorp	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfausch	Phillips
Pike	Pogue	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Ross	Rowden
Rowland	Schieber	Shull	Shumake	Solon
Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	White	Wieland	Wilson
Wood	Zerr			

NOES: 048

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

PRESENT: 000

ABSENT WITH LEAVE: 010

Ellinger	Guernsey	Hicks	McManus	McNeil
Redmon	Scharnhorst	Schatz	Schieffer	Mr. Speaker

VACANCIES: 003

On motion of Representative Dugger, **HB 1136, as amended**, was ordered perfected and printed.

On motion of Representative Diehl, the House recessed until 2:00 p.m.

**AFTERNOON SESSION**

The hour of recess having expired, the House was called to order by Speaker Pro Tem Hoskins.

**PERFECTION OF HOUSE BILLS**

**HCS HB 1156**, relating to the Money Follows the Person Demonstration Program, was taken up by Representative Lair.

On motion of Representative Lair, **HCS HB 1156** was adopted.

On motion of Representative Lair, **HCS HB 1156** was ordered perfected and printed.

**HCS HB 1204**, relating to aerial surveillance, was taken up by Representative Wilson.

Representative Keeney assumed the Chair.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1204, Page 2, Section 305.639, Lines 7-9, by deleting all of said lines and inserting in lieu thereof the following:

**"collaboration with the United States Department of Defense;"**; and

Further amend said bill and section, Page 3, Line 33, by deleting the second appearance of the word "**or**" on said line; and

Further amend said bill, section and page, Line 36, by deleting all of said line and inserting in lieu thereof the following:

**"financing of real property; or**

**"(7) Any branch of the United States Armed Forces or the National Guard.";** and

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

Representative Ross 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 No. 1204, Page 1, Lines 12-13, by deleting all of said line and inserting in lieu thereof the following:

**"financing of real property;**

**(7) Any branch of the United States Armed Forces or the National Guard; and**

**(8) Any professional engaged in surveying, mapping, or engineering.";** and

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

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 1204, Page 3, Section 305.639, Line 20, by inserting after the phrase "**section 386.020**," on said line the following:

"**public utility as defined by Section 201 of the Federal Power Act**,"; and

Further amend said section, Line 24, by inserting after the word "**commission**" on said line the following:

"**or the Federal Energy Regulatory Commission, as applicable**"; and

Further amend said section, Line 28 by deleting the word "**consumers**" and inserting in lieu thereof the phrase: "**consumers or customers**"; and

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

On motion of Representative Wilson, **House Amendment No. 2** was adopted.

Representative Wilson offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 1204, Pages 3-4, Section B, Lines 1-6, by deleting all of said section and lines; and

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

On motion of Representative Wilson, **House Amendment No. 3** was adopted.

Representative Diehl assumed the Chair.

On motion of Representative Wilson, **HCS HB 1204, as amended**, was adopted.

On motion of Representative Wilson, **HCS HB 1204, as amended**, was ordered perfected and printed.

**HB 1411**, relating to tanning facilities, was taken up by Representative Cross.

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

*House Amendment No. 1*

AMEND House Bill No. 1411, Page 2, Section 577.665, Lines 22-25, by deleting all of said lines and inserting in lieu thereof the following:

**"4. Any tanning facility that violates the provisions of this section shall be subject to a fine of five hundred dollars for each violation. Every use of a tanning device in a tanning facility in violation of this section is a separate offense.";** and

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

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

Representative Roorda raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 1** is not properly drafted.

Representative Diehl requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Hoskins offered **House Substitute Amendment No. 2 for House Amendment No. 1**.

*House Substitute Amendment No. 2  
for  
House Amendment No. 1*

AMEND House Bill No. 1411, Page 2, Section 577.665, Line 23, by deleting the phrase "**one hundred**" and inserting in lieu thereof the word "**five**"; and

Further amend said bill, page, and section, Line 24, by deleting the phrase "**one thousand**" and inserting in lieu thereof the word "**ten**"; and

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

Representative Roorda raised a point of order that **House Substitute Amendment No. 2 for House Amendment No. 1** is dilatory.

Representative Diehl requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Hoskins moved that **House Substitute Amendment No. 2 for House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 039

Anderson	Bernskoetter	Berry	Brattin	Burlison
Conway 104	Cox	Crawford	Curtman	Davis
Dohrman	Entlicher	Fitzpatrick	Gosen	Haefner
Hoskins	Johnson	Keeney	Kelley 127	Koenig
Kolkmeyer	Lichtenegger	Marshall	McGaugh	Miller
Moon	Parkinson	Pogue	Rehder	Remole
Rhoads	Schatz	Schieber	Shumake	Solon
Swan	Thomson	Wilson	Mr. Speaker	

NOES: 110

Allen	Anders	Austin	Bahr	Barnes
Black	Brown	Burns	Butler	Carpenter
Cierpiot	Colona	Conway 10	Cookson	Cornejo
Cross	Curtis	Diehl	Dugger	Dunn
Ellington	Engler	English	Englund	Fitzwater
Flanigan	Fraker	Frame	Frederick	Funderburk
Gannon	Gardner	Gatschenberger	Haahr	Hampton
Hansen	Harris	Higdon	Hinson	Hodges
Hough	Houghton	Hubbard	Hummel	Hurst
Jones 50	Justus	Kelly 45	Kirkton	Korman
Kratky	LaFaver	Lair	Lant	Lauer
Leara	Love	Lynch	May	Mayfield
McCaherty	McCann Beatty	McDonald	McKenna	McManus
Meredith	Messenger	Mims	Mitten	Molendorp
Montecillo	Morgan	Morris	Muntzel	Neely
Newman	Nichols	Norr	Otto	Pace
Peters	Pfautsch	Phillips	Pierson	Pike
Redmon	Reiboldt	Richardson	Riddle	Rizzo
Roorda	Rowden	Rowland	Runions	Scharnhorst
Schieffer	Schupp	Shull	Smith	Sommer
Spencer	Stream	Swearingen	Torpey	Walker
Walton Gray	White	Wieland	Wright	Zerr

PRESENT: 000

ABSENT WITH LEAVE: 011

Ellinger	Elmer	Franklin	Grisamore	Guernsey
Hicks	McNeil	Neth	Ross	Webber
Wood				

VACANCIES: 003

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

On motion of Representative Cross, **HB 1411, as amended**, was ordered perfected and printed.

**HCS HB 1559**, relating to the Missouri Startup Cloud Program, was taken up by Representative Johnson.

Representative Keeney moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Anderson	Austin	Barnes	Berry	Brattin
Brown	Burlison	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman
Davis	Diehl	Dohrman	Dugger	Elmer
Engler	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Franklin	Frederick	Funderburk	Gannon	Gatschenberger
Gosen	Haahr	Haefner	Hampton	Hansen
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	Molendorp	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Riddle	Rowden	Rowland
Scharnhorst	Schatz	Schieber	Shull	Shumake
Solon	Sommer	Spencer	Stream	Swan
Thomson	Torpey	Walker	White	Wieland
Wilson	Wood	Zerr	Mr. Speaker	

NOES: 049

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

PRESENT: 000

ABSENT WITH LEAVE: 012

Allen	Bahr	Bernskoetter	Ellinger	Fraker
Frame	Grisamore	Guernsey	Hicks	McNeil
Richardson	Ross			

VACANCIES: 003

On motion of Representative Johnson, **HCS HB 1559** was adopted.

On motion of Representative Johnson, **HCS HB 1559** was ordered perfected and printed.

**THIRD READING OF HOUSE BILLS**

**HCS HBs 1307 & 1313**, relating to the required waiting period before having an abortion, was taken up by Representative Elmer.

Speaker Jones resumed the Chair.

Representative Keeney moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

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

NOES: 047

Anders	Black	Burns	Butler	Carpenter
Colona	Curtis	Dunn	Ellington	English
Englund	Frame	Gardner	Harris	Hodges
Hubbard	Hummel	Kelly 45	Kirkton	LaFaver
May	Mayfield	McCann Beatty	McDonald	McKenna

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Meredith	Mims	Mitten	Montecillo	Morgan
Newman	Nichols	Norr	Otto	Pace
Peters	Pierson	Rizzo	Roorda	Runions
Schieffer	Schupp	Smith	Swearingen	Walton Gray
Webber	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 012

Berry	Conway 10	Ellinger	Fitzpatrick	Hicks
Jones 50	Kratky	McManus	McNeil	Neth
Riddle	Scharnhorst			

VACANCIES: 003

On motion of Representative Elmer, **HCS HBs 1307 & 1313** was read the third time and passed by the following vote:

AYES: 115

Allen	Anderson	Austin	Bahr	Barnes
Bemskoetter	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	Fraker	Franklin	Frederick	Funderburk
Gannon	Gatschenberger	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris
Higdon	Hinson	Hoskins	Hough	Houghton
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Koenig	Kolkmeier	Korman	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	Mayfield	McCaherty	McGaugh
McKenna	Messenger	Miller	Molendorp	Moon
Morris	Muntzel	Neely	Parkinson	Pfausch
Phillips	Pike	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Runions
Scharnhorst	Schatz	Schieber	Schieffer	Shull
Shumake	Solon	Sommer	Spencer	Stream
Swan	Thomson	Torpey	Walker	White
Wieland	Wilson	Wood	Zerr	Mr. Speaker

NOES: 039

Anders	Burns	Butler	Carpenter	Colona
Curtis	Dunn	Ellington	Englund	Frame
Gardner	Hodges	Hubbard	Hummel	Kelly 45
Kirkton	LaFaver	May	McCann Beatty	McDonald
Meredith	Mims	Mitten	Montecillo	Morgan
Newman	Nichols	Norr	Otto	Pace
Peters	Pierson	Rizzo	Schupp	Smith
Swearingen	Walton Gray	Webber	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 006

Ellinger                      Hicks                      Kratky                      McManus                      McNeil  
Neth

VACANCIES: 003

Speaker Jones declared the bill passed.

**HCS HB 1192**, relating to abortion, was taken up by Representative Miller.

Representative Keeney moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

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

Mr. Speaker

NOES: 049

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

PRESENT: 000

ABSENT WITH LEAVE: 010

Cross	Ellinger	Franklin	Funderburk	Hicks
McCaherty	McManus	McNeil	Neth	Riddle

VACANCIES: 003

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

AYES: 116

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

NOES: 036

Burns	Butler	Carpenter	Colona	Curtis
Dunn	Ellington	Englund	Frame	Gardner
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
LaFaver	May	McCann Beatty	McDonald	Meredith
Mitten	Montecillo	Morgan	Newman	Nichols
Norr	Pace	Peters	Pierson	Rizzo
Schupp	Smith	Swearingen	Walton Gray	Webber
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 008

Cross	Ellinger	Hicks	McCaherty	McManus
McNeil	Mims	Neth		

VACANCIES: 003

Speaker Jones declared the bill passed.

### **PERFECTION OF HOUSE BILLS**

**HCS HB 1902**, relating to the presidential primary election date, was taken up by Representative Dugger.

Speaker Pro Tem Hoskins resumed the Chair.

On motion of Representative Dugger, **HCS HB 1902** was adopted.

On motion of Representative Dugger, **HCS HB 1902** was ordered perfected and printed.

### **REFERRAL OF HOUSE JOINT RESOLUTION**

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

**HCS HJR 56** - Fiscal Review

### **REFERRAL OF HOUSE BILLS**

The following House Bills were referred to the Committee indicated:

**HCS HB 1089** - Fiscal Review

**HB 1455** - Fiscal Review

**HB 1506** - Fiscal Review

**HB 2035** - Ways and Means

**HB 2036** - General Laws

**HB 2060** - Financial Institutions

**HB 2074** - Health Care Policy

**HB 2085** - General Laws

**HB 2112** - Local Government

## COMMITTEE REPORTS

**Committee on Children, Families, and Persons with Disabilities**, Chairman Grisamore reporting:

Mr. Speaker: Your Committee on Children, Families, and Persons with Disabilities, to which was referred **HB 1184**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

**Committee on Health Insurance**, Chairman Molendorp reporting:

Mr. Speaker: Your Committee on Health Insurance, to which was referred **HB 1712**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, 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 **HB 1377**, 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 Insurance Policy**, Chairman Gosen reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HCR 22**, 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.

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1968**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, 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 1100** and **HB 1421**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1683**, 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.

**Special Standing Committee on Urban Issues**, Chairman Hubbard reporting:

Mr. Speaker: Your Special Standing Committee on Urban Issues, to which was referred **HB 1076**, 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.

Mr. Speaker: Your Special Standing Committee on Urban Issues, to which was referred **HB 1233**, 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.

Mr. Speaker: Your Special Standing Committee on Urban Issues, to which was referred **HB 1541**, 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 Transportation**, Chairman Schatz reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1673**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1866**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1990**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

## INTRODUCTION OF HOUSE BILLS

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

**HB 2122**, introduced by Representatives Wright and Schupp, relating to tax credits for donations to higher education.

**HB 2123**, introduced by Representative Wright, relating to nursing services providers for certain students with individualized education plans.

**HB 2124**, introduced by Representatives May and Marshall, relating to criminal nonsupport.

**HB 2125**, introduced by Representatives Franklin, Swan, Walker, Rhoads, Morris and Walton Gray, relating to diabetes prevention.

**HB 2126**, introduced by Representatives McGaugh, Jones (110), Diehl, Richardson, Jones (50), Scharnhorst, Hansen and Neely, relating to deadly force.

**HB 2127**, introduced by Representative McManus, relating to the payment of wages and salaries in political subdivisions.

**HB 2128**, introduced by Representatives Wilson, Roorda, Black, Cornejo and Colona, relating to the Regional Justice Information Service.

**HB 2129**, introduced by Representatives Peters, Newman, Pace, Dunn and Pierson, relating to protecting the Second Amendment Act.

**HB 2130**, introduced by Representative Dugger, relating to open-end credit plans.

**HB 2131**, introduced by Representatives Elmer, Korman, Miller and Ross, relating to licensure by the Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects.

**HB 2132**, introduced by Representative Jones (50), relating to the right to bring suit under the Human Rights Act.

**HB 2133**, introduced by Representative Hinson, relating to taxation.

#### **ADJOURNMENT**

On motion of Representative Keeney, the House adjourned until 9:30 a.m., Wednesday, March 12, 2014.

#### **COMMITTEE HEARINGS**

##### **ADMINISTRATION AND ACCOUNTS**

Wednesday, March 12, 2014, 2:00 PM, House Hearing Room 5.

Public hearing will be held: HR 777, HB 1378, HB 1473, HB 1648, HB 1859, HB 1883

Executive session will be held: HR 777

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

##### **BUDGET**

Wednesday, March 12, 2014, Upon Morning Recess or 12:00 PM, whichever is later, House Hearing Room 3.

Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

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

##### **BUDGET**

Wednesday, March 12, 2014, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 1242

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

#### CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, March 12, 2014, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 2040

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

AMENDED

#### DOWNSIZING STATE GOVERNMENT

Thursday, March 13, 2014, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HJR 77, HB 1380, HB 1976, HJR 54

Executive session will be held: HB 1380, HB 1873, HB 1925

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

AMENDED

#### ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 12, 2014, 8:00 AM, House Hearing Room 6.

Executive session will be held: HB 1472, HB 1425, HB 1536, HB 1689, HB 1869, HB 1823, HB 1247, HB 1111

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

#### EMERGING ISSUES IN AGRICULTURE

Wednesday, March 12, 2014, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HB 2063

Executive session will be held: HB 2063

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

#### FINANCIAL INSTITUTIONS

Wednesday, March 12, 2014, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1681, HB 1999

Executive session will be held: HB 1999

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

#### FISCAL REVIEW

Thursday, March 13, 2014, 8:30 AM, House Hearing Room 2.

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

#### GENERAL LAWS

Wednesday, March 12, 2014, 4:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1574, HB 1799, HB 1973

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

AMENDED

#### HEALTH CARE POLICY

Wednesday, March 12, 2014, Upon Morning Adjournment, House Hearing Room 6.

Public hearing will be held: HB 1590, HB 1845

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

We will not be hearing HB 1531.

AMENDED

INTERNATIONAL TRADE

Wednesday, March 12, 2014, 5:00 PM, House Hearing Room 7.

Executive session will be held: HB 1469, HB 1476

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

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, March 13, 2014, 8:00 AM, House Hearing Room 1.

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

Fiscal notes

JUDICIARY

Wednesday, March 12, 2014, 2:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1581, HB 1592, HB 1369

Executive session will be held: HB 1492, HB 1372, HB 1737, HB 1147, HB 1149, HB 1243, HB 1741, HB 1775, HB 1494, HB 1231

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

Please note time change and addition of HB 1369 for public hearing.

JUDICIARY

Tuesday, March 25, 2014, 6:00 PM, 1436 Southridge Drive, Jefferson City.

LOCAL GOVERNMENT

Thursday, March 13, 2014, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1906, HB 1738, HB 2112

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

AMENDED

RETIREMENT

Thursday, March 13, 2014, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1882, HB 1682

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

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN HEALTH CARE

Wednesday, March 12, 2014, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCR 25, HB 1807, HB 1972

Executive session will be held: HCR 25

SPECIAL STANDING COMMITTEE ON SMALL BUSINESS

Wednesday, March 12, 2014, 2:00 PM or Upon Afternoon Adjournment, House Hearing Room 7.

Public hearing will be held: HB 1872

Executive session will be held: HB 1831, HB 1725, HB 1801, HB 1950, HB 1814

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

**TOURISM AND NATURAL RESOURCES**

Thursday, March 13, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCR 38, HCR 27, HB 1929, HB 1943, HB 1946, HCR 28, HCR 33, HCR 34

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

**UTILITIES**

Wednesday, March 12, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1867, HB 1897, HCR 30, HB 2078

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

**WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY**

Thursday, March 13, 2014, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 1734, HB 1930, HB 1996

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

**HOUSE CALENDAR**

THIRTY-SIXTH DAY, WEDNESDAY, MARCH 12, 2014

**HOUSE BILLS FOR SECOND READING**

HB 2122 through HB 2133

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

HJR 68 - Hinson

**HOUSE BILLS FOR PERFECTION**

- 1 HB 1191 - Miller
- 2 HB 1198 - Funderburk
- 3 HB 1219 - Dugger
- 4 HCS HB 1349 - Richardson
- 5 HB 1454 - Swan
- 6 HB 1652 - Funderburk
- 7 HCS HB 1557 - Hinson
- 8 HCS HB 1326 - Guernsey
- 9 HCS HB 1439 - Funderburk
- 10 HCS HB 1610 - McGaugh
- 11 HCS HB 1410 - Cross
- 12 HB 1132 - Engler
- 13 HCS HB 1303 - Haahr
- 14 HB 1490 - Bahr
- 15 HB 1617 - Rehder
- 16 HCS HB 1091 - McCaherty
- 17 HCS HB 1218 - Dugger

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- 18 HCS HB 1225 - Love
- 19 HCS HBs 1235 & 1214 - Hoskins
- 20 HCS HB 1371 - Cox
- 21 HCS HB 1374 - Cox
- 22 HB 1642 - Bahr
- 23 HCS HBs 1735 & 1618 - Cierpiot

**HOUSE BILLS FOR PERFECTION - CONSENT**

(3/10/2014)

- 1 HB 1055 - Johnson
- 2 HCS HB 1090 - McCaherty
- 3 HCS HB 1300 - Rowden
- 4 HB 1504 - Zerr
- 5 HB 1651 - Fraker
- 6 HB 1791 - Fitzwater
- 7 HB 1802 - Roorda

(3/11/2014)

- 1 HCS HB 1153 - Pace
- 2 HCS HB 1514 - Rhoads
- 3 HB 1602 - Engler
- 4 HB 1724 - Davis

(3/12/2014)

HB 1804 - Riddle

**HOUSE BILLS FOR THIRD READING**

- 1 HCS HB 1089, (Fiscal Review 3/11/14) - McCaherty
- 2 HB 1271 - Molendorp
- 3 HB 1483, E.C. - Molendorp
- 4 HB 1086 - Gosen
- 5 HB 1455, (Fiscal Review 3/11/14) - Hoskins
- 6 HCS HB 1710 - Davis
- 7 HB 1506, (Fiscal Review 3/11/14) - Franklin
- 8 HB 1390 - Thomson

**HOUSE BILLS FOR THIRD READING - CONSENT**

- 1 HB 1337 - Fitzwater
- 2 HB 1338 - Fitzwater
- 3 HCS HB 1391 - Hurst
- 4 HB 1532 - Spencer
- 5 HCS HB 1644 - Lant
- 6 HB 1064 - Grisamore
- 7 HCS HB 1181 - Redmon
- 8 HB 1190 - Kelley (127)
- 9 HB 1442 - Dunn
- 10 HB 1633 - Franklin
- 11 HB 1656 - Neely

**SENATE BILLS FOR THIRD READING**

- 1 SB 652 - Funderburk
- 2 SCS SB 613 - Funderburk

**SENATE CONCURRENT RESOLUTIONS**

SCR 19 - Wieland