

JOURNAL OF THE HOUSE

Second Regular Session, 97th GENERAL ASSEMBLY

FORTY-FOURTH DAY, TUESDAY, APRIL 1, 2014

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Msgr. Robert A. Kurwicky, Chaplain.

God is spirit; and they that worship Him must worship Him in spirit and in truth. (John 4:24)

O God of Mercy, who has spoken to Your past and who is speaking to us in the present, help us to hear Your word this day. Each time we come to You we bring the same discouragements and the same desires. We ask for help without any honest endeavor on our part to discipline ourselves to receive it. Help us to learn discipline!

Forgive us, O Lord, forgive our petitions made without any promise of performance on our part, our requests spoken without any renewal of spirit in our hearts, our words uttered without any serious intention in our minds. Grant us light by which to see, love by which to live, and faith by which to act that we may be redeemed from the error of our ways and be delivered from the evil that infests the world.

Help us now to make a new beginning, to remove the spirit of bitterness and resentment, to reduce our anxieties and our prejudices, and to work together for the good of Missouri, and the welfare and peace of all people.

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: Austin Collier, Emilee Goebel, Rory Hetz and David Cleveland.

The Journal of the forty-third day was approved as printed.

HOUSE RESOLUTIONS

Representative Curtis offered House Resolution No. 1525.

Representative Otto offered House Resolution No. 1527.

Representative Curtis offered House Resolution No. 1528.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1486 through House Resolution No. 1524

House Resolution No. 1526

House Resolution No. 1529 through House Resolution No. 1612

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 86, relating to the regulation and taxation of marijuana.

HJR 87, relating to debt limitations for school districts.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2212, relating to the Electronic Products Recycling and Reuse Act.

HB 2213, relating to health care coverage.

HB 2214, relating to the filing of fraudulent documents.

HB 2215, relating to the division of interstate income.

HB 2216, relating to the security of public funds of ambulance districts.

HB 2217, relating to student transfers.

HB 2218, relating to sales tax refund claims.

HB 2219, relating to break time for nursing mothers.

HB 2220, relating to the Missouri Civil Rights Trail Act.

HB 2221, relating to the offense of gun trafficking.

HB 2222, relating to the Shield Our Streets Act.

HB 2223, relating to school-based comprehensive mental health programs.

HB 2224, relating to the Youth Jobs Act.

HB 2225, relating to unauthorized telephone billing charges.

HB 2226, relating to federal income tax deduction amounts.

HB 2227, relating to maintenance orders.

HB 2228, relating to federal work authorization programs.

HB 2229, relating to school-supported sports.

- HB 2230**, relating to tax sales of land.
- HB 2231**, relating to insurance payments for early intervention services.
- HB 2232**, relating to school safety.
- HB 2233**, relating to school safety.
- HB 2234**, relating to expungement of certain records.
- HB 2235**, relating to renewable energy.
- HB 2236**, relating to the nuclear energy standard.
- HB 2237**, relating to nuclear energy standard.
- HB 2238**, relating to hemp.
- HB 2239**, relating to natural gas motor fuel.
- HB 2240**, relating to termination of parental rights for an act of rape.
- HB 2241**, relating to county sheltered workshop boards.
- HB 2242**, relating to student discipline for simulating a weapon.
- HB 2243**, relating to health insurance entities.
- HB 2244**, relating to the Tricia Leann Tharp Act.
- HB 2245**, relating to birth certificates.

SIGNING OF HOUSE BILL

Having been duly signed in open session of the Senate, **HB 1320** was delivered to the Governor by the Chief Clerk of the House.

THIRD READING OF HOUSE BILLS

HCS HB 1302, relating to the regulation of residential wood burning appliances, was taken up by Representative Remole.

On motion of Representative Remole, **HCS HB 1302** was read the third time and passed by the following vote:

AYES: 127

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Black	Brattin	Brown	Burlison
Burns	Butler	Cierpiot	Colona	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtman	Diehl	Dohrman	Dugger
Dunn	Ellington	Elmer	Engler	English
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon
Gatschenberger	Gosen	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon
Hinson	Hoskins	Hough	Houghton	Hubbard
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Koenig	Kolkmeyer	Korman
Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Marshall	May	Mayfield
McCaherty	McCann Beatty	McGaugh	McKenna	McManus
Miller	Moon	Morris	Muntzel	Neely
Neth	Pace	Parkinson	Peters	Pfautsch
Phillips	Pierson	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle
Rizzo	Roorda	Ross	Rowden	Rowland
Scharnhorst	Schatz	Schieber	Schieffer	Shumake
Smith	Solon	Sommer	Stream	Swan
Thomson	Torpey	Walker	Walton Gray	Webber
White	Wieland	Wilson	Wood	Wright
Zerr	Mr. Speaker			

NOES: 021

Anders	Berry	Carpenter	Curtis	Hummel
Kirkton	Kratky	LaFaver	McDonald	McNeil
Meredith	Mims	Mitten	Montecillo	Morgan
Newman	Nichols	Norr	Runions	Schupp
Swearingen				

PRESENT: 000

ABSENT WITH LEAVE: 012

Davis	Ellinger	Frame	Gardner	Grisamore
Hodges	Messenger	Molendorp	Otto	Pike
Shull	Spencer			

VACANCIES: 003

Speaker Jones declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1439, relating to firearms, was taken up by Representative Funderburk.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1439, Page 3, Section 1.320, Lines 65 through 86, and Page 4, Lines 87 through 114, by deleting all of said lines and inserting in lieu thereof the following:

"1.322. The following federal acts, laws, executive orders, administrative orders, court orders, rules, and regulations shall be considered infringements on the people's right to keep and bear arms, as guaranteed by the Second Amendment of the Constitution of the United States and article I, section 23 of the Constitution of Missouri, within the borders of this state, including, but not limited to:

(1) Any tax, levy, fee, or stamp imposed on firearms, firearm accessories, or ammunition not common to all other goods and services which might reasonably be expected to create a chilling effect on the purchase or ownership of those items by law-abiding citizens;

(2) Any registering or tracking of firearms, firearm accessories, or ammunition which might reasonably be expected to create a chilling effect on the purchase or ownership of those items by law-abiding citizens;

(3) Any registering or tracking of the owners of firearms, firearm accessories, or ammunition which might reasonably be expected to create a chilling effect on the purchase or ownership of those items by law-abiding citizens;

(4) Any act forbidding the possession, ownership, or use or transfer of a firearm, firearm accessory, or ammunition by law-abiding citizens; and

(5) Any act ordering the confiscation of firearms, firearm accessories, or ammunition from law-abiding citizens.

1.323. All federal acts, laws, executive orders, administrative orders, court orders, rules, and regulations, whether past, present, or future, which infringe on the people's right to keep and bear arms as guaranteed by the Second Amendment to the United States Constitution and Article I, Section 23 of the Missouri Constitution shall be invalid in this state, shall not be recognized by this state, shall be specifically rejected by this state, and shall be considered null and void and of no effect in this state.

1.324. It shall be the duty of the courts and law enforcement agencies of this state to protect the rights of law-abiding citizens to keep and bear arms within the borders of this state and to protect these rights from the infringements defined in section 1.322.

1.326. No public officer or employee of this state or subdivision of this state shall have authority to enforce or attempt to enforce any federal acts, laws, executive orders, administrative orders, court orders, rules, and regulations, statutes, or ordinances, infringing on the right to keep and bear arms.

1.327. No public officer or employee of this state or subdivision of this state shall have authority to enforce or attempt to enforce any federal acts, laws, executive orders, administrative orders, court orders, rules, and regulations, statutes, or ordinances, infringing on the right to keep and bear arms defined in section 1.322.

1.328. 1. Any entity or person who knowingly, as defined in section 562.016, violates section 1.236 or 1.327 or otherwise knowingly deprives a citizen of Missouri of the rights or privileges ensured by the Second Amendment of the United States Constitution or section 23 of article I of the Missouri Constitution, while acting under the color of any state or federal law, shall be liable to the injured party in an action at law, suit in equity, or other proper proceeding for redress.

2. In such actions, the court may award the prevailing party, other than the state of Missouri or any political subdivision of the state, reasonable attorney's fees and costs.

3. Neither sovereign nor official or qualified immunity shall be an affirmative defense in such cases.

1.329. For the purposes of sections 1.320 through 1.329, the term "law-abiding citizen" shall mean a person who is not otherwise precluded under state law from possessing a firearm and shall not be construed to include anyone who is not legally present in the United States or the state of Missouri."; and

Further amend said bill, Page 9, Section 571.030, Line 28, by removing all of said line and inserting in lieu thereof the following:

"sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation under 195.202."; and

Further amend said bill, Page 10, Section 571.030, Line 71, by inserting after the word "endorsement" the words, **"issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111"; and**

Further amend said bill, Page 13, Section 571.070, Lines 1 through 11, by removing all of said section and lines from the bill; and

Further amend said bill, Page 15, Section 571.101, Lines 58 through 59, by placing opening and closing brackets "[]" around the phrase "or 18 U.S.C. 922(g)"; and

Further amend said bill, Page 28, Section 571.117, Lines 76 through 77, by deleting all of said lines and inserting in lieu thereof the following:

" Defendant is otherwise disqualified from possessing a firearm [pursuant to 18 U.S.C. 922(g)] under section 571.070 because (specify reason)"; and

Further amend said bill, Page 30, Section 590.200, Line 12, by inserting immediately after all of said section the following:

"590.205. 1. The POST commission shall establish minimum standards for school protection officer training instructors, training centers, and training programs.

2. The director shall develop and maintain a list of approved school protection officer training instructors, training centers, and training programs. The director shall not place any instructor, training center, or training program on its approved list unless such instructor, training center, or training program meets all of the POST commission requirements under this section and section 590.200. The director shall make this approved list available to every school district in the state. The required training to become a school protection officer shall be provided by those firearm instructors, private and public, who have successfully completed a department of public safety POST certified law enforcement firearms instructor school.

3. Each person seeking entrance into a school protection officer training center or training program shall submit a fingerprint card and authorization for a criminal history background check to include the records of the Federal Bureau of Investigation to the training center or training program where such person is seeking entrance. The training center or training program shall cause a criminal history background check to be made and shall cause the resulting report to be forwarded to the school district where the elementary school teacher or administrator is seeking to be designated as a school protection officer.

4. No person shall be admitted to a school protection officer training center or training program unless such person submits proof to the training center or training program that he or she has a valid concealed carry endorsement or permit.

5. A certificate of school protection officer training program completion may be issued to any applicant by any approved school protection officer training instructor. On the certificate of program completion the approved school protection officer training instructor shall affirm that the individual receiving instruction has taken and passed a school protection officer training program that meets the requirements of this section and section 590.200 and [that] **indicate whether** the individual has a valid concealed carry endorsement **or permit**. The instructor shall also provide a copy of such certificate to the director of the department of public safety."; and

Further amend said bill and page, Section 1, Lines 1 through 5, by deleting all of said lines and inserting in lieu thereof the following:

“Section 1. If any provision of sections 1.320, 1.322, 1.323, 1.324, 1.326, 1.327, 1.328, 1.329, 21.750, 160.665, 571.012, 571.030, 571.101, 571.107, 571.117, 590.010, 590.200, 590.205 or 590.207 of this act or the application thereof to anyone or to any circumstance is held invalid, the remainder of those sections and the application of such provisions to others or other circumstances shall not be affected thereby.

Section 2. Section 1 does not preclude the application of section 1.140 to portions of sections 1.320, 1.322, 1.323, 1.324, 1.326, 1.327, 1.328, 1.329, 21.750, 160.665, 571.012, 571.030, 571.101, 571.107, 571.117, 590.010, 590.200, 590.205, or 590.207.

[571.080. A person commits the crime of transfer of a concealable firearm if such person violates 18 U.S.C. Section 922(b) or 18 U.S.C. Section 922(x).]"; and

Further amend said bill and page, Section B, Lines 1 through 4, by deleting all of said lines and renumbering sections accordingly; and

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

On motion of Representative Funderburk, **House Amendment No. 1** was adopted by the following vote:

AYES: 112

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

NOES: 037

Anders	Burns	Butler	Carpenter	Colona
Curtis	Dunn	Ellington	Englund	Hummel
Kelly 45	Kirkton	Kratky	LaFaver	May
McCann Beatty	McDonald	McManus	McNeil	Meredith
Mims	Montecillo	Morgan	Newman	Nichols
Norr	Otto	Pace	Peters	Pierson
Rizzo	Runions	Schupp	Smith	Swearingen
Walton Gray	Webber			

PRESENT: 000

ABSENT WITH LEAVE: 011

Conway 104	Ellinger	Gardner	Grisamore	Hodges
Messenger	Mitten	Pike	Schatz	Spencer
Wright				

VACANCIES: 003

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1439, Page 6, Section 160.665, Lines 7 through 14, by deleting all of said lines and inserting in lieu thereof the following:

"2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms in any school in the district. The school protection officer shall not be permitted to allow any firearm out of his or her personal control while such firearm is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings."; and

Further amend said bill, page, and section, Lines 28 through 29, by deleting all of said lines and inserting in lieu thereof the following:

"or administrator. Along with this request, the teacher or administrator shall also submit proof that he or she has a valid"; and

Further amend said bill and section, Page 7, Lines 61 through 67, by deleting all of said lines; and

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

Speaker Pro Tem Hoskins assumed the Chair.

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

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1439, Page 6, Section 21.750, Line 46, by inserting immediately after all of said line the following:

"84.340. **Except as provided under section 590.750**, the police commissioner of the said cities shall have power to regulate and license all private watchmen, private detectives and private policemen, serving or acting as such in said cities, and no person shall act as such private watchman, private detective or private policeman in said cities without first having obtained the written license of the president or acting president of said police commissioners of the said cities, under pain of being guilty of a misdemeanor."; and

Further amend said bill, Page 10, Section 571.030, Line 59, by deleting all of said line and inserting in lieu thereof the following:

"of the regulations established by the [board of police commissioners under section 84.340] **department of public safety under section 590.750**"; and

Further amend said bill, Page 30, Section 590.207, Line 5, by inserting after all of said line the following:

"590.750. 1. The department of public safety shall have the sole authority to regulate and license all corporate security advisors. The authority and jurisdiction of a corporate security advisor shall be limited only by the geographical limits of the state, unless the corporate security advisor's license is recognized by the laws or regulations of another state or the federal government.

2. Acting as a corporate security advisor without a license from the department of public safety is a class A misdemeanor.

3. The director may promulgate rules to implement the provisions of this section under chapter 536 and section 590.190.

4. Any corporate security advisor licensed as of February 1, 2014 shall not be required to apply for a new license from the department until the advisor's license expires or is otherwise revoked."; and

Further amend said bill and page, Section C, Line 6, by inserting after all of said line the following:

"Section D. Because of the need to provide for the regulation and licensure of corporate security advisors, the repeal and reenactment of sections 84.340 and 571.030 and the enactment of section 590.750 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 84.340 and 571.030 and the enactment of section 590.750 of this act shall be in full force and effect upon its passage and approval."; and

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

Representative Hummel 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 Rhoads, **House Amendment No. 3** was adopted.

Representative Kelley (127) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1439, Pages 24-26, Section 571.111, Lines 1-85, by deleting all of said section and lines and inserting in lieu thereof the following:

"571.111. 1. An applicant for a concealed carry permit shall demonstrate knowledge of firearms safety training. This requirement shall be fully satisfied if the applicant for a concealed carry permit:

(1) Submits a photocopy of a certificate of firearms safety training course completion, as defined in subsection 2 of this section, signed by a qualified firearms safety instructor as defined in subsection 5 of this section; or

(2) Submits a photocopy of a certificate that shows the applicant completed a firearms safety course given by or under the supervision of any state, county, municipal, or federal law enforcement agency; or

(3) Is a qualified firearms safety instructor as defined in subsection 5 of this section; or

(4) Submits proof that the applicant currently holds any type of valid peace officer license issued under the requirements of chapter 590; or

(5) Submits proof that the applicant is currently allowed to carry firearms in accordance with the certification requirements of section 217.710; or

(6) Submits proof that the applicant is currently certified as any class of corrections officer by the Missouri department of corrections and has passed at least one eight-hour firearms training course, approved by the director of the Missouri department of corrections under the authority granted to him or her, that includes instruction on the justifiable use of force as prescribed in chapter 563; or

(7) Submits a photocopy of a certificate of firearms safety training course completion that was issued on August 27, 2011, or earlier so long as the certificate met the requirements of subsection 2 of this section that were in effect on the date it was issued.

2. A certificate of firearms safety training course completion may be issued to any applicant by any qualified firearms safety instructor. On the certificate of course completion the qualified firearms safety instructor shall affirm that the individual receiving instruction has taken and passed a firearms safety course of at least eight hours in length taught by the instructor that included:

(1) Handgun safety in the classroom, at home, on the firing range and while carrying the firearm;

(2) A physical demonstration performed by the applicant that demonstrated his or her ability to safely load and unload **either** a revolver [and] **or** a semiautomatic pistol and demonstrated his or her marksmanship with [both] **either firearm**;

(3) The basic principles of marksmanship;

(4) Care and cleaning of concealable firearms;

(5) Safe storage of firearms at home;

(6) The requirements of this state for obtaining a concealed carry permit from the sheriff of the individual's county of residence;

(7) The laws relating to firearms as prescribed in this chapter;

(8) The laws relating to the justifiable use of force as prescribed in chapter 563;

(9) A live firing exercise of sufficient duration for each applicant to fire [both] **either** a revolver [and] **or** a semiautomatic pistol, from a standing position or its equivalent, a minimum of twenty rounds from [each] **the** handgun at a distance of seven yards from a B-27 silhouette target or an equivalent target;

(10) A live fire test administered to the applicant while the instructor was present of twenty rounds from [each handgun] **either a revolver or a semiautomatic pistol** from a standing position or its equivalent at a distance from a B-27 silhouette target, or an equivalent target, of seven yards.

3. A qualified firearms safety instructor shall not give a grade of passing to an applicant for a concealed carry permit who:

(1) Does not follow the orders of the qualified firearms instructor or cognizant range officer; or

(2) Handles a firearm in a manner that, in the judgment of the qualified firearm safety instructor, poses a danger to the applicant or to others; or

(3) During the live fire testing portion of the course fails to hit the silhouette portion of the targets with at least fifteen rounds[, with both handguns].

4. Qualified firearms safety instructors who provide firearms safety instruction to any person who applies for a concealed carry permit shall:

- (1) Make the applicant's course records available upon request to the sheriff of the county in which the applicant resides;
- (2) Maintain all course records on students for a period of no less than four years from course completion date; and
- (3) Not have more than forty students **per certified instructor** in the classroom portion of the course or more than five students per range officer engaged in range firing.

5. A firearms safety instructor shall be considered to be a qualified firearms safety instructor by any sheriff issuing a concealed carry permit pursuant to sections 571.101 to 571.121 if the instructor:

- (1) Is a valid firearms safety instructor certified by the National Rifle Association holding a rating as a personal protection instructor or pistol marksmanship instructor; or
- (2) Submits a photocopy of a notarized certificate from a firearms safety instructor's course offered by a local, state, or federal governmental agency; or
- (3) Submits a photocopy of a notarized certificate from a firearms safety instructor course approved by the department of public safety; or
- (4) Has successfully completed a firearms safety instructor course given by or under the supervision of any state, county, municipal, or federal law enforcement agency; or
- (5) Is a certified police officer firearms safety instructor.

6. Any firearms safety instructor qualified under subsection 5 of this section may submit a copy of a training instructor certificate, course outline bearing notarized signature of instructor, and recent photograph of his or herself to the sheriff of the county in which he or she resides. Each sheriff shall collect an annual registration fee of ten dollars from each qualified instructor who chooses to submit such information and shall retain a database of qualified instructors. This information shall be a closed record except for access by any sheriff.

7. Any firearms safety instructor who knowingly provides any sheriff with any false information concerning an applicant's performance on any portion of the required training and qualification shall be guilty of a class C misdemeanor. A violation of the provisions of this section shall result in the person being prohibited from instructing concealed carry permit classes and issuing certificates."; and

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

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Allen	Anderson	Austin	Bahr	Barnes
Bery	Brattin	Brown	Burlison	Cierpiot
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Davis	Diehl	Dohrman	Dugger
Elmer	Engler	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Funderburk
Gannon	Gatschenberger	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Hicks	Higdon
Hoskins	Hough	Houghton	Hurst	Johnson
Justus	Keeney	Kelley 127	Koenig	Kolkmeier
Korman	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Marshall	McCaherty
McGaugh	Miller	Molendorp	Moon	Morris
Muntzel	Neely	Parkinson	Pfautsch	Phillips
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieber	Shull

Shumake	Solon	Sommer	Stream	Swan
Thomson	Torpey	Walker	Wieland	Wilson
Wood	Zerr			

NOES: 048

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

PRESENT: 000

ABSENT WITH LEAVE: 015

Bernskoetter	Curtman	Ellinger	Gardner	Gosen
Hinson	Jones 50	Messenger	Mitten	Neth
Pike	Schieffer	Spencer	White	Mr. Speaker

VACANCIES: 003

On motion of Representative Kelley (127), **House Amendment No. 4** was adopted.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Brattin	Brown	Burlison
Cierpiot	Cookson	Cornejo	Cox	Crawford
Cross	Curtman	Davis	Diehl	Dohrman
Elmer	Engler	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Franklin	Frederick	Funderburk	Gannon
Gatschenberger	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Hicks	Higdon	Hoskins
Hough	Houghton	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Koenig	Kolkmeier
Korman	Lair	Lant	Lauer	Lera
Lichtenegger	Love	Lynch	Marshall	McCaherty
McGaugh	Miller	Molendorp	Moon	Morris
Muntzel	Neely	Parkinson	Pfausch	Phillips
Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieber	Shull
Shumake	Solon	Sommer	Swan	Thomson
Torpey	Walker	Wieland	Wilson	Wood
Zerr	Mr. Speaker			

NOES: 046

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

PRESENT: 000

ABSENT WITH LEAVE: 017

Conway 104	Dugger	Dunn	Ellinger	Fraker
Gardner	Gosen	Hinson	Messenger	Mitten
Neth	Pike	Schieffer	Spencer	Stream
Swearingen	White			

VACANCIES: 003

On motion of Representative Funderburk, **HCS HB 1439, as amended**, was adopted.

On motion of Representative Funderburk, **HCS HB 1439, as amended**, was ordered perfected and printed by the following vote:

AYES: 112

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

NOES: 041

Anders	Barnes	Butler	Carpenter	Colona
Conway 10	Curtis	Ellington	Englund	Hodges
Hummel	Kelly 45	Kirkton	Kratky	LaFaver
May	McCann Beatty	McDonald	McKenna	McManus
McNeil	Meredith	Mims	Mitten	Montecillo
Morgan	Newman	Nichols	Norr	Otto
Pace	Peters	Pierson	Rizzo	Runions
Schupp	Smith	Swearingen	Walton Gray	Webber
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 007

Burns	Dunn	Ellinger	Gardner	Messenger
Pike	Spencer			

VACANCIES: 003

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 1016 - Downsizing State Government

REFERRAL OF HOUSE CONCURRENT RESOLUTION

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

HCR 48 - Agriculture Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2133 - Ways and Means
HB 2146 - Professional Registration and Licensing
HB 2168 - Crime Prevention and Public Safety
HB 2169 - Special Standing Committee on Corrections
HB 2172 - Health Insurance
HB 2179 - Local Government
HB 2181 - Elementary and Secondary Education
HB 2182 - Insurance Policy
HB 2189 - Health Care Policy
HB 2190 - General Laws
HB 2192 - Tourism and Natural Resources
HB 2238 - General Laws

REFERRAL OF SENATE CONCURRENT RESOLUTION

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

SS SCR 22 - Tourism and Natural Resources

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 504 - Government Oversight and Accountability
SS SCS SB 510 - Workforce Development and Workplace Safety
SS SCS SB 593 - Elections
SB 601 - Utilities
SB 607 - Ways and Means
SCS SB 612 - Special Standing Committee on Urban Issues
SB 614 - Judiciary
SB 615 - Judiciary
SB 621 - Judiciary
SCS SB 623 - Elections
SB 656 - General Laws
SB 660 - Health Care Policy
SB 662 - Ways and Means

COMMITTEE REPORT

Committee on Judiciary, Chairman Cox reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1488**, 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.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 88, introduced by Representatives Carpenter, Mayfield and Otto, relating to the General Assembly.

HJR 89, introduced by Representative Kirkton, relating to congressional and legislative redistricting.

HJR 90, introduced by Representative Dugger, relating to early voting.

HJR 91, introduced by Representative Korman, relating to a sales tax increase for education.

HJR 92, introduced by Representatives Pogue, Moon and Justus, relating to recall of elected public officials.

INTRODUCTION OF HOUSE BILLS

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

HB 2246, introduced by Representatives May, Pierson, Pace, Morgan, Nichols, Meredith, McNeil, Peters, Smith, Ellington, Kirkton, Kelly (45), Rizzo and Gardner, relating to funding for Missouri land grant institutions.

HB 2247, introduced by Representatives May, LaFaver, Morgan, Meredith, Nichols, Dunn, Pace and Peters, relating to the purchase of a firearm.

HB 2248, introduced by Representatives Burlison, Hough, Anderson, Norr, Austin, Moon, Haahr, Messenger and Fraker, relating to the Amber Alert System.

HB 2249, introduced by Representatives Houghton, Barnes, Hampton and McGaugh, relating to the Missouri Accountability Portal.

HB 2250, introduced by Representatives Cross, Lynch, Lant, Davis, Messenger, Jones (50), Austin, Brown, Fraker, Gatschenberger, Shumake, Koenig and Hicks, relating to representation during administrative hearings in matters relating to tax assessments.

HB 2251, introduced by Representatives Hicks, Love, Kelley (127) and Hinson, relating to payment due discharged employees.

HB 2252, introduced by Representatives Fitzpatrick and Anderson, relating to solid waste management districts.

HB 2253, introduced by Representative English, relating to the purchase of motor vehicles.

HB 2254, introduced by Representatives English, Runions, May, Curtis, LaFaver, Pace, Walton Gray, Colona, Mims, Burns, Smith and Bahr, relating to taxation.

HB 2255, introduced by Representatives Burlison, Koenig, Higdon, Curtman and Funderburk, relating to taxation.

HB 2256, introduced by Representatives Moon, Rowland, Anderson, Pogue, Hurst, Koenig, Houghton, Kelley (127), Hansen and Shumake, relating to state enforcement of federal regulations.

HB 2257, introduced by Representatives LaFaver, Kirkton, Englund, English, Conway (10), McDonald, Hummel, Pierson, Otto, McCaherty, Grisamore, Hicks, Lant and Lichtenegger, relating to virtual schools.

HB 2258, introduced by Representative Mitten, relating to recall of certain officers of cities of the fourth classification.

HB 2259, introduced by Representative Mitten, relating to disqualification of candidates for election to public office.

HB 2260, introduced by Representative McCann Beatty, relating to notaries public.

HB 2261, introduced by Representative McCann Beatty, relating to election authorities.

HB 2262, introduced by Representative Sommer, relating to service dogs.

HB 2263, introduced by Representative Sommer, relating to the carrying over of legislation filed in the first regular session of a general assembly.

HB 2264, introduced by Representatives Sommer and White, relating to the carrying of concealed firearms.

HB 2265, introduced by Representative Sommer, relating to elementary and secondary education.

HB 2266, introduced by Representative Sommer, relating to the Motorcycle Safety Trust Fund.

HB 2267, introduced by Representatives Allen, Diehl, Flanigan, Zerr, Barnes, Richardson, Haefner, Neely and Fitzpatrick, relating to the establishment of the Department of MO HealthNet.

HB 2268, introduced by Representative Torpey, relating to a tax credit for companies with an employee stock ownership program.

HB 2269, introduced by Representative Peters, relating to holding cells for minors.

HB 2270, introduced by Representative McGaugh, relating to the restoration of the civil right to ship, transport, possess, or receive a firearm.

HB 2271, introduced by Representative Dugger, relating to early voting.

HB 2272, introduced by Representative Jones (50), relating to bidding for public contracts.

HB 2273, introduced by Representatives Burlison, Neely and Koenig, relating to taxation.

HB 2274, introduced by Representative Haahr, relating to state printing.

HB 2275, introduced by Representative Haahr, relating to trailer license plates.

HB 2276, introduced by Representative Haahr, relating to workers' compensation.

HB 2277, introduced by Representative Parkinson, relating to the sale of cottage foods.

HB 2278, introduced by Representative Korman, relating to the Department of Transportation Utility Corridor.

HB 2279, introduced by Representative Korman, relating to bicycle operation on state roadways.

HB 2280, introduced by Representative Korman, relating to highway designations.

HB 2281, introduced by Representative Brattin, relating to Workers' Compensation Insurance.

HB 2282, introduced by Representatives McCann Beatty, Ellington, Dunn, Mims and Morgan, relating to nonjudicial foreclosure proceedings.

HB 2283, introduced by Representatives McCann Beatty, Ellington, Mims, Schupp and Meredith, relating to security deposits.

HB 2284, introduced by Representatives Haefner, Allen, Solon and Conway (104), relating to child care facilities.

HB 2285, introduced by Representative Burlison, relating to pharmacy licensure.

HB 2286, introduced by Representative Burlison, relating to school board elections in urban districts.

HB 2287, introduced by Representative Moon, relating to electronic signatures.

HB 2288, introduced by Representative Moon, relating to service of process in civil actions.

HB 2289, introduced by Representative Moon, relating to the State Soil and Water Districts Commission.

HB 2290, introduced by Representative Korman, relating to income taxes.

HB 2291, introduced by Representative Curtis, relating to the Historic Revitalization Act.

HB 2292, introduced by Representative Korman, relating to unexpended appropriations.

HB 2293, introduced by Representatives Pogue, Moon and Justus, relating to the ENFORCE the Laws Act of 2014.

HB 2294, introduced by Representatives Pogue, Rhoads, Moon and Justus, relating to the Ozark National Scenic Riverways.

HB 2295, introduced by Representative May, relating to school district performance.

HB 2296, introduced by Representative Fitzpatrick, relating to employment security.

HB 2297, introduced by Representative Fitzpatrick, relating to disqualification from unemployment benefits.

HB 2298, introduced by Representative Ross, relating to recognition for student participation in the Constitution Project of the Missouri Supreme Court.

HB 2299, introduced by Representative Curtis, relating to counties with unaccredited schools.

HB 2300, introduced by Representative Gatschenberger, relating to election campaigns.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 SCS SBs 509 & 496**, entitled:

An act to repeal sections 143.011, 143.021, and 143.151, RSMo, and to enact in lieu thereof four new sections relating to income taxes.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

April 1, 2014

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol 317-A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to House Rule 22, I hereby remove Representative Rory Ellinger from the Committee on Appropriations - Health, Mental Health and Social Services and appoint Representative Michael Butler.

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

Sincerely,

/s/ Jacob Hummel
House Minority Leader
District 81

April 1, 2014

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol 317-A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to House Rule 22, I hereby remove Representative Rory Ellinger from the Committee on Ways and Means and appoint Representative Jon Carpenter.

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

Sincerely,

/s/ Jacob Hummel
House Minority Leader
District 81

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Wednesday, April 2, 2014.

COMMITTEE HEARINGS

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, April 2, 2014, 12:30 PM or Upon Morning Recess, whichever is later, House Hearing Room 5.

Oversight hearing

There will be a limited period of public testimony if time permits. Messages should be no longer than five minutes. Please email sue.allen@house.mo.gov if you are interested in speaking.

CORRECTED

BUDGET

Wednesday, April 2, 2014, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2020, HB 2077

Executive session will be held: HB 2020, HB 2077

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

CONFERENCE COMMITTEE

Wednesday, April 2, 2014, 12:05 PM or Upon Morning Recess, whichever is later, House Hearing Room 3.

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

Conference committee meeting on SCS HB 2014.

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, April 2, 2014, 5:00 PM or Upon Afternoon Adjournment, House Hearing Room 6.

Public hearing will be held: HB 2041, HB 2171, SB 773

Executive session will be held: HB 1152, HB 1522, HB 1562, HB 1863, HB 1993, HB 2116, HB 2124

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

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 2, 2014, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 1650, HB 1894, HB 2026

Executive session will be held: HB 1347, HB 1639

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

FINANCIAL INSTITUTIONS

Wednesday, April 2, 2014, 9:00 AM, North Gallery.

Executive session will be held: SS SB 694

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

FISCAL REVIEW

Wednesday, April 2, 2014, 8:30 AM, House Hearing Room 2.

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

CANCELLED

FISCAL REVIEW

Thursday, April 3, 2014, 8:30 AM, House Hearing Room 2.

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

HEALTH CARE POLICY

Wednesday, April 2, 2014, Upon Morning Recess or Noon, whichever is later, House Hearing Room 6.

Public hearing will be held: HB 1585, HB 2061

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

JUDICIARY

Wednesday, April 2, 2014, 12:00 PM or immediately Upon Morning Recess, House Hearing Room 1.

Public hearing will be held: SB 606, SCS SB 530, HB 2144, HB 2083, HB 2128

Executive session will be held: HB 1231

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

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 2, 2014, 12:00 PM, House Hearing Room 7.

Public hearing will be held: SB 528, SS SB 525, HB 1988, HB 2138

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

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN HEALTH CARE

Wednesday, April 2, 2014, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2099, HB 2125, HB 2154

Executive session will be held: HB 2099, HB 2125, HB 2154, HB 1662, HB 1807

SPECIAL STANDING COMMITTEE ON SMALL BUSINESS

Wednesday, April 2, 2014, 9:30 AM, South Gallery.

Executive session will be held: HB 1899

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

TOURISM AND NATURAL RESOURCES

Thursday, April 3, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: SB 527, SCS SB 664, HB 2193, HB 1607

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

UTILITIES

Wednesday, April 2, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2079, HB 1140

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

HOUSE CALENDAR

FORTY-FIFTH DAY, WEDNESDAY, APRIL 2, 2014

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 88 through HJR 92

HOUSE BILLS FOR SECOND READING

HB 2246 through HB 2300

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 68 - Hinson

HOUSE BILLS FOR PERFECTION

- 1 HB 1219 - Dugger
- 2 HCS HB 1303 - Haahr
- 3 HB 1490 - Bahr
- 4 HCS HBs 1235 & 1214 - Hoskins
- 5 HCS HB 1371 - Cox
- 6 HCS HB 1655 - Burlison
- 7 HB 1821 - Diehl
- 8 HB 1342 - Scharnhorst
- 9 HB 1770 - Burlison

- 10 HCS HB 1936 - Dugger
- 11 HB 1138 - Rowland
- 12 HB 1305 - Phillips
- 13 HB 1144 - White
- 14 HB 1594 - Davis

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HB 1191 - Miller
- 2 HB 1198 - Funderburk
- 3 HCS HB 1349 - Richardson
- 4 HB 1454 - Swan
- 5 HB 1652 - Funderburk

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Scharnhorst

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1237 - Hoskins
- 2 HCS HB 1326 - Guernsey
- 3 HCS HB 1439, E.C. - Funderburk

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1568 - Frederick

SENATE BILLS FOR SECOND READING

SS#3 SCS SBs 509 & 496

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 8 - Richardson
- 2 HCR 9 - Cookson
- 3 HCR 16 - Guernsey

SENATE BILLS FOR THIRD READING

- 1 SB 652 - Funderburk
- 2 SCS SB 613 - Funderburk
- 3 SS SCS SB 532 - Hubbard

BILLS IN CONFERENCE

SCS HB 2014 - Stream

HOUSE RESOLUTIONS

HR 777 - Scharnhorst