

JOURNAL OF THE HOUSE

Second Regular Session, 97th GENERAL ASSEMBLY

FIFTY-THIRD DAY, WEDNESDAY, APRIL 16, 2014

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

Cast thy burden upon the Lord and He shall sustain thee. (Psalm 55:22)

Ever-loving God, source of all true wisdom and the fountain of flowing love, in the quiet of this moment we pledge our lives anew to You and to the cause of freedom for all.

Help us to overcome the negative spirit which oppresses loving people, opposes free thought, and would enslave our souls.

Grant unto us and to good people everywhere the common faith that promotes justice by all, produces understanding among all, provides equality of opportunity for all, and proclaims the fruits of freedom to all.

Strengthen us that with humble spirit and honorable service we may keep Missouri strong in her devotion to You, wise in her relationship with other states, and great in her desire for leadership.

And the House says, "Amen!"

The Joplin High School JROTC presented the Colors.

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: Hailey Luebbert, Andrew Hipp, Mia Tyler, Kynadi Hyde, Dylan Brown, and Jera White.

The Journal of the fifty-second day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2068 through House Resolution No. 2110

HOUSE CONCURRENT RESOLUTIONS

Representative Shumake, et al., offered House Concurrent Resolution No. 50.

Representative Kelley (127) offered House Concurrent Resolution No. 51.

PERFECTION OF HOUSE BILLS

HB 2193, relating to county commissions, was taken up by Representative Rowland.

On motion of Representative Rowland, **HB 2193** was ordered perfected and printed.

HCS HB 2130, relating to open-end credit plans, was taken up by Representative Dugger.

On motion of Representative Dugger, **HCS HB 2130** was adopted.

On motion of Representative Dugger, **HCS HB 2130** was ordered perfected and printed.

HB 1906, relating to cyber crime investigation, was taken up by Representative Schieber.

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

House Amendment No. 1

AMEND House Bill No. 1906, Page 2, Section 650.120, Line 18, by inserting after the word "detectives" the following:

", assistant prosecuting and circuit attorneys,"; and

Further amend said bill, page and section, Line 36, by inserting brackets around the word "and"; and

Further amend said bill, page and section, Line 44, by inserting immediately after the word "duties" the following:

"; and

(7) The executive director of the Missouri office of prosecution services, or his or her designee"; and

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

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

On motion of Representative Schieber, **HB 1906, as amended**, was ordered perfected and printed by the following vote:

AYES: 148

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Burns	Butler	Carpenter	Cierpiot
Colona	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman
Davis	Diehl	Dohrman	Dugger	Dunn
Ellington	Elmer	Engler	English	Englund
Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gardner	Gatschenberger	Gosen
Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubbard	Hummel	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127

Kelly 45	Kirkton	Koenig	Kolkmeier	Kratky
Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Marshall	May	Mayfield
McCaherty	McCann Beatty	McDonald	McGaugh	McKenna
McManus	McNeil	Messenger	Miller	Mims
Mitten	Montecillo	Moon	Morgan	Morris
Muntzel	Neely	Neth	Newman	Nichols
Norr	Otto	Pace	Parkinson	Peters
Pfautsch	Phillips	Pierson	Pike	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Riddle	Rizzo	Roorda	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieber	Schieffer	Schupp	Shull	Shumake
Smith	Solon	Sommer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Walton Gray
Webber	White	Wieland	Wilson	Wood
Wright	Zerr	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Anders	Ellinger	Entlicher	Fitzpatrick	Fitzwater
Grisamore	Hodges	Korman	LaFaver	Meredith
Molendorp	Spencer			

VACANCIES: 003

HB 1174, relating to precious metals, was taken up by Representative Curtman.

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

House Amendment No. 1

AMEND House Bill No. 1174, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"143.801. 1. A claim for credit or refund of an overpayment of any tax imposed by sections 143.011 to 143.996 shall be filed by the taxpayer within three years from the time the return was filed or two years from the time the tax was paid, whichever of such periods expires the later; or if no return was filed by the taxpayer, within two years from the time the tax was paid. No credit or refund shall be allowed or made after the expiration of the period of limitation prescribed in this subsection for the filing of a claim for credit or refund, unless a claim for credit or refund is filed by the taxpayer within such period.

2. If the claim is filed by the taxpayer during the three-year period prescribed in subsection 1 **of this section**, the amount of the credit or refund shall not exceed the portion of the tax paid within the three years immediately preceding the filing of the claim plus the period of any extension of time for filing the return. If the claim is not filed within such three-year period, but is filed within the two-year period, the amount of the credit or refund shall not exceed the portion of the tax paid during the two years immediately preceding the filing of the claim. If no claim is filed, the credit or refund shall not exceed the amount which would be allowable under either of the preceding sentences, as the case may be, if a claim was filed on the date the credit or refund is allowed.

3. If pursuant to subsection 6 of section 143.711 an agreement for an extension of the period for assessment of income taxes is made within the period prescribed in subsection 1 of this section for the filing of a claim for credit or refund, the period for filing a claim for credit or for making a credit or refund if no claim is filed, shall not expire prior to six months after the expiration of the period within which an assessment may be made pursuant to the agreement or any extension thereof. The amount of such credit or refund shall not exceed the portion of the tax paid after the

execution of the agreement and before the filing of the claim or the making of the credit or refund, as the case may be, plus the portion of the tax paid within the period which would be applicable under subsection 1 of this section if a claim had been filed on the date the agreement was executed.

4. If a taxpayer is required by section 143.601 to report a change or correction in federal taxable income reported on his federal income tax return, or to report a change or correction which is treated in the same manner as if it were an overpayment for federal income tax purposes, an amended return or a claim for credit or refund of any resulting overpayment of tax shall be filed by the taxpayer within one year from the time the notice of such change or correction or such amended return was required to be filed with the director of revenue. If the report or amended return required by section 143.601 is not filed within the ninety-day period therein specified, interest on any resulting refund or credit shall cease to accrue after such ninetieth day. The amount of such credit or refund shall not exceed the amount of the reduction in tax attributable to:

(1) The issues on which such federal change or correction or the items amended on the taxpayer's amended federal income tax return are based, and

(2) Any change in the amount of [his] **the taxpayer's** federal income tax deduction under the provisions of subsection 1 of section 143.171. No effect shall be given in the preceding sentence to any federal change or correction or to any item on an amended return unless it is timely under the applicable federal period of limitations. The time and amount provisions of this subsection shall be in lieu of any other provisions of this section. This subsection shall not affect the time within which or the amount for which a claim for credit or refund may be filed apart from this subsection.

5. If the claim for credit or refund relates to an overpayment of tax on account of the deductibility by the taxpayer of a debt as a debt which became worthless or a loss from worthlessness of a security or the effect that the deductibility of a debt or of a loss has on the application to the taxpayer of a carryover, the claim may be made, under regulations prescribed by the director of revenue within seven years from the date prescribed by law for filing the return for the year with respect to which the claim is made.

6. If the claim for credit or refund relates to an overpayment attributable to a net operating loss carryback or a capital loss carryback, in lieu of the three-year period of limitations prescribed in subsection 1 of this section, the period shall be that period which ends with the expiration of the fifteenth day of the fortieth month (or the thirty-ninth month, in the case of a corporation) following the end of the taxable year of the net operating loss or net capital loss which results in such carryback, or the period prescribed in subsection 3 of this section in respect of such taxable year, whichever expires later. In the case of such a claim, the amount of the credit or refund may exceed the portion of the tax paid within the period provided in subsections 2, 3 and 4 of this section, whichever is applicable, to the extent of the amount of the overpayment attributable to such carryback.

7. (1) No period of limitations provided in subsections 1 to 6 of this section shall apply if the director of revenue examines or causes to have examined any return filed and retained as provided in section 143.971 and:

(a) Such examination is conducted after any period of limitations provided in subsections 1 to 6 of this section has expired;

(b) Such examination reveals that the taxpayer is eligible to claim a credit or refund of an overpayment of any tax imposed under this chapter; and

© A period of limitations provided in subsections 1 to 6 of this section prohibits the taxpayer from claiming such credit or refund.

(2) The director shall notify the taxpayer of any overpayment discovered under this subsection and inform the taxpayer of the procedure for filing a claim for a credit or refund of such overpayment. If the taxpayer files a claim for such credit or refund, the claim shall be filed in the manner provided in this chapter and shall be filed within one year from the time the director provided notice to the taxpayer."; 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. 1** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

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

Representative Kelley (127) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1174, Page 1, in the title, Line 3, by deleting the words "precious metals" and inserting in lieu thereof the words "taxation"; and

Further amend said bill and said page, Section 143.111, Line 10, by inserting immediately after said line the following:

"143.221. 1. Every employer required to deduct and withhold tax under sections 143.011 to 143.996 shall, for each calendar quarter, on or before the last day of the month following the close of such calendar quarter, file a withholding return as prescribed by the director of revenue and pay over to the director of revenue or to a depository designated by the director of revenue the taxes so required to be deducted and withheld.

2. Where the aggregate amount required to be deducted and withheld by any employer exceeds fifty dollars for at least two of the preceding twelve months, the director, by regulation, may require a monthly return. The due dates of the monthly return and the monthly payment or deposit for the first two months of each quarter shall be by the fifteenth day of the succeeding month. The due dates of the monthly return and the monthly payment or deposit for the last month of each quarter shall be by the last day of the succeeding month. The director may increase the amount required for making a monthly employer withholding payment and return to more than fifty dollars or decrease such required amount, however, the decreased amount shall not be less than fifty dollars.

3. Where the aggregate amount required to be deducted and withheld by any employer is less than [twenty] **one hundred** dollars in each of the four preceding quarters, **and to the extent the employer does not meet the requirements in subsection 1 or 2 of this section for filing a withholding return on a quarterly or monthly basis**, the employer shall file a withholding return for a calendar year. The director, by regulation, may also allow other employers to file annual returns. The return shall be filed and the taxes if any paid on or before January thirty-first of the succeeding year. The director may increase the amount required for making an annual employer withholding payment and return to more than [twenty] **one hundred** dollars or decrease such required amount, however, the decreased amount shall not be less than [twenty] **one hundred** dollars.

4. If the director of revenue finds that the collection of taxes required to be deducted and withheld by an employer may be jeopardized by delay, he may require the employer to pay over the tax or make a return at any time. A lien outstanding with regard to any tax administered by the director shall be a sufficient basis for this action."; and

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

Representative Butler raised a point of order that **House Amendment No. 2** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

On motion of Representative Kelley (127), **House Amendment No. 2** was adopted.

Speaker Pro Tem Hoskins assumed the Chair.

On motion of Representative Curtman, **HB 1174, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 90, relating to early voting, was taken up by Representative Dugger.

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

House Amendment No. 1

AMEND House Committee Substitute for House Joint Resolution No. 90, Page 1, Section 8, Lines 6 to 12, by deleting all of said lines and inserting in lieu thereof the following:

"election, excluding Sundays. This time period for early voting shall be exclusive and early voting shall not be implemented during any time period not authorized under this section."; and

Further amend said section, Page 2, Lines 13 to 27, by deleting all of said lines and inserting in lieu thereof the following:

"2. All general election laws, including but not limited to procedures for voting, registration, the appointment of election judges, and the verification and counting of votes, shall apply to the early voting period. The general assembly shall set hours for the early voting period by general law prior to the 2016 general election. Provisions regulating the confidentiality of voter information, limitations on the commercial use of early voter information, and the assessment of reasonable fees by election authorities for the release of early voter information may be established by general law. The general assembly may regulate the early voting process by any law that is not inconsistent with the requirements of this section. This section shall not be interpreted to infringe upon the right to vote by absentee ballot or any other method of voting currently allowed by law.

3. This section and any implementing legislation are subject to appropriation by the general assembly and the prohibition on unfunded mandates under article X, section 21 of the Constitution of Missouri.

Section B. Pursuant to Chapter 116 and other applicable constitutional provisions and laws of the state allowing the general assembly to adopt ballot language for the submission of a joint resolution to the voters of this state, the official ballot title of the amendment proposed in Section A shall be as follows:

"Shall the Missouri Constitution be amended to allow early voting for a three week period prior to elections for statewide and federal office and to require the state to pay for any election costs?"; 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. 1** is a House Substitute and is not in order pursuant to Rule 46(d).

The Chair ruled the point of order not well taken.

Representative Rizzo 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 Joint Resolution No. 90, Page 1, Lines 19 to 30, by deleting all of said lines and inserting in lieu thereof the following:

"3. This section is self-executing. Any law that conflicts with this section shall not be valid or enforceable, and this section shall be implemented notwithstanding Article X Sections 16-24 of the Missouri Constitution."; and"; and

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

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Joint Resolution No. 90, Page 1, Section 8, Line 4, by deleting "**third**" and inserting in lieu thereof "**sixth**"; and

Further amend said House Joint Resolution, Page 1, Section 8, Line 5, by deleting "**Tuesday**" and inserting in lieu thereof "**Monday**"; and

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

Representative Austin raised a point of order that **House Amendment No. 2** amends previously amended material.

The Chair ruled the point of order well taken.

On motion of Representative Dugger, **HCS HJR 90, as amended**, was adopted.

On motion of Representative Dugger, **HCS HJR 90, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 2271, relating to early voting, was taken up by Representative Dugger.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2271, Page 2, Section 115.1005, Lines 30 to 33, by deleting all of said lines and inserting in lieu thereof the following:

"5. All costs associated with the implementation of advance voting under this section shall be reimbursed from the general revenue of this state."; and

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

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

On motion of Representative Dugger, **HCS HB 2271, as amended**, was adopted.

On motion of Representative Dugger, **HCS HB 2271, as amended**, was ordered perfected and printed by the following vote:

AYES: 130

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Burns	Butler	Cierpiot	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtis	Davis	Diehl	Dohrman
Dugger	Ellington	Elmer	English	Englund
Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame
Franklin	Frederick	Funderburk	Gannon	Gatschenberger
Gosen	Haahr	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubbard	Hummel	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Koenig	Kratky	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	May
Mayfield	McCaherty	McCann Beatty	McDonald	McGaugh
McKenna	McManus	Messenger	Miller	Molendorp
Montecillo	Moon	Morris	Muntzel	Neely
Neth	Nichols	Norr	Parkinson	Peters
Pfausch	Phillips	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle
Rizzo	Roorda	Ross	Rowden	Rowland
Runions	Scharnhorst	Schatz	Schieber	Schieffer
Schupp	Shull	Shumake	Smith	Solon
Sommer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr. Speaker

NOES: 014

Colona	Curtman	Dunn	Kirkton	Marshall
McNeil	Mims	Mitten	Morgan	Newman
Pace	Pierson	Pogue	Walton Gray	

PRESENT: 003

Carpenter	Gardner	Otto
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ABSENT WITH LEAVE: 013

Anders	Ellinger	Engler	Entlicher	Grisamore
Guernsey	Haefner	Hodges	Kolkmeyer	Korman
LaFaver	Meredith	Spencer		

VACANCIES: 003

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

AFTERNOON SESSION

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

THIRD READING OF SENATE BILLS

SS#3 SCS SBs 509 & 496, relating to income taxes, was taken up by Representative Koenig.

Representative Diehl moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Elmer	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon
Gatschenberger	Gosen	Grisamore	Haahr	Haefner
Hampton	Hansen	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Koenig
Kolkmeyer	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall
McCaherty	McGaugh	Messenger	Miller	Molendorp
Moon	Morris	Muntzel	Neely	Neth
Parkinson	Pfautsch	Phillips	Pike	Pogue
Redmon	Rehder	Remole	Rhoads	Richardson
Riddle	Ross	Rowden	Rowland	Scharnhorst
Schatz	Schieber	Shull	Shumake	Solon
Sommer	Stream	Swan	Thomson	Torpey
Walker	White	Wieland	Wilson	Wood
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NOES: 049

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellington
English	Englund	Frame	Gardner	Harris
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
May	Mayfield	McCann Beatty	McDonald	McKenna
McManus	McNeil	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: 009

Berry	Ellinger	Engler	Entlicher	Guernsey
Hodges	LaFaver	Reiboldt	Spencer	

VACANCIES: 003

On motion of Representative Koenig, **SS#3 SCS SBs 509 & 496** was truly agreed to and finally passed by the following vote:

AYES: 104

Allen	Anderson	Austin	Bahr	Barnes
Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Elmer	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon
Gatschenberger	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Hicks	Higdon
Hinson	Hoskins	Hough	Houghton	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127
Koenig	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	Remole	Rhoads
Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieber	Shull
Shumake	Solon	Sommer	Stream	Swan
Thomson	Torpey	Walker	White	Wieland
Wilson	Wood	Zerr	Mr. Speaker	

NOES: 048

Anders	Black	Burns	Butler	Carpenter
Colona	Conway 10	Curtis	Dunn	Ellington
English	Englund	Frame	Gardner	Harris
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
May	Mayfield	McCann Beatty	McDonald	McKenna
McManus	McNeil	Meredith	Mims	Mitten

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

PRESENT: 000

ABSENT WITH LEAVE: 008

Berry	Ellinger	Engler	Entlicher	Hodges
LaFaver	Reiboldt	Spencer		

VACANCIES: 003

Speaker Jones declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 1614, relating to Bryce’s Law, was taken up by Representative Burlison.

Representative Keeney assumed the Chair.

On motion of Representative Burlison, **HCS HB 1614** was read the third time and passed by the following vote:

AYES: 145

Allen	Anders	Anderson	Austin	Bahr
Barnes	Black	Brown	Burlison	Burns
Butler	Carpenter	Cierpiot	Colona	Conway 10
Conway 104	Cookson	Cornejo	Crawford	Cross
Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Dunn	Ellington	Elmer	English
Englund	Fitzpatrick	Fitzwater	Flanigan	Fraker
Frame	Franklin	Frederick	Funderburk	Gannon
Gardner	Gatschenberger	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubbard	Hummel	Hurst	Johnson
Justus	Keeney	Kelley 127	Kelly 45	Kirkton
Koenig	Kolkmeier	Korman	Kratky	Lair
Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	May	Mayfield	McCaherty
McCann Beatty	McDonald	McGaugh	McKenna	McManus
McNeil	Meredith	Messenger	Miller	Mims
Mitten	Montecillo	Moon	Morgan	Morris
Muntzel	Neely	Neth	Newman	Nichols
Norr	Pace	Pace	Parkinson	Peters
Pfautsch	Phillips	Pierson	Pike	Redmon
Rehder	Remole	Rhoads	Richardson	Riddle
Rizzo	Roorda	Ross	Rowland	Runions
Scharnhorst	Schatz	Schieber	Schieffer	Schupp

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Shull	Shumake	Smith	Solon	Sommer
Stream	Swan	Swearingen	Thomson	Torpey
Walker	Walton Gray	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr. Speaker

NOES: 001

Cox

PRESENT: 000

ABSENT WITH LEAVE: 014

Bernskoetter	Berry	Brattin	Ellinger	Engler
Entlicher	Hodges	Jones 50	LaFaver	Molendorp
Pogue	Reiboldt	Rowden	Spencer	

VACANCIES: 003

Representative Keeney declared the bill passed.

HB 1454, relating to communications infrastructure deployment, was taken up by Representative Swan.

On motion of Representative Swan, **HB 1454** was read the third time and passed by the following vote:

AYES: 131

Allen	Anders	Anderson	Austin	Bahr
Barnes	Black	Brown	Burlison	Burns
Butler	Carpenter	Cierpiot	Colona	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Dunn	Ellington	Elmer	English
Englund	Fitzpatrick	Fitzwater	Flanigan	Fraker
Frame	Frederick	Gannon	Gatschenberger	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hummel
Hurst	Johnson	Justus	Keeney	Kelley 127
Kelly 45	Koenig	Korman	Kratky	Lair
Lant	Leara	Lichtenegger	Love	Lynch
May	Mayfield	McCaherty	McCann Beatty	McDonald
McGaugh	McKenna	McManus	Meredith	Messenger
Miller	Mims	Montecillo	Morris	Muntzel
Neely	Nichols	Norr	Otto	Pace
Parkinson	Peters	Pfautsch	Phillips	Pierson
Pike	Pogue	Redmon	Rehder	Remole
Rhoads	Richardson	Riddle	Rizzo	Roorda
Ross	Rowden	Rowland	Runions	Scharnhorst
Schatz	Schieber	Schieffer	Shull	Shumake
Smith	Solon	Sommer	Stream	Swan
Thomson	Torpey	Walker	Walton Gray	Webber
White	Wieland	Wilson	Wood	Zerr
Mr. Speaker				

NOES: 013

Curtis	Franklin	Gardner	Kirkton	Lauer
Marshall	Mitten	Moon	Morgan	Newman
Schupp	Swearingen	Wright		

PRESENT: 001

McNeil

ABSENT WITH LEAVE: 015

Bernskoetter	Berry	Brattin	Ellinger	Engler
Entlicher	Funderburk	Hodges	Jones 50	Kolkmeier
LaFaver	Molendorp	Neth	Reiboldt	Spencer

VACANCIES: 003

Representative Keeney declared the bill passed.

HB 1251, relating to competitive bid requirements, was taken up by Representative Elmer.

On motion of Representative Elmer, **HB 1251** was read the third time and passed by the following vote:

AYES: 134

Allen	Anders	Anderson	Austin	Bahr
Barnes	Black	Brown	Burlison	Burns
Butler	Cierpiot	Colona	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross
Curtman	Davis	Diehl	Dohrman	Dugger
Dunn	Elmer	English	Englund	Fitzpatrick
Fitzwater	Flanigan	Fraker	Franklin	Frederick
Gannon	Gatschenberger	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubbard	Hurst	Johnson	Justus
Keeney	Kelley 127	Kelly 45	Kirkton	Koenig
Kolkmeier	Korman	Kratky	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
May	Mayfield	McCaherty	McCann Beatty	McDonald
McGaugh	McKenna	McManus	McNeil	Meredith
Messenger	Miller	Mims	Mitten	Montecillo
Moon	Morgan	Morris	Muntzel	Neely
Neth	Newman	Nichols	Norr	Otto
Pace	Parkinson	Peters	Pfautsch	Phillips
Pierson	Pike	Redmon	Rehder	Remole
Rhoads	Richardson	Riddle	Rizzo	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieber	Schieffer	Schupp	Shull	Shumake
Solon	Sommer	Stream	Swan	Thomson
Torpey	Walker	Webber	White	Wieland
Wood	Wright	Zerr	Mr. Speaker	

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NOES: 013

Carpenter	Curtis	Ellington	Frame	Gardner
Hummel	Marshall	Pogue	Roorda	Smith
Swearingen	Walton Gray	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 013

Bernskoetter	Berry	Brattin	Ellinger	Engler
Entlicher	Funderburk	Hodges	Jones 50	LaFaver
Molendorp	Reiboldt	Spencer		

VACANCIES: 003

Representative Keeney declared the bill passed.

HB 1591, relating to public safety, was taken up by Representative Brown.

Representative Hampton moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Allen	Anderson	Austin	Bahr	Barnes
Brown	Burlison	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Diehl
Dohrman	Dugger	Elmer	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gatschenberger
Gosen	Grisamore	Haahr	Haefner	Hampton
Hansen	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Koenig	Kolkmeyer
Korman	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Marshall	McCaherty
McGaugh	Messenger	Miller	Moon	Morris
Muntzel	Neely	Neth	Parkinson	Pfautsch
Phillips	Pike	Pogue	Rehder	Remole
Rhoads	Richardson	Riddle	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieber	Shull
Shumake	Solon	Sommer	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
Hubbard	Hummel	Kelly 45	Kirkton	Kratky
May	Mayfield	McCann Beatty	McDonald	McKenna

McManus	McNeil	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: 017

Bernskoetter	Berry	Brattin	Curtman	Davis
Ellinger	Engler	Entlicher	Flanigan	Funderburk
Guernsey	Hodges	LaFaver	Molendorp	Redmon
Reiboldt	Spencer			

VACANCIES: 003

Speaker Jones resumed the Chair.

On motion of Representative Brown, **HB 1591** was read the third time and passed by the following vote:

AYES: 112

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

NOES: 031

Burns	Butler	Carpenter	Colona	Curtis
Dunn	Englund	Gardner	Hummel	Kelly 45
Kirkton	May	McCann Beatty	McDonald	McManus
McNeil	Meredith	Mims	Mitten	Montecillo
Morgan	Newman	Pace	Peters	Pierson
Rizzo	Runions	Schupp	Smith	Walton Gray
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 017

Bernskoetter	Berry	Brattin	Cookson	Ellinger
Ellington	Engler	Entlicher	Funderburk	Guernsey
Hodges	LaFaver	Molendorp	Redmon	Reiboldt
Schatz	Spencer			

VACANCIES: 003

Speaker Jones declared the bill passed.

SIGNING OF SENATE BILL

All other business of the House was suspended while **SS#3 SCS SBs 509 & 496** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

REFERRAL OF HOUSE JOINT RESOLUTION

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

HCS HJR 90 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1174 - Fiscal Review
HCS HB 1250 - Fiscal Review
HCS HB 1308 - Fiscal Review
HCS HB 1336 - Fiscal Review
HCS HB 1689 - Fiscal Review
HB 1865 - Fiscal Review
HB 1906 - Fiscal Review
HB 1998 - Fiscal Review
HCS HB 2125 - Fiscal Review
HCS HB 2271 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HCR 48**, 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 Agriculture Policy, to which was referred **HB 1640**, 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 Fiscal Review, Chairman Flanigan reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1075**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Health Care Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 2219**, 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 Health Care Policy, to which was referred **SCS SB 716**, 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 Health Insurance, Chairman Molendorp reporting:

Mr. Speaker: Your Committee on Health Insurance, to which was referred **HB 1668**, 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.

Special Standing Committee on Emerging Issues in Health Care, Chairman Richardson reporting:

Mr. Speaker: Your Special Standing Committee on Emerging Issues in Health Care, to which was referred **HB 1807**, 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 Small Business, Chairman Torpey reporting:

Mr. Speaker: Your Special Standing Committee on Small Business, to which was referred **HB 1725**, 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 Ways and Means, Chairman Koenig reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 662**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Thursday, April 17, 2014.

COMMITTEE HEARINGS

CRIME PREVENTION AND PUBLIC SAFETY

Thursday, April 17, 2014, 9:30 AM, South Gallery.

Executive session will be held: SS SCS SB 767, SB 773

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

CANCELLED

DOWNSIZING STATE GOVERNMENT

Thursday, April 17, 2014, 8:00 AM, House Hearing Room 4.

Public hearing will be held: SCS SB 623

Executive session will be held: HR 1016, HB 1257, SCS SJR 27, HB 2050

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

FISCAL REVIEW

Thursday, April 17, 2014, 8:30 AM, House Hearing Room 2.

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

GENERAL LAWS

Thursday, April 17, 2014, 9:00 AM, House Hearing Room 6.

Public hearing will be held: HB 1226, SB 812

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

LOCAL GOVERNMENT

Thursday, April 17, 2014, 9:00 AM, House Hearing Room 5.

Executive session will be held: HB 1738

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

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, April 17, 2014, 11:30 AM or Upon Morning Adjournment, North Gallery.

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

CORRECTED

RULES

Thursday, April 17, 2014, Upon Morning Adjournment, South Gallery.

Executive session will be held: HCS#2 HB 1062, HB 1157, HCS HB 1309, HCS HB 1344, HCS HB 1478, HCS HB 1639, HCS HB 1743, HCS HB 1898, HCS HB 1935, HB 1993, HB 2070, HCS HB 2078, HCS HB 2131, HCS HB 2141, HCS HCR 45, SB 523, SCS SB 529, HCS SB 600, HCS SS SB 694, SB 718, SCS SJR 36, HB 2099, HB 2155, HCS SB 606

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

TOURISM AND NATURAL RESOURCES

Thursday, April 17, 2014, 8:00 AM, House Hearing Room 7.

Public hearing will be held: SS SCR 22, HB 2192, SCS SB 735, SCR 17

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

HOUSE CALENDAR

FIFTY-FOURTH DAY, THURSDAY, APRIL 17, 2014

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 62 - Bahr

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1655 - Burlison
- 2 HB 1821 - Diehl
- 3 HB 1342 - Scharnhorst
- 4 HCS HB 1936 - Dugger
- 5 HCS HB 1350 - Richardson
- 6 HCS HB 1116 - Hicks
- 7 HCS HB 1662 - Richardson
- 8 HB 1358 - Flanigan
- 9 HB 1474 - Brattin
- 10 HCS HB 1967 - Koenig
- 11 HCS#2 HB 1153 - Pace
- 12 HCS HB 1231 - Cox
- 13 HCS HB 1304 - Gosen
- 14 HB 1314 - Frederick
- 15 HCS HB 1484 - Korman
- 16 HB 1541 - Hubbard
- 17 HCS HB 1583 - Berry
- 18 HCS HB 1612 - McGaugh
- 19 HB 1647 - Moon

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- 20 HB 1684 - Fitzwater
- 21 HCS HB 1728 - Love
- 22 HB 1792 - Fitzwater
- 23 HCS HB 1937 - McGaugh
- 24 HCS HB 1952 - Reiboldt
- 25 HB 2063 - Wieland
- 26 HB 2077 - Stream
- 27 HB 2079 - Funderburk
- 28 HCS HB 2085 - Austin
- 29 HCS HB 2116 - Torpey
- 30 HCS HB 2118 - Cox
- 31 HB 2126 - McGaugh
- 32 HCS HB 2238 - Jones (50)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1219 - Dugger

HOUSE BILLS FOR PERFECTION - FEDERAL MANDATE

HB 1713 - Lauer

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 90, (Fiscal Review 4/16/14) - Dugger

HOUSE BILLS FOR THIRD READING

- 1 HB 1770 - Burlison
- 2 HCS HB 1999 - Dugger
- 3 HCS HB 1075 - Miller
- 4 HCS HB 1690 - Rowden
- 5 HCS HB 1078, E.C. - Lichtenegger
- 6 HCS HB 1336, (Fiscal Review 4/16/14) - Gosen
- 7 HCS HB 1882 - Leara
- 8 HB 1615 - Fitzpatrick
- 9 HB 1998, (Fiscal Review 4/16/14) - Jones (50)
- 10 HCS HB 1250, (Fiscal Review 4/16/14) - Wood
- 11 HCS#2 HBs 1100 & 1421 - Fraker
- 12 HCS HB 2125, (Fiscal Review 4/16/14) - Franklin
- 13 HCS HB 1377 - Walker
- 14 HB 1883 - Flanigan
- 15 HCS HB 1124 - Kolkmeier
- 16 HCS HB 1689, (Fiscal Review 4/16/14) - Swan
- 17 HCS HB 1739 - McGaugh
- 18 HB 1865, (Fiscal Review 4/16/14) - Redmon
- 19 HCS HB 1801 - White

- 20 HCS HB 1308, (Fiscal Review 4/16/14) - Thomson
- 21 HB 1574 - Hoskins
- 22 HB 2193 - Rowland
- 23 HCS HB 2130 - Dugger
- 24 HB 1906, (Fiscal Review 4/16/14) - Schieber
- 25 HB 1174, (Fiscal Review 4/16/14) - Curtman
- 26 HCS HB 2271, (Fiscal Review 4/16/14) - Dugger

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1568 - Frederick

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 8 - Richardson
- 2 HCR 16 - Guernsey
- 3 HCS HCR 25 - Lichtenegger
- 4 HCR 30 - Franklin
- 5 HCS HCR 38 - Phillips

SENATE BILLS FOR THIRD READING

- 1 SB 652 - Funderburk
- 2 SCS SB 613 - Funderburk
- 3 SB 690 - Hough
- 4 SB 766 - Cox

HOUSE RESOLUTIONS

HR 1485 - Diehl