

JOURNAL OF THE HOUSE

Second Regular Session, 97th GENERAL ASSEMBLY

SEVENTY-FIRST DAY, FRIDAY, MAY 30, 2014

The House met pursuant to adjournment.

Speaker Jones in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTION

Representative Pierson offered House Resolution No. 3467.

SIGNING OF HOUSE JOINT RESOLUTIONS

All other business of the House was suspended while **HJR 48, SS HJR 68, HJR 72** and **SS SCS HCS HJR 90** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HJR 48, SS HJR 68, HJR 72** and **SS SCS HCS HJR 90** were delivered to the Secretary of State by the Chief Clerk of the House.

SIGNING OF HOUSE REVISION BILLS

All business of the House was suspended while **HCS HRB 1298** and **SCS HCS HRB 1299** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HB 1064, SS HCS HB 1075, HCS HB 1079, HB 1081, HCS HB 1085, HCS HB 1090, SCS HB 1092, SCS HB 1132, SCS HB 1136, HCS HB 1189, SCS HB 1190, SCS HCS HB 1201, HB 1206, SCS HCS HB 1217, HCS HB 1218, SCS HCS HB 1225, CCS SS SCS HCS HB 1231, HCS HB 1237, SCS HB 1238, HB 1245, HCS HB 1261, SS SCS HB 1270, SCS HCS HB 1296, HCS HB 1300, HB 1301, HCS HB 1302, HCS HB 1303, SCS HCS HB 1304, SCS HCS HBs 1307 & 1313, HB 1359, CCS SS HB 1361, SS SCS HCS HB 1371, HB 1372, HCS HB 1376, HCS HB 1389, SCS HCS HB 1410, SS SCS HB 1411, HCS HB 1412, HCS HB 1426, HB 1454, HB 1455,**

HCS HB 1459, CCS#2 SS SCS HB 1490, CCS SS SCS HB 1504, HB 1506, HCS HB 1523, CCS SCS HB 1553, SCS HB 1594, HB 1602, HB 1603, SCS HCS HB 1614, SCS HCS HB 1631, HB 1651, HB 1656, CCS SS SCS HCS HBs 1665 & 1335, CCS#2 SS HCS HB 1685, SCS HCS HB 1689, SCS HB 1692, HB 1693, CCS SS HB 1707, HCS HB 1710, HB 1724, SS SCS HCS HBs 1735 & 1618, SCS HCS HB 1779, SCS HB 1791, CCS SCS HCS HB 1831, HB 1835, SS SCS HB 1865, SCS HB 1866, SS SCS HCS HB 1867, HCS HB 1882, SCS HB 1968, HCS HB 1999, HCS HB 2001, CCS SCS HCS HB 2002, CCS SCS HCS HB 2003, CCS SCS HCS HB 2004, CCS SCS HCS HB 2005, CCS SCS HCS HB 2006, CCS SCS HCS HB 2007, CCS SCS HCS HB 2008, CCS SCS HB 2009, CCS SCS HCS HB 2010, CCS SS SCS HCS HB 2011, CCS SCS HCS HB 2012, CCS SCS HCS HB 2013, SCS HCS HB 2021, HB 2029, HCS HB 2040, HB 2077, SCS HCS HB 2141, HB 2163 and SCS HCS HB 2238 were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Representative McKenna offered an objection to **SS SCS HCS HB 1326**, which was appended to the bill.

CONSTITUTIONAL OBJECTION

May 30, 2014

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

Dear Mr. Crumbliss:

House Bill 1326 contains several amendments that directly conflict with Article IV, Section 40(a) of the Missouri Constitution. Specifically, amendments to sections 144.010(5), 262.900(6), 265.300(6), 267.565(13) and 277.020(1) RSMo add the term “captive cervids” within the definition of “livestock” for the purposes of those particular chapters. The term cervid includes all members of the deer family. The intent of these amendments is to transfer all authority of the Missouri Conservation Commission over deer held in captivity to the Missouri Department of Agriculture.

Article IV, Section 40(a) of the Missouri Constitution gives the Missouri Conservation Commission authority for “control, management, restoration, conservation and regulation of the bird, fish, **game**, forestry, **and all wildlife resources of the state.**” White-tailed deer are game and wildlife resources, regardless of whether they are held in captivity or free-ranging. The same is true for other wildlife species held in captivity and regulated by the Conservation Commission, such as quail, black bear, mountain lions, pheasants, raccoons, and squirrels. **Senate Bill 506** and **House Bill 1326** are unconstitutional to the extent it usurps the Conservation Commission’s constitutionally granted authority over game and wildlife resources by reclassifying a species of wildlife as livestock.

Please contact my office should you have any questions.

Sincerely,

/s/ TJ McKenna
State Representative
114th District

All other business of the House was suspended while **SS SCS HCS HB 1326** was read at length and was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 1064, SS HCS HB 1075, HCS HB 1079, HB 1081, HCS HB 1085, HCS HB 1090, SCS HB 1092, SCS HB 1132, SCS HB 1136, HCS HB 1189, SCS HB 1190, SCS HCS HB 1201, HB 1206, SCS HCS HB 1217, HCS HB 1218, SCS HCS HB 1225, CCS SS SCS HCS HB 1231, HCS HB 1237, SCS HB 1238, HB 1245, HCS HB 1261, SS SCS HB 1270, SCS HCS HB 1296, HCS HRB 1298, SCS HCS HRB 1299, HCS HB 1300, HB 1301, HCS HB 1302, HCS HB 1303, SCS HCS HB 1304, SCS HCS HBs 1307 & 1313, SS SCS HCS HB 1326, HB 1359, CCS SS HB 1361, SS SCS HCS HB 1371, HB 1372, HCS HB 1376, HCS HB 1389, SCS HCS HB 1410, SS SCS HB 1411, HCS HB 1412, HCS HB 1426, HB 1454, HB 1455, HCS HB 1459, CCS#2 SS SCS HB 1490, CCS SS SCS HB 1504, HB 1506, HCS HB 1523, CCS SCS HB 1553, SCS HB 1594, HB 1602, HB 1603, SCS HCS HB 1614, SCS HCS HB 1631, HB 1651, HB 1656, CCS SS SCS HCS HBs 1665 & 1335, CCS#2 SS HCS HB 1685, SCS HCS HB 1689, SCS HB 1692, HB 1693, CCS SS HB 1707, HCS HB 1710, HB 1724, SS SCS HCS HBs 1735 & 1618, SCS HCS HB 1779, SCS HB 1791, CCS SCS HCS HB 1831, HB 1835, SS SCS HB 1865, SCS HB 1866, SS SCS HCS HB 1867, HCS HB 1882, SCS HB 1968, HCS HB 1999, HCS HB 2001, CCS SCS HCS HB 2002, CCS SCS HCS HB 2003, CCS SCS HCS HB 2004, CCS SCS HCS HB 2005, CCS SCS HCS HB 2006, CCS SCS HCS HB 2007, CCS SCS HCS HB 2008, CCS SCS HCS HB 2009, CCS SCS HCS HB 2010, CCS SS SCS HCS HB 2011, CCS SCS HCS HB 2012, CCS SCS HCS HB 2013, SCS HCS HB 2021, HB 2029, HCS HB 2040, HB 2077, SCS HCS HB 2141, HB 2163 and SCS HCS HB 2238** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF SENATE JOINT RESOLUTIONS

All business of the House was suspended while **SCS SJR 27** and **SCS SJR 36** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE BILLS

All business of the House was suspended while **CCS HCS SCS SB 492, CCS HCS SCS SBs 493, 485, 495, 516, 534, 545, 595, 616 & 624, SB 500, HCS SB 504, HCS SB 508, SS SCS SB 510, SB 523, HCS SS SB 525, SB 527, SCS SB 529, HCS SCS SB 530, SS SCS SB 532, HCS SCS SB 567, HCS SS SB 575, CCS HCS SB 584, SS SCS SB 593, HCS SB 600, SB 601, HCS SB 606, SB 609, SB 610, CCS SCS SB 612, CCS HCS SB 615, CCS#2 HCS SB 621, SCS SB 635, SCS SB 639, SCS SB 642, HCS SCS SB 643, HCS SB 655, CCS HCS SB 656, CCS HCS SB 662, CCS HCS SCS SB 664, CCS#2 HCS SCS SB 672, SS SB 673, SCS SB 675, HCS SCS SB 680, SB 689, SB 690, HCS SS SB 691, CCS#2 HCS SB 693, HCS SS SB 694, SB 701, SS SCS SB 706, CCS#2 HCS SCS SB 716, SB 719, SCS SB 723, HCS SB 727, CCS SCS SB 729, SCS SB 731, SB 734, SCS SB 735, SS SB 741, SS SB 745, CCS HCS SS#2 SB 754, SS SCS SB 767, SB 773, SS SB 782,**

SCS SB 785, HCS SB 794, SB 796, HCS SCS SB 808, HCS SCS SB 809, SB 812, SB 818, SCS SB 829, SS SCS SB 841, SB 842, SB 844, CCS HCS SCS SB 852, CCS HCS SS SB 860, SS SB 866, HCS SS SB 869, HCS SS SB 884, SB 890, SCS SB 892, CCS HCS SCS SB 896 and SB 907 were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Representative McKenna offered an objection to **HCS SB 506**, which was appended to the bill.

CONSTITUTIONAL OBJECTION

May 30, 2014

Ms. Terry Spieler, Secretary of the Senate
Missouri Senate
State Capitol 325
Jefferson City, MO 65101

Dear Ms. Spieler:

Senate Bill 506 contains several amendments that directly conflict with Article IV, Section 40(a) of the Missouri Constitution. Specifically, amendments to sections 144.010(5), 262.900(6), 265.300(6), 267.565(13) and 277.020(1) RSMo add the term “captive cervids” within the definition of “livestock” for the purposes of those particular chapters. The term cervid includes all members of the deer family. The intent of these amendments is to transfer all authority of the Missouri Conservation Commission over deer held in captivity to the Missouri Department of Agriculture.

Article IV, Section 40(a) of the Missouri Constitution gives the Missouri Conservation Commission authority for “control, management, restoration, conservation and regulation of the bird, fish, **game**, forestry, **and all wildlife resources of the state.**” White-tailed deer are game and wildlife resources, regardless of whether they are held in captivity or free-ranging. The same is true for other wildlife species held in captivity and regulated by the Conservation Commission, such as quail, black bear, mountain lions, pheasants, raccoons, and squirrels. **Senate Bill 506** and **House Bill 1326** are unconstitutional to the extent it usurps the Conservation Commission’s constitutionally granted authority over game and wildlife resources by reclassifying a species of wildlife as livestock.

Please contact my office should you have any questions.

Sincerely,

/s/ TJ McKenna
State Representative
114th District

All other business of the House was suspended while **HCS SB 506** was read at length and was signed by the Speaker to the end that the same may become law.

COMMITTEE CHANGE

May 21, 2014

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

Dear Mr. Crumbliss:

Pursuant to House Rule 22, I hereby appoint Representative Genise Montecillo to the Committee on Utilities.

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

Sincerely,

/s/ Jacob Hummel
House Minority Leader
District 81

COMMUNICATION

May 30, 2014

Speaker Tim Jones
State Capitol
Jefferson City, MO

Dear Speaker Jones,

The House Rules Committee Chair Representative Jeanie Riddle has reviewed the following House Resolution requesting use of the House chamber and approved it:

HR 3208

Sincerely,

/s/ Jeanie Riddle

The following members' presence was noted: Berry, Dugger, Funderburk, Gatschenberger, Gosen, Grisamore, Kelley (127), Lair, Mayfield, Otto, Roorda and Scharnhorst.

ADJOURNMENT

The Speaker declared the House of Representatives of the Ninety-seventh General Assembly, convened in Second Regular Session on January 8, 2014, adjourned sine die as of midnight, May 30, 2014, pursuant to the Constitution.

TIMOTHY W. JONES
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House