

JOURNAL OF THE HOUSE

Second Regular Session, 98th GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JANUARY 19, 2016

The House met pursuant to adjournment.

Speaker Pro Tem Hoskins in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

The Lord bless thee and keep thee and give thee peace. (Numbers 6:24, 26)

O God of our Ancestors, who is above all, and in all, and through all, we pause in Your presence invoking Your blessings upon us and upon the work of this afternoon. We confess that we have fallen short of our best but in spite of our shortcoming we are grateful that we have a high honor and the priceless privilege of working together to keep Missouri safe, honest and strong.

Now as this week begins we recommit ourselves to You and pray that You will strengthen us and continue to lead us as we strive to walk worthily in Your ways.

We bring our hearts together waiting for Your blessings. May God bless us and keep us, the Lord make His face to shine upon us and be gracious unto us, the Lord lift up His countenance upon us and give us peace, peace in our own hearts, peace in our beloved cities, and peace on our beautiful farms.

In the Master's name we pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Michael Scott.

The Journal of the sixth day was approved as printed by the following vote:

AYES: 146

Adams	Alferman	Allen	Anders	Anderson
Andrews	Arthur	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Brown 94	Burlison	Burns
Butler	Carpenter	Chipman	Cierpiot	Colona
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Crawford	Cross	Curtman	Davis	Dogan
Dohrman	Dugger	Dunn	Eggleston	Ellington
Engler	Entlicher	Fitzwater 144	Fitzwater 49	Flanigan
Fraker	Franklin	Frederick	Gannon	Gardner
Gosen	Green	Haahr	Haefner	Hansen

Harris	Higdon	Hill	Hinson	Hoskins
Hough	Houghton	Hubbard	Hubrecht	Hummel
Hurst	Johnson	Justus	Kelley	Kendrick
Kidd	King	Kirkton	Koenig	Kolkmeyer
Korman	Kratky	LaFaver	Lair	Lant
Lauer	Lavender	Leara	Love	Lynch
Marshall	Mathews	McCaherty	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	McNeil	Meredith
Messenger	Miller	Mims	Montecillo	Moon
Morgan	Morris	Muntzel	Neely	Newman
Norr	Otto	Pace	Parkinson	Peters
Pfautsch	Phillips	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Rizzo	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Shaul	Shull
Shumake	Smith	Solon	Sommer	Spencer
Taylor 139	Vescovo	Walker	Walton Gray	Webber
White	Wiemann	Wilson	Wood	Zerr
Mr. Speaker				

NOES: 000

PRESENT: 002

Curtis Mitten

ABSENT: 015

Barnes	English	Fitzpatrick	Hicks	Jones
Lichtenegger	May	McDonald	Nichols	Pierson
Pietzman	Ross	Rowden	Swan	Taylor 145

VACANCIES: 000

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 79, relating to the use of science-based data to assess modern agricultural technologies.

HCR 80, relating to Barnes-Jewish Hospital.

SECOND READING OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the second time:

HJR 80, relating to the mandatory transfer of moneys from penalties, forfeitures, and fines involving a breach of the penal laws of this state to the state road fund.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2235, relating to driver's licenses compliant with the federal REAL ID Act of 2005, with an

emergency clause.

HB 2236, relating to an armed offender docket in the circuit court of Jackson County.

HB 2237, relating to University of Missouri extension councils.

HB 2238, relating to high school equivalency degree testing.

HB 2239, relating to driver's licenses issued to noncitizens.

HB 2240, relating to campaign finance reform, with penalty provisions and an effective date.

HB 2241, relating to instruction on the Bill of Rights in schools.

HB 2242, for the purpose of prohibiting political subdivisions from participating in class actions.

HB 2243, relating to municipalities.

HB 2244, relating to the farm-to-table act.

HB 2245, relating to racial profiling.

HB 2246, relating to sexual offenses against children, with an effective date.

HB 2247, relating to regulation of economic incentives.

HB 2248, relating to MO HealthNet services.

HB 2249, relating to employment practices relating to gender.

HB 2250, relating to lobbying.

HB 2251, relating to general obligation bonds.

HB 2252, relating to income taxes.

HB 2253, relating to quotas by law enforcement officers.

HB 2254, relating to the practice of hair braiding.

HB 2255, relating to ignition interlock devices.

HB 2256, relating to points assessed against a driving record.

HB 2257, relating to title insurance.

HB 2258, relating to political subdivision population.

HB 2259, relating to the county law enforcement restitution fund.

HB 2260, relating to department of conservation resident permits.

HB 2261, relating to driver's license fee offices.

HB 2262, relating to use of restraints on juveniles.

HB 2263, relating to MO HealthNet benefits.

HB 2264, relating to making a right turn at a red traffic control signal.

HB 2265, relating to energy efficiency improvements.

HB 2266, relating to the provision of grants for the purpose of funding the workers' compensation premiums of volunteer fire departments.

HB 2267, relating to ethics.

HB 2268, relating to long-term care insurance rates.

HB 2269, relating to health care transparency.

HB 2270, relating to tax credits for businesses that were taxed as a result of a change in tax law interpretation.

HB 2271, relating to sales tax for public libraries.

HB 2272, relating to cemetery funds.

HB 2273, relating to fair and impartial policing.

HB 2274, relating to absentee voting, with penalty provisions.

HB 2275, relating to physician supervision.

COMMITTEE REPORTS

Committee on Government Oversight and Accountability, Chairman Barnes reporting:

Mr. Speaker: Your Committee on Government Oversight and Accountability, to which was referred **HCR 59**, begs leave to report it has examined the same and recommends that it **Do**

Pass.

Mr. Speaker: Your Committee on Government Oversight and Accountability, to which was referred **HB 2166**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1 to House Committee Amendment No. 1, and House Committee Amendment No. 1, as amended.**

*House Committee Amendment No. 1
to
House Committee Amendment No. 1*

AMEND House Committee Amendment No.1 to House Bill No. 2166, Page 1, Lines 1 to 5, by deleting all of said lines and inserting in lieu thereof the following:

"AMEND House Bill No. 2166, Page 3, Section 105.470, Lines 77 to 78, by removing all of said lines from the bill and inserting in lieu thereof the following:

"official meeting therein;"; and

Further amend said page and section, Line 83, by deleting all of said line; and

Further amend said bill, Page 4, Section 105.470, Line 84, by deleting the phrase: "**honorarium or other item of recognition including, but not limited to, a**"; and

Further amend said page and section, Line 86, by deleting all of said line and inserting in lieu thereof the following:

"**accomplishment not to exceed fifty dollars in value;**"; and

Further amend said bill and section, Page 4, Lines 87 to 94, by removing all of said lines from the bill; and

Further amend said bill by renumbering paragraphs as required; and"; and

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

House Committee Amendment No. 1

AMEND House Bill No. 2166, Page 4, Section 105.470, Line 84, by deleting the phrase "**honorarium or other item of recognition, including but not limited to, a**"; and

Further amend said page and section, Line 86, by deleting all of said line and inserting in lieu thereof the following:

"**accomplishment not to exceed fifty dollars in value;**"; and

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

Mr. Speaker: Your Committee on Government Oversight and Accountability, to which was referred **HB 2203**, begs leave to report it has examined the same and recommends that it **Do Pass.**

Mr. Speaker: Your Committee on Government Oversight and Accountability, to which was referred **HB 2226**, begs leave to report it has examined the same and recommends that it **Do**

Pass with House Committee Amendment No. 1.

House Committee Amendment No. 1

AMEND House Bill No. 2226, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"105.452. 1. No elected or appointed official or employee of the state or any political subdivision thereof **or public official, as defined under section 105.470**, shall:

(1) Act or refrain from acting in any capacity in which he is lawfully empowered to act as such an official or employee by reason of any payment, offer to pay, promise to pay, or receipt of anything of actual pecuniary value paid or payable, or received or receivable, to himself or any third person, including any gift or campaign contribution, made or received in relationship to or as a condition of the performance of an official act, other than compensation to be paid by the state or political subdivision; or

(2) Use confidential information obtained in the course of or by reason of his employment or official capacity in any manner with intent to result in financial gain for himself, his spouse, his dependent child in his custody, or any business with which he is associated;

(3) Disclose confidential information obtained in the course of or by reason of his employment or official capacity in any manner with intent to result in financial gain for himself or any other person;

(4) Favorably act on any matter that is so specifically designed so as to provide a special monetary benefit to such official or his spouse or dependent children, including but not limited to increases in retirement benefits, whether received from the state of Missouri or any third party by reason of such act. For the purposes of this subdivision, "special monetary benefit" means being materially affected in a substantially different manner or degree than the manner or degree in which the public in general will be affected or, if the matter affects only a special class of persons, then affected in a substantially different manner or degree than the manner or degree in which such class will be affected. In all such matters such officials must recuse themselves from acting, except that such official may act on increases in compensation subject to the restrictions of Section 13 of Article VII of the Missouri Constitution; or

(5) Use his decision-making authority for the purpose of obtaining a financial gain which materially enriches himself, his spouse or dependent children by acting or refraining from acting for the purpose of coercing or extorting from another anything of actual pecuniary value.

2. No elected or appointed official or employee of any political subdivision **or public official, as defined under section 105.470**, shall offer, promote, or advocate for a political appointment in exchange for anything of value to any political subdivision."; and

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

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 81, introduced by Representative Fitzpatrick, relating to the state road fund.

HJR 82, introduced by Representative Parkinson, relating to vacancies in elected offices.

INTRODUCTION OF HOUSE BILLS

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

HB 2276, introduced by Representative Curtis, relating to lobbying.

HB 2277, introduced by Representative Curtis, relating to public counsel.

HB 2278, introduced by Representative Fitzpatrick, relating to the use of sales and use tax revenues for transportation.

HB 2279, introduced by Representative McCreery, relating to discrimination based on sexual orientation or gender identity.

HB 2280, introduced by Representative Newman, relating to voter preregistration and automatic registration.

HB 2281, introduced by Representative Newman, relating to elections, with penalty provisions.

HB 2282, introduced by Representative Rowden, relating to alcohol sales through mobile applications at certain venues.

HB 2283, introduced by Representative McCaherty, relating to compensation for certain employees of the department of corrections.

HB 2284, introduced by Representative Parkinson, relating to regional taxicab districts.

HB 2285, introduced by Representative Parkinson, relating to vacancies in elected offices, with an emergency clause.

HB 2286, introduced by Representative Parkinson, relating to motor vehicle financial responsibility, with penalty provisions.

HB 2287, introduced by Representative Parkinson, relating to tort actions for damages.

HB 2288, introduced by Representative Parkinson, relating to teacher contracts.

HB 2289, introduced by Representative Parkinson, relating to state procurement.

HB 2290, introduced by Representative Parkinson, relating to vacancies in public office.

HB 2291, introduced by Representative Parkinson, relating to the crime of armed criminal action, with penalty provisions.

HB 2292, introduced by Representative Parkinson, relating to the state sexual offender registry and alien offenders.

HB 2293, introduced by Representative Parkinson, relating to corporate income tax.

HB 2294, introduced by Representative Parkinson, relating to the annual sportsman sales tax holiday.

HB 2295, introduced by Representative Parkinson, relating to the criminal activity forfeiture act, with a penalty provision.

HB 2296, introduced by Representative Parkinson, relating to an income tax deduction for school supplies.

ESCORT COMMITTEES

The Speaker appointed the following committee to act with a like committee from the Senate pursuant to **HCR 55**: Representatives Rone, Anderson, Allen, Flanigan, and Houghton.

The Minority Floor Leader appointed the following committee to act with a like committee from the Senate pursuant to **HCR 55**: Representatives Pace, McNeil, Kirkton, Walton Gray, and Kratky.

The Speaker appointed the following committee to act with a like committee from the Senate pursuant to **HCR 56**: Representatives Cornejo, Plocher, McGaugh, Pike, and Andrews.

The Minority Floor Leader appointed the following committee to act with a like committee from the Senate pursuant to **HCR 56**: Representatives Gardner, Mitten, Colona, Rowland (29), and McGee.

COMMUNICATION

January 19, 2016

The Honorable Todd Richardson
Speaker of the House of Representatives
State Capitol, Room 308
Jefferson City, MO 65101

Dear Speaker Richardson,

Pursuant to Rule 25(2)(e), the following Caucus was approved on January 19, 2016:

Oral Health Caucus

Please publish this letter in the Journal of the House, along with the attached roster of appointed members.

Sincerely,

/s/ Mike Leara
State Representative
District 96

Oral Health Caucus

Rep. Donna Lichtenegger 146

Rep.	Tracy	McCreery	88
Rep.	Patricia	Pike	126
Rep.	Nathan	Beard	52
Rep.	Ron	Hicks	107
Rep.	Ken	Wilson	12
Rep.	Dave	Muntzel	48
Rep.	Nate	Walker	3
Rep.	Galen	Higdon	11
Rep.	Gary	Cross	35
Rep.	T.J.	Berry	38
Rep.	Jim	Neely	8
Rep.	Donna	Pfautsch	33
Rep.	Elaine	Gannon	115
Rep.	Jim	Hansen	40
Rep.	John	Wiemann	103
Rep.	Diane	Franklin	123
Rep.	Don	Phillips	138
Rep.	Dean	Plocher	89
Rep.	Kirk	Mathews	110
Rep.	Bonnaye	Mims	27
Rep.	Jeff	Messenger	130
Rep.	Bill	Reiboldt	160

The following members' presence was noted: Barnes, Fitzpatrick, Hicks, Taylor (145), Lichtenegger, Pierson, Pietzman, Ross, Rowden, and Swan.

ADJOURNMENT

On motion of Representative Cierpiot, the House adjourned until 10:00 a.m., Wednesday, January 20, 2016.

COMMITTEE HEARINGS

APPROPRIATIONS - AGRICULTURE, CONSERVATION, AND NATURAL RESOURCES

Wednesday, January 20, 2016, 1:00 PM, House Hearing Room 4.

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

Organizational Meeting - Meet and greet with ADDED IN - (Missouri Dairy Association), Department of Agriculture, Department of Conservation and Department of Natural Resources.

AMENDED

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 26, 2016, 8:15 AM, House Hearing Room 3.

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

Joint Meeting of Budget and Appropriations Committee - General Administration to hear budget presentations from the Office of Administration regarding Public Debt, Office of Administration, Employee Benefits and Leasing.

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, January 20, 2016, 12:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.
Continuation of supplemental budget requests, as needed.

CANCELLED

APPROPRIATIONS - HIGHER EDUCATION

Wednesday, January 20, 2016, 2:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Organizational meeting and public testimony.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 20, 2016, 2:00 PM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Organizational meeting and public testimony.

APPROPRIATIONS - REVENUE, TRANSPORTATION, AND ECONOMIC DEVELOPMENT

Tuesday, January 26, 2016, 8:00 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Organizational meeting and public testimony on Departments of Revenue, Transportation, and Economic Development.

CIVIL AND CRIMINAL PROCEEDINGS

Wednesday, January 20, 2016, 12:00 PM or Upon Conclusion of Morning Session, House Hearing Room 1.
Public hearing will be held: HB 1619, HB 1649, HB 1562, HB 1996, HB 1862, HB 1550, HB 1551, HB 1594
Executive session may be held on any matter referred to the committee.
AMENDED

CONSERVATION AND NATURAL RESOURCES

Monday, January 25, 2016, 2:00 PM, House Hearing Room 1.
Public hearing will be held: HB 1782, HB 2187
Executive session may be held on any matter referred to the committee.

CORRECTIONS

Wednesday, January 20, 2016, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1584
Executive session will be held: HB 1584
Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, January 20, 2016, 2:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1878, HB 1366, HB 1557, HB 1531
Executive session may be held on any matter referred to the committee.

EMPLOYMENT SECURITY

Wednesday, January 20, 2016, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1528, HB 1530, HB 1756, HB 1955

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

GOVERNMENT EFFICIENCY

Wednesday, January 20, 2016, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1427, HB 1432, HB 1945

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

GOVERNMENT OVERSIGHT AND ACCOUNTABILITY

Wednesday, January 20, 2016, Upon Conclusion of Afternoon Session or 5:00 PM Whichever Later, House Hearing Room 5.

Public hearing will be held: HB 2226

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

CANCELLED

HEALTH INSURANCE

Wednesday, January 20, 2016, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1892, HB 1592

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

JOINT COMMITTEE ON EDUCATION

Tuesday, February 9, 2016, Upon Adjournment, House Hearing Room 7.

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

Department of Elementary and Secondary Education ESSA Presentation and Department of Higher Education Coordinated Plan for Higher Education Presentation.

JOINT COMMITTEE ON EDUCATION

Wednesday, February 17, 2016, 7:00 PM, House Hearing Room 3.

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

University of Missouri President, Chancellor, and Board of Curators.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, January 28, 2016, 9:00 AM, House Hearing Room 4.

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

First Quarter Meeting.

Portions of the meeting may be closed pursuant to Section 610.021, RSMo.

PENSIONS

Tuesday, January 26, 2016, 9:00 AM, House Hearing Room 4.

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

Presentations by LAGERS, MOSERS, PSRS/PEERS, and MPERS and introducing Michael Ruff, Executive Director of Joint Committee on Public Employee Retirement.

SELECT COMMITTEE ON BUDGET

Tuesday, January 26, 2016, 8:15 AM, House Hearing Room 3.

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

Joint meeting of the Appropriations Committee - General Administration and the Budget Committee to hear budget presentations from the Office of Administration regarding Public Debt, Office of Administration, Employee Benefits, and Leasing.

SELECT COMMITTEE ON BUDGET

Wednesday, January 27, 2016, Upon Adjournment, House Hearing Room 3.

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

Joint meeting of the Appropriations Committee - Public Safety and the Budget Committee to hear budget presentations from the Department of Public Safety.

SELECT COMMITTEE ON BUDGET

Wednesday, January 27, 2016, 8:15 AM, House Hearing Room 3.

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

Joint meeting of the Appropriations Committee - Transportation, Revenue and Economic Development, and the Budget Committee to hear budget presentations from the Department of Transportation and the Department of Revenue.

SELECT COMMITTEE ON EDUCATION

Thursday, January 21, 2016, 8:00 AM, House Hearing Room 5.

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

Organizational Meeting.

SMALL BUSINESS

Wednesday, January 20, 2016, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1617

Executive session will be held: HB 1617

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

TRADE AND TOURISM

Wednesday, January 27, 2016, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1538, HB 1559, HB 1539, HB 1851

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

HOUSE CALENDAR

EIGHTH DAY, WEDNESDAY, JANUARY 20, 2016

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 81 and HJR 82

HOUSE BILLS FOR SECOND READING

HB 2276 through HB 2296

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 53 - Dugger

HOUSE BILLS FOR PERFECTION

HB 1631 - Alferman

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 58 - Reiboldt

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

SCS HCS HB 1 - Flanigan
CCS SCS HCS HB 2 - Flanigan
CCS SCS HCS HB 3 - Flanigan
CCS SCS HCS HB 4 - Flanigan
CCS SCS HCS HB 5 - Flanigan
CCS SCS HCS HB 6 - Flanigan
CCS SCS HCS HB 7 - Flanigan
CCS SCS HCS HB 8 - Flanigan
CCS SCS HCS HB 9 - Flanigan
CCS SCS HCS HB 10 - Flanigan
CCS SCS HCS HB 11 - Flanigan
CCS SS SCS HCS HB 12 - Flanigan
CCS SCS HCS HB 13 - Flanigan
SS SCS HCS HB 17 - Flanigan
SCS HCS HB 18 - Flanigan
SCS HCS HB 19 - Flanigan

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