

JOURNAL OF THE HOUSE

First Regular Session, 99th GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JANUARY 18, 2017

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Happy is the man that findeth wisdom, and the man that getteth understanding. (Proverbs 3:13)

Almighty Lord, from whom comes all wisdom and understanding, make us aware of Your presence as we seek to provide for the hope of our people. May we be guided in all our hearings to find the more excellent way and be given strength to walk in it that the safety and honor of our State may be preserved, freedom be fortified, and Your purposes be promoted in this people's House.

Grant, O God, that we may do only that which is right and good. Give to us a calmness of mind and a steadiness of spirit that we may fulfill Your will in this short life and find happiness in walking in Your ways and working for Your way forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

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

AYES: 157

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Brown 94	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Cierpiot	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Crawford
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Dunn	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater 144
Fitzwater 49	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hubrecht	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCaherty	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80

Messenger	Miller	Mitten	Moon	Morgan
Morris	Mosley	Muntzel	Nichols	Peters
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bernskoetter	Neely	Newman	Pietzman	Sommer
--------------	-------	--------	----------	--------

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Peters offered House Resolution No. 95.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 28, relating to taxation.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 620, relating to student loans.

HB 621, relating to the powers and duties of the Missouri Higher Education Loan Authority.

HB 622, relating to electrical contractor licenses.

HB 623, relating to suspending a driver's license for failure to appear.

HB 624, relating to the dollar value modifier used in certain school districts.

HB 625, relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 626, relating to guardianship proceedings.

HB 627, relating to a tax credit for senior citizen property owners.

HB 628, relating to ratemaking for public utilities.

HB 629, relating to port authorities.

HB 630, relating to firearms, with penalty provisions.

HB 631, relating to school bus driver medical endorsements.

HB 632, relating to classifications of real property.

PERFECTION OF HOUSE BILLS

HCS HBs 91, 42, 131, 265 & 314, relating to labor organizations, was taken up by Representative Rehder.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 91, 42, 131, 265 & 314, Page 2, Section 290.590, Line 38, by inserting immediately after all of said line the following:

"Section B. Section A of this act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on the Tuesday immediately following the first Monday in November, 2018, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

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

Representative Ellington raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Fitzwater (49) raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Cross raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Beck moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Beck:

AYES: 061

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Conway 104	Corlew
Curtis	Dunn	Ellebracht	Ellington	Engler
Fitzwater 144	Franks Jr	Gannon	Gray	Green
Harris	Henderson	Higdon	Hurst	Kendrick
Korman	Lavender	Marshall	May	McCaherty
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Peters	Pierson Jr	Quade	Razer	Roberts
Roden	Rowland 29	Runions	Ruth	Smith 85
Sommer	Stevens 46	Tate	Unsicker	Walker 74
Wessels				

NOES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Brown 94
Chipman	Christofanelli	Cierpiot	Cookson	Cornejo
Crawford	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater 49	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Hill	Houghton	Houx
Hubrecht	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Messenger
Miller	Moon	Morris	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 002

Lauer	Newman
-------	--------

VACANCIES: 001

Representative Rhoads assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Barnes (60) assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Rehder, the title of **HCS HBs 91, 42, 131, 265 & 314**, relating solely to labor organizations, was agreed to.

On motion of Representative Rehder, **HCS HBs 91, 42, 131, 265 & 314** was adopted.

On motion of Representative Rehder, **HCS HBs 91, 42, 131, 265 & 314** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Brown 94	Chipman
Christofanelli	Cierpiot	Cookson	Cornejo	Crawford
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater 49	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Hill	Houghton	Houx
Hubrecht	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kolkmeier	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 058

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Conway 104	Corlew
Dunn	Ellebracht	Ellington	Engler	Fitzwater 144
Franks Jr	Gannon	Gray	Green	Harris
Henderson	Higdon	Kendrick	Kidd	Korman
Lauer	Lavender	May	McCaherty	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Peters	Pierson Jr	Quade
Razer	Roberts	Roden	Rowland 29	Runions
Ruth	Smith 85	Sommer	Stevens 46	Tate
Unsicker	Walker 74	Wessels		

PRESENT: 001

Berry

ABSENT WITH LEAVE: 002

Mitten Newman

VACANCIES: 001

COMMITTEE REPORTS

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Committee on Judiciary, Chairman McGaugh reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 34**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, McGaugh, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 287**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, McGaugh, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 14, introduced by Representative Smith (85), requesting the United States Environmental Protection Agency and the United States Department of Health and Human Services conduct a study to track the health effects on populations exposed to Operation Large Area Coverage.

INTRODUCTION OF HOUSE BILLS

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

HB 633, introduced by Representative Austin, relating to school districts' local effort.

HB 634, introduced by Representative Roeber, relating to charter schools, with a delayed effective date.

HB 635, introduced by Representative Carpenter, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 636, introduced by Representative Merideth (80), relating to MO HealthNet services.

HB 637, introduced by Representative Helms, relating to bargaining with public employers.

HB 638, introduced by Representative McCann Beatty, relating to automatic voter registration.

HB 639, introduced by Representative McCann Beatty, relating to lifetime parole supervision for certain offenders.

HB 640, introduced by Representative Walker (3), relating to eminent domain.

HB 641, introduced by Representative Miller, relating to court costs and attorney's fees.

HB 642, introduced by Representative Kelly (141), relating to student associations at public institutions of higher learning, with a penalty provision.

HB 643, introduced by Representative Wood, relating to summer school students.

HB 644, introduced by Representative Smith (85), relating to absentee voting, with penalty provisions.

HB 645, introduced by Representative Phillips, relating to retired peace officers.

HB 646, introduced by Representative Fitzwater (144), relating to the youth sports brain injury prevention act.

HB 647, introduced by Representative Fitzpatrick, relating to county road district consolidation.

HB 648, introduced by Representative Spencer, relating to the energy efficiency investment act.

HB 649, introduced by Representative Plocher, relating to foreclosure proceeds.

HB 650, introduced by Representative Cookson, relating to school employee retirement systems.

HB 651, introduced by Representative Kolkmeier, relating to local excise or sales taxes.

COMMITTEE APPOINTMENTS

January 5, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Sue Meredith as the Minority Caucus Ranking Member to the House Committee on Children and Families.

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

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 5, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Gina Mitten as the Minority Caucus Ranking Member to the House Special Committee on Litigation Reform.

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

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 5, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint the following members to the House Committee on Ways and Means:

Brandon Ellington, Ranking Member
Alan Gray
Jay Mosley
Richard Brown

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

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 18, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Pat Conway as the Minority Caucus Ranking Member to the House Committee on Accounts and Administration.

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

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 18, 2017

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

Dear Mr. Crumbliss:

I hereby appoint Representative Bill White to the Joint Committee on Administrative Rules.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 5, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Peter Merideth from the House Committee on Children and Families.

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

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Cierpiot, the House adjourned until 10:00 a.m., Thursday, January 19, 2017.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Monday, January 23, 2017, 1:00 PM, House Hearing Room 7.

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

This will be a joint informational meeting with the Senate Committee on Agriculture, Food Production, and Outdoor Resources.

AGRICULTURE POLICY

Tuesday, January 24, 2017, 12:00 PM or Upon the Conclusion of Morning Session (whichever is earlier), House Hearing Room 1.

Public hearing will be held: HB 83, HB 170, HB 327

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

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, January 19, 2017, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 207, HB 219, HB 301

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

FISCAL REVIEW

Thursday, January 19, 2017, 8:00 AM, House Hearing Room 6.

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

Organizational Meeting

JUDICIARY

Thursday, January 19, 2017, 12:00 PM or Upon Adjournment, South Gallery.
Executive session will be held: HB 50, HB 35, HB 285
Executive session may be held on any matter referred to the committee.

PENSIONS

Monday, January 23, 2017, 5:00 PM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
There will be presentations by MPERS, PSRS/PEERS, MOSERS, LAGERS and possibly CERF.

RULES - LEGISLATIVE OVERSIGHT

Thursday, January 19, 2017, Upon Morning Adjournment, House Hearing Room 1.
Executive session will be held: HCR 4
Executive session may be held on any matter referred to the committee.
AMENDED

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, January 24, 2017, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 288, HB 289
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, January 24, 2017, 12:00 PM or Upon Adjournment, House Hearing Room 7.
Public hearing will be held: HB 169, HB 275, HB 136
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, January 19, 2017, 8:00 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Organizational Meeting

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, January 23, 2017, 1:00 PM, House Hearing Room 6.
Public hearing will be held: HB 153
Executive session will be held: HB 95, HB 153
Executive session may be held on any matter referred to the committee.
Continuation of public hearing on HB 153.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, January 23, 2017, 5:00 PM or Upon Adjournment, House Hearing Room 5.
Public hearing will be held: HB 183
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Monday, January 23, 2017, 5:00 PM or Upon Adjournment, House Hearing Room 6.

We will take public testimony regarding the appropriations for the Department of Higher Education. If you would like to be on the list to testify, please contact Rep. Rowland's office at (573) 751-2042. A sign-in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 24, 2017, 2:00 PM, House Hearing Room 1.

Department of Higher Education report on performance funding and Higher Education Review Task Force report. Department of Higher Education public testimony continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 24, 2017, 2:00 PM, House Hearing Room 3.

We will take public testimony regarding the appropriations for Public Debt, Office of Administration, Employee Benefits, Leasing, Governor, Lt Governor, Secretary of State, Treasurer, Auditor, Attorney General, Judiciary, Public Defender, and the General Assembly. If you would like to be on the list to testify, please contact Rep. Bahr's office at (573) 751-9768. A sign-in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE

Tuesday, January 24, 2017, 2:00 PM, House Hearing Room 7.

Organizational meeting and we will take public testimony regarding the appropriations for the Department of Public Safety, Department of Corrections, Department of Transportation, and Department of Revenue. If you would like to be on the list to testify, please contact Rep. Conway's office at (573) 751-2250. A sign-in sheet will also be available at the hearing.
CORRECTED

VETERANS

Tuesday, January 24, 2017, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 262

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

We will be having an organizational meeting during this time period.

HOUSE CALENDAR

NINTH DAY, THURSDAY, JANUARY 19, 2017

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 14

HOUSE BILLS FOR SECOND READING

HB 633 through HB 651

HOUSE BILLS FOR PERFECTION

HCS HB 130 - Mathews

HOUSE BILLS FOR THIRD READING

HCS HBs 91, 42, 131, 265 & 314 - Rehder

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Fitzpatrick

CCS SCS HCS HB 2002 - Fitzpatrick

CCS SCS HCS HB 2003 - Fitzpatrick

CCS SCS HCS HB 2004 - Fitzpatrick

CCS SCS HCS HB 2005 - Fitzpatrick

CCS SCS HCS HB 2006 - Fitzpatrick

CCS SCS HCS HB 2007 - Fitzpatrick

CCS SCS HCS HB 2008 - Fitzpatrick

CCS SCS HCS HB 2009 - Fitzpatrick

CCS SCS HCS HB 2010 - Fitzpatrick

CCS SCS HCS HB 2011 - Fitzpatrick

CCS SCS HCS HB 2012 - Fitzpatrick

HCS HB 2013 - Fitzpatrick

SCS HCS HB 2017 - Fitzpatrick

SS SCS HCS HB 2018 – Fitzpatrick

(This page intentionally left blank)