

JOURNAL OF THE HOUSE

First Regular Session, 99th GENERAL ASSEMBLY

FOURTEENTH DAY, THURSDAY, JANUARY 26, 2017

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

All things come from Thee, O Lord, and of Thine own have we given Thee. (I Chronicles 29:14)

O Lord, whose wisdom is so wise that we often doubt it, whose love is so loving we often deny it, and whose truth is so true we often fear it, grant unto us such a full measure of Your spirit that we may never doubt Your wisdom, never deny Your love, and never fear Your truth.

You have called us to live together in peace and good will. Let Your presence guide all the men and women of this House of Representatives that they may find support for peaceful procedures in their endeavor to establish justice, to maintain order, to develop understanding, and to build bridges between rural and urban people.

Teach us to unite what we ought to do with what we will do, that walking in the way of Your word and obeying Your commandments, we may have life more abundant, liberty more abounding, and love more abiding – all to the glory of Your holy name.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal of the thirteenth day was approved as printed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 18, relating to abortion.

HCR 19, relating to the financing of educational facilities.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 32, relating to property taxation.

HJR 33, relating to the retirement of judges.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

- HB 741**, relating to insurance markets for commercial insurance.
- HB 742**, relating to unlawful possession of firearms, with penalty provisions.
- HB 743**, relating to the Crime Victims' Compensation Fund.
- HB 744**, relating to baccalaureate degree offerings at community colleges.
- HB 745**, relating to the physical privacy of students.
- HB 746**, relating to residential mortgage loan brokers.
- HB 747**, relating to rate making for gas corporations.
- HB 748**, relating to performance measures at institutions of higher education.
- HB 749**, relating to the divided highway transportation fund.
- HB 750**, relating to the nuclear energy standard.
- HB 751**, relating to school boards, with a delayed effective date.
- HB 752**, relating to the Kansas City police department.
- HB 753**, relating to the state personnel law.
- HB 754**, relating to candidate qualifications for statewide offices.
- HB 755**, relating to teacher retirement.
- HB 756**, relating to the Missouri agricultural and small business development authority.
- HB 757**, relating to abortion, with penalty provisions.
- HB 758**, relating to higher education.
- HB 759**, relating to the respect women's abortion decisions act.
- HB 760**, relating to the local workforce development act of 2017, with penalty provisions.
- HB 761**, relating to emergency administration of epinephrine by auto-injector.
- HB 762**, relating to dental professionals practicing in hospitals.

HB 763, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 764, relating to transportation network companies.

HB 765, relating to the waiver of certain costs.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 130**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Conway (104), Fraker, Haefner, Morris, Smith (163), Swan, Unsicker, Vescovo, Wiemann and Wood

Noes (2): Morgan and Rowland (29)

Absent (1): Wessels

THIRD READING OF HOUSE BILLS

HCS HB 130, relating to transportation network companies, was taken up by Representative Mathews.

Speaker Richardson assumed the Chair.

On motion of Representative Mathews, **HCS HB 130** was read the third time and passed by the following vote:

AYES: 140

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Brown 94
Butler	Carpenter	Chipman	Christofanelli	Cierpiot
Conway 10	Conway 104	Corlew	Cornejo	Crawford
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Dunn	Eggleston	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	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger

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

NOES: 016

Adams	Anders	Beck	Burnett	Burns
Hurst	Marshall	McDaniel	Mitten	Moon
Morgan	Newman	Peters	Pogue	Rowland 29
Wessels				

PRESENT: 001

McCaherty

ABSENT WITH LEAVE: 005

Cookson	Ellebracht	May	Runions	Smith 85
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VACANCIES: 001

Speaker Richardson declared the bill passed.

RECESS

On motion of Representative Cierpiot, the House will stand in recess until such time that a message from the Senate is received on **SS#2 SB 19** or 5:00 p.m., whichever is earlier, and then stand adjourned until 10:00 a.m., Friday, January 27, 2017.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 144 - Judiciary
HB 243 - Utilities
HB 389 - Economic Development
HB 397 - Special Committee on Homeland Security
HB 573 - Judiciary
HB 662 - Agriculture Policy
HB 711 - Elementary and Secondary Education
HB 758 - Higher Education

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 251**, 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 (8): Fitzwater (49), Grier, Lant, Miller, Pietzman, Plocher, Rehder and Vescovo

Noes (3): Beck, Dunn and Rowland (29)

Absent (2): Berry and Green

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 54**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Alferman, Conway (10), Dunn, McGaugh, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (1): Marshall

Absent (2): Austin and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 355**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Alferman, Dunn, Marshall, McGaugh, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (2): Conway (10) and Higdon

Absent (1): Austin

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 66**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris, Pfautsch, Smith (163), Stephens (128), Stevens (46) and Walker (74)

Noes (0)

Absent (1): Wiemann

Committee on Local Government, Chairman Fraker reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 48**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Adams, Baringer, Brattin, Burnett, Fraker, Grier, Hannegan, Houghton, McCaherty, Muntzel, Vescovo, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 51**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Adams, Baringer, Brattin, Burnett, Fraker, Grier, Hannegan, Houghton, McCaherty, Muntzel, Vescovo, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 87**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (13): Adams, Baringer, Brattin, Burnett, Fraker, Grier, Hannegan, Houghton, McCaherty, Muntzel, Vescovo, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 200**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (13): Adams, Baringer, Brattin, Burnett, Fraker, Grier, Hannegan, Houghton, McCaherty, Muntzel, Vescovo, Wessels and Wilson

Noes (0)

Absent (0)

Special Committee on Small Business, Chairman McCaherty reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 71**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Cross, Green, Gregory, Henderson, Kelley (127), McCaherty, Pietzman, Stephens (128) and Wilson

Noes (1): Harris

Absent (2): Burnett and McGee

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 28**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (1): Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 49**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (1): Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 390**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (1): Miller

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 95**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Brown (94), Dogan, Fitzwater (49), Haahr, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Curtis, Eggleston and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 153**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Brown (94), Dogan, Fitzwater (49), Haahr, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Curtis, Eggleston and Rone

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 20, introduced by Representative Kidd, relating to professional registration and certification.

HCR 21, introduced by Representative Schroer, relating to the City of Saint Louis Board of Aldermen.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 34, introduced by Representative Marshall, relating to the general assembly.

INTRODUCTION OF HOUSE BILLS

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

HB 766, introduced by Representative Lichtenegger, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 767, introduced by Representative Pfautsch, relating to long-term care facility inspections.

HB 768, introduced by Representative Lant, relating to juvenile courts.

HB 769, introduced by Representative Walker (74), relating to the MO HealthNet buy-in for workers with disabilities program.

HB 770, introduced by Representative McGaugh, relating to revenue producing regulations.

HB 771, introduced by Representative Korman, relating to the alternative fuel decal fee, with penalty provisions.

HB 772, introduced by Representative Miller, relating to tax increment financing.

HB 773, introduced by Representative Dogan, relating to the education savings account program.

HB 774, introduced by Representative McCreery, relating to long-acting reversible contraceptives.

HB 775, introduced by Representative Ellington, relating to vehicular stops and searches by law enforcement.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 19** entitled:

An act to amend chapter 290, RSMo, by adding thereto one new section relating to labor organizations, with penalty provisions.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Cookson.

ADJOURNMENT

Pursuant to the motion of Representative Cierpiot, the House adjourned until 10:00 a.m., Friday, January 27, 2017.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, January 31, 2017, upon morning adjournment, House Hearing Room 1.

Public hearing will be held: HB 662, HB 83

Executive session will be held: HB 83, HB 170, HB 327

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

AMENDED

CHILDREN AND FAMILIES

Tuesday, January 31, 2017, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 260

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

There will also be a presentation by Rene Howitt of Changing Our Parenting Experience.

CONSENT AND HOUSE PROCEDURE

Tuesday, January 31, 2017, 8:00 AM, House Hearing Room 4.

Executive session will be held: HB 28, HB 49, HB 262, HB 390

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

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 31, 2017, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 224, HB 261, HB 273, HB 295, HB 423

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

ECONOMIC DEVELOPMENT

Tuesday, January 31, 2017, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 44, HB 78, HB 79, HB 104, HB 132, HB 133, HB 309, HB 475, HB 476

Executive session will be held: HB 126

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

ELEMENTARY AND SECONDARY EDUCATION

Monday, January 30, 2017, 5:00 PM or upon adjournment, House Hearing Room 7.

Public hearing will be held: HB 138, HB 253, HB 634, HB 248

Executive session will be held: HB 441, HB 469

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

Amended hearing notice to add HB 248

AMENDED

GENERAL LAWS

Tuesday, January 31, 2017, 4:00 PM, House Hearing Room 5.

Public hearing will be held: HB 150, HB 212, HB 213, HB 214, HB 215, HB 216, HB 217, HB 229

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

Access to the Capitol building after 5:00 p.m. will be available through the Senate East entrance.

GOVERNMENT EFFICIENCY

Tuesday, January 31, 2017, 12:00 PM or upon adjournment, House Hearing Room 6.

Public hearing will be held: HB 210, HB 258

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

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 1, 2017, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 569, HB 226, HB 381

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

INSURANCE POLICY

Tuesday, January 31, 2017, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 259, HB 575, HB 708

Executive session will be held: HB 336, HB 337

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

JUDICIARY

Tuesday, January 31, 2017, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 159, HB 171, HB 415, HB 431

Executive session will be held: HB 422, HB 427

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

Hearing will begin with executive session.

LEGISLATIVE TASK FORCE ON DYSLEXIA

Friday, February 10, 2017, 9:00 AM, House Hearing Room 7.

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

Testimony needs to relate to effective dyslexia intervention programs, to address dyslexia or characteristics of dyslexia. Witnesses will be limited to licensed or certified professionals working in the area of dyslexia. If time allows, additional testimony will be permitted.

CORRECTED

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, January 31, 2017, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 288, HB 289

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

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, January 30, 2017, 1:00 PM, House Hearing Room 6.

Public hearing will be held: HB 459, HB 460, HB 461, HB 462, HB 463

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

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, January 30, 2017, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 617

Executive session will be held: HB 183

Possible executive session: HB 617

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

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, January 31, 2017, 2:00 PM, House Hearing Room 6.

Informational overview by the Department of Social Services regarding Medicaid and Department of Social Services public testimony. If you would like to be on the list to testify, please contact Rep. Wood's office at (573) 751-2077. A sign-in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, February 1, 2017, 2:00 PM, House Hearing Room 7.

Informational overview by the Department of Social Services regarding Pharmacy and

Department of Social Services public testimony. If you would like to be on the list to testify, please contact Rep. Wood's office at (573) 751-2077. A sign-in sheet will also be available at the hearing.

UTILITIES

Wednesday, February 1, 2017, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 334, HB 386, HB 661
Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, January 30, 2017, 1:00 PM, House Hearing Room 1.
Public hearing will be held: HB 30, HB 223, HB 655
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTEENTH DAY, FRIDAY, JANUARY 27, 2017

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 20 and HCR 21

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 34

HOUSE BILLS FOR SECOND READING

HB 766 through HB 775

HOUSE BILLS FOR PERFECTION

HB 34 - Plocher
HB 35 - Plocher
HB 153 - Corlew
HB 95 - McGaugh

SENATE BILLS FOR SECOND READING

SS#2 SB 19

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

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