

JOURNAL OF THE HOUSE

First Regular Session, 93rd GENERAL ASSEMBLY

SEVENTY-FIRST DAY, MONDAY, MAY 9, 2005

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Reverend James Earl Jackson.

Let us give glory to You, O God, O King; and blessings to Your name forever and ever. Everyday we give You thanks, praising Your name forever and ever. Great are You Lord, and greatly to be praised; Your greatness is unsearchable.

Guide us according to Your mercy, grant us success today and throughout this week. Show steadfast love to us Your servants.

Heavenly Father, we have accomplished much and yet have so far to go. Spoken much, yet we have so much to say. Fallen at times, but we are confident that when we stumble or fall, You give a helping hand.

As we enter the final week of this Session, may we leave nothing undone. May we give honor where honor is due, respect when respect is due and encouragement where encouragement is due.

May the grace of our Lord, Jesus Christ be with us all as we seek to fulfill purpose.

For it's in His name we pray. Amen.

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: Savanna Day, Madalene Lane, Daphne Lane and Abagayle Lane.

The Journal of the sixty-ninth day was approved as corrected.

The Journal of the seventieth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2974 - Representative Cooper (158)

House Resolution No. 2975

through

House Resolution No. 2988 - Representative Jetton

House Resolution No. 2989 - Representative Quinn

House Resolution No. 2990 - Representative Johnson (61)

- House Resolution No. 2991
through
House Resolution No. 2997 - Representative Quinn
House Resolution No. 2998
through
House Resolution No. 3004 - Representative Day
House Resolution No. 3005
and
House Resolution No. 3006 - Representative Whorton
House Resolution No. 3007
and
House Resolution No. 3008 - Representative Kingery
House Resolution No. 3009
through
House Resolution No. 3011 - Representative Weter
House Resolution No. 3012 - Representative Rector
House Resolution No. 3013
and
House Resolution No. 3014 - Representative Wright-Jones
House Resolution No. 3015
and
House Resolution No. 3016 - Representative Munzlinger
House Resolution No. 3017
and
House Resolution No. 3018 - Representative Lager
House Resolution No. 3019 - Representative Pearce
House Resolution No. 3020 - Representative Sander
House Resolution No. 3021 - Representative Walton
House Resolution No. 3022 - Representative LeVota
House Resolution No. 3023
through
House Resolution No. 3027 - Representative Quinn
House Resolution No. 3028
through
House Resolution No. 3030 - Representative Aull
House Resolution No. 3031
through
House Resolution No. 3044 - Representative Jetton
House Resolution No. 3045 - Representative Burnett
House Resolution No. 3046
through
House Resolution No. 3048 - Representative Viebrock
House Resolution No. 3049
and
House Resolution No. 3050 - Representative Schad
House Resolution No. 3051 - Representative Moore
House Resolution No. 3052 - Representative Kelly

House Resolution No. 3053
through
House Resolution No. 3057 - Representatives Harris (110) and Casey
House Resolution No. 3058
and
House Resolution No. 3059 - Representatives Harris (110) and Kuessner
House Resolution No. 3060 - Representative Jetton
House Resolution No. 3061
through
House Resolution No. 3063 - Representative Harris (23)
House Resolution No. 3064 - Representative Bruns
House Resolution No. 3065
and
House Resolution No. 3066 - Representative Fraser
House Resolution No. 3067 - Representative Jetton
House Resolution No. 3068 - Representative Salva
House Resolution No. 3069 - Representative Lager
House Resolution No. 3070 - Representative Nolte
House Resolution No. 3071 - Representative Fares
House Resolution No. 3072 - Representative Smith (14)
House Resolution No. 3073 - Representative Black
House Resolution No. 3074 - Representative Jolly

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 58, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 58, as amended**: Senators Griesheimer, Taylor, Crowell, Wilson and Kennedy.

Speaker Jetton assumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS SCS HCS HB 58: Representatives Johnson (47), Schneider, Smith (118), Wagner and Skaggs

Speaker Pro Tem Bearden resumed the Chair.

THIRD READING OF SENATE BILLS

HCS SS SB 343, relating to job development programs, was taken up by Representative Richard.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 343, Section 620.1881, Page 41, Line 96, by deleting the semi-colon “;” on said line; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 343, Page 38, Section 620.1878, Line 111, by deleting the word “**has**” on said line and inserting in lieu thereof the word “**creates**”; and

Further amend said bill, Page 38, Section 620.1878, Lines 111-112, by deleting the words “**total employees on the date of the proposal**” and inserting in lieu thereof the words “**new jobs**”; and

Further amend said bill, Page 38, Section 620.1878, Line 112, by deleting the words “**qualified company**” and inserting in lieu thereof the words “**project facility**”; and

Further amend said bill, Page 39, Section 620.1881, Line 12, by adding after all of said line the following:

“A qualified company may elect to file a notice of intent to start a new project period concurrent with an existing project period of the minimum thresholds are achieved and the qualified company provides the department with the required reporting and is in proper compliance for this program and other state programs; however, the qualified company may not receive any further benefit under the original proposal for jobs created after the date of the new notice of intent, and any jobs created before the new notice of intent may not be included as “new jobs” for the purpose of benefit calculation in relation to the new proposal.”

On motion of Representative Richard, **House Amendment No. 2** was adopted.

Representative LeVota offered **House Amendment No. 3**.

Representative Flook raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill and opens up a new chapter that is not in the bill.

The Chair ruled the point of order well taken.

Representative Whorton offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 343, Section 100.850, Page 29, Line 23, by inserting immediately after the word “**project**” on said line the following:

“, and one million dollars shall be reserved for eligible new generation cooperatives as defined in section 348.432, RSMo”; and

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

Representative Page offered **House Amendment No. 1 to House Amendment No. 4.**

Representative Yates raised a point of order that **House Amendment No. 1 to House Amendment No. 4** is not a true amendment to the amendment and goes beyond the scope of the amendment.

The Chair ruled the point of order well taken.

Representative Whorton moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 069

| | | | | |
|-----------------|------------|------------|------------|-----------|
| Aull | Baker 25 | Behnen | Bland | Bringer |
| Brooks | Brown 50 | Burnett | Casey | Chinn |
| Chappelle-Nadal | Corcoran | Curls | Darrough | Daus |
| Donnelly | Dougherty | El-Amin | Fraser | George |
| Harris 23 | Harris 110 | Henke | Hobbs | Hoskins |
| Hubbard | Hughes | Johnson 61 | Johnson 90 | Jolly |
| Jones | Kuessner | Lager | Lampe | LeVota |
| Liese | Low 39 | Lowe 44 | Meadows | Meiners |
| Munzlinger | Nieves | Oxford | Page | Quinn |
| Robinson | Rucker | Salva | Sander | Schoemehl |
| Selby | Shoemyer | Skaggs | Spreng | Storch |
| Sutherland | Threlkeld | Villa | Vogt | Wagner |
| Walsh | Walton | Whorton | Wildberger | Witte |
| Wright-Jones | Yaeger | Young | Zweifel | |

NOES: 089

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|------------|------------|------------|----------------|---------------|
| Avery | Baker 123 | Bean | Bearden | Bivins |
| Black | Bowman | Brown 30 | Bruns | Byrd |
| Cooper 120 | Cooper 155 | Cooper 158 | Cunningham 145 | Cunningham 86 |
| Davis | Day | Deeken | Dempsey | Denison |
| Dethrow | Dixon | Dusenberg | Emery | Ervin |
| Faith | Fares | Fisher | Flook | Franz |
| Goodman | Guest | Hunter | Icet | Jackson |
| Johnson 47 | Kelly | Kingery | Kratky | Kraus |
| Lembke | Lipke | Loehner | Marsh | May |
| McGhee | Moore | Muschany | Myers | Nance |
| Nolte | Parker | Parson | Pearce | Phillips |
| Pollock | Portwood | Pratt | Rector | Richard |
| Roark | Robb | Roorda | Ruestman | Rupp |
| Sater | Schaaf | Schad | Schlottach | Schneider |

| | | | | |
|------------|------------|------------|------------|-----------|
| Self | Silvey | Smith 118 | Stefanick | Stevenson |
| St. Onge | Tilley | Viebrock | Wallace | Wasson |
| Wells | Weter | Wilson 119 | Wilson 130 | Wood |
| Wright 137 | Wright 159 | Yates | Mr Speaker | |

PRESENT: 000

ABSENT WITH LEAVE: 004

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|---------|---------|----------|---------|
| Boykins | Haywood | Smith 14 | Swinger |
|---------|---------|----------|---------|

VACANCIES: 001

Representative Wildberger offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 343, Section 1, Page 45, Line 5, by inserting after all of said line the following:

“Section 2. The state of Missouri hereby proclaims that no employer who employs illegal aliens shall be eligible for any state-administered or subsidized tax credit, tax abatement or loan from this state, and that no one shall employ or subcontract with any illegal alien on any publicly-financed project.”; and

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

Representative Flook offered **House Substitute Amendment No. 1 for House Amendment No. 5.**

*House Substitute Amendment No. 1
for
House Amendment No. 5*

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 343, Section 1, Page 45, Line 5, by inserting after all of said line the following:

“Section 2. No company that employs persons or subcontracts with entities employing persons who are not authorized to work in the United States under federal law shall be eligible for any state administered tax credit, tax abatement, subsidy, or loan program.”; and

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

Representative Burnett raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 5** is not a true substitute amendment.

The Chair ruled the point of order not well taken.

Representative Yates offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 5.**

House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 5

AMEND House Substitute Amendment No. 1 for House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 343, Page 1, Line 6, by inserting after the word “**program.**” on said line the following:

“**This provision shall not apply where such unauthorized persons or subcontractors employing such persons, are employed for business operations occurring outside of the United States which provide products or services to persons or entities which are also located outside of the United States.**”; and

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

Representative Wildberger raised a point of order that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 5** goes beyond the scope of the substitute amendment.

The Chair ruled the point of order not well taken.

On motion of Representative Yates, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 5** was adopted.

On motion of Representative Flook, **House Substitute Amendment No. 1 for House Amendment No. 5, as amended**, was adopted.

Representative Shoemyer offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 343, Section 620.1878, Page 38, Line 120, by inserting immediately after the word “**codes**” the following:

“**, however, if the qualified company is located in a county of the third classification it must create a minimum of five new jobs**”; and

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

Representative Selby offered **House Amendment No. 1 to House Amendment No. 6.**

Representative Yates raised a point of order that **House Amendment No. 1 to House Amendment No. 6** goes beyond the scope of the amendment.

The Chair ruled the point of order well taken.

Representative Shoemyer moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

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|---------------|------------|------------|------------|----------------|
| Avery | Baker 123 | Bean | Bearden | Behnen |
| Bivins | Black | Brown 30 | Bruns | Byrd |
| Chinn | Cooper 120 | Cooper 155 | Cooper 158 | Cunningham 145 |
| Cunningham 86 | Davis | Day | Deeken | Dempsey |
| Denison | Dethrow | Dixon | Dusenberg | Emery |
| Ervin | Faith | Fares | Fisher | Flook |
| Franz | Goodman | Guest | Hobbs | Hunter |
| Iceet | Jackson | Johnson 47 | Jones | Kelly |
| Kingery | Kraus | Lager | Lembke | Lipke |
| Loehner | Marsh | May | McGhee | Moore |
| Munzlinger | Muschany | Myers | Nance | Nieves |
| Nolte | Parker | Parson | Pearce | Phillips |
| Pollock | Portwood | Pratt | Quinn | Rector |
| Richard | Roark | Robb | Ruestman | Rupp |
| Sander | Sater | Schaaf | Schad | Schlottach |
| Schneider | Self | Silvey | Smith 118 | Stefanick |
| Stevenson | St. Onge | Sutherland | Threlkeld | Tilley |
| Viebrock | Wallace | Wasson | Wells | Weter |
| Wilson 119 | Wilson 130 | Wood | Wright 137 | Wright 159 |
| Yates | Mr Speaker | | | |

NOES: 062

| | | | | |
|------------|------------|------------|--------------|-----------------|
| Aull | Baker 25 | Bland | Bowman | Bringer |
| Brooks | Brown 50 | Burnett | Casey | Chappelle-Nadal |
| Corcoran | Curls | Darrough | Daus | Donnelly |
| Dougherty | El-Amin | Fraser | George | Harris 23 |
| Harris 110 | Haywood | Henke | Hoskins | Hubbard |
| Hughes | Johnson 61 | Johnson 90 | Jolly | Kratky |
| Kuessner | Lampe | LeVota | Liese | Low 39 |
| Lowe 44 | Meadows | Meiners | Oxford | Page |
| Robinson | Roorda | Rucker | Salva | Schoemehl |
| Selby | Shoemyer | Skaggs | Spreng | Storch |
| Villa | Vogt | Wagner | Walsh | Walton |
| Whorton | Wildberger | Witte | Wright-Jones | Yaeger |
| Young | Zweifel | | | |

PRESENT: 000

ABSENT WITH LEAVE: 003

| | | |
|---------|----------|---------|
| Boykins | Smith 14 | Swinger |
|---------|----------|---------|

VACANCIES: 001

On motion of Representative Richard, **HCS SS SCS SB 343, as amended**, was adopted.

On motion of Representative Richard, **HCS SS SCS SB 343, as amended**, was read the third time and passed by the following vote:

AYES: 157

| | | | | |
|---------------|--------------|------------|------------|-----------------|
| Aull | Avery | Baker 25 | Baker 123 | Bean |
| Bearden | Behnen | Bivins | Black | Bland |
| Bowman | Brooks | Brown 30 | Brown 50 | Bruns |
| Burnett | Byrd | Casey | Chinn | Chappelle-Nadal |
| Cooper 120 | Cooper 155 | Cooper 158 | Corcoran | Cunningham 145 |
| Cunningham 86 | Curls | Darrough | Daus | Davis |
| Day | Deeken | Dempsey | Denison | Dethrow |
| Dixon | Donnelly | Dougherty | Dusenberg | El-Amin |
| Emery | Ervin | Faith | Fares | Fisher |
| Flook | Franz | Fraser | George | Goodman |
| Guest | Harris 23 | Harris 110 | Haywood | Henke |
| Hobbs | Hoskins | Hubbard | Hughes | Hunter |
| Icet | Jackson | Johnson 47 | Johnson 61 | Johnson 70 |
| Jolly | Jones | Kelly | Kingery | Kratky |
| Kraus | Kuessner | Lager | Lampe | Lembke |
| LeVota | Liese | Lipke | Loehner | Low 39 |
| Lowe 44 | Marsh | May | McGhee | Meadows |
| Meiners | Moore | Munzlinger | Muschany | Myers |
| Nance | Nieves | Nolte | Oxford | Page |
| Parker | Parson | Pearce | Phillips | Pollock |
| Portwood | Pratt | Quinn | Rector | Richard |
| Roark | Robb | Robinson | Roorda | Rucker |
| Ruestman | Rupp | Salva | Sander | Sater |
| Schaaf | Schad | Schlottach | Schoemehl | Selby |
| Self | Shoemyer | Silvey | Skaggs | Smith 118 |
| Spreng | Stefanick | Stevenson | St. Onge | Storch |
| Sutherland | Threlkeld | Tilley | Viebrock | Villa |
| Vogt | Wagner | Wallace | Walsh | Walton |
| Wasson | Wells | Weter | Whorton | Wildberger |
| Wilson 119 | Wilson 130 | Witte | Wood | Wright 137 |
| Wright 159 | Wright-Jones | Yaeger | Yates | Young |
| Zweifel | Mr Speaker | | | |

NOES: 001

Bringer

PRESENT: 000

ABSENT WITH LEAVE: 004

Boykins Schneider Smith 14 Swinger

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SS SCS SB 168, relating to covenants and residential construction, was taken up by Representative Pratt.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 168, Section 431.306, Page 7, Line 71, by deleting “(2)” and inserting in lieu thereof “(4)”; and

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

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

Representative Burnett requested a division of the question on **HCS SS SCS SB 168, as amended.**

On motion of Representative Pratt, **Part I of HCS SS SCS SB 168** was adopted.

On motion of Representative Pratt, **Part II of HCS SS SCS SB 168, as amended,** was adopted.

On motion of Representative Pratt, **HCS SS SCS SB 168, as amended,** was read the third time and passed by the following vote:

AYES: 126

| | | | | |
|------------|------------|----------------|---------------|------------|
| Aull | Avery | Baker 25 | Baker 123 | Bearden |
| Behnen | Bivins | Black | Brown 30 | Bruns |
| Byrd | Casey | Chinn | Cooper 120 | Cooper 155 |
| Cooper 158 | Corcoran | Cunningham 145 | Cunningham 86 | Daus |
| Davis | Day | Deeken | Dempsey | Denison |
| Dethrow | Dixon | Dougherty | Dusenberg | Emery |
| Ervin | Faith | Fares | Fisher | Flook |
| Franz | George | Goodman | Guest | Harris 23 |
| Henke | Hobbs | Hubbard | Hunter | Icet |
| Jackson | Johnson 47 | Jolly | Jones | Kelly |
| Kingery | Kratky | Kraus | Kuessner | Lager |
| Lampe | Lembke | LeVota | Liese | Lipke |
| Lochner | Marsh | May | McGhee | Meadows |
| Meiners | Moore | Munzlinger | Muschany | Myers |
| Nance | Nieves | Nolte | Page | Parker |
| Parson | Phillips | Pollock | Portwood | Pratt |
| Quinn | Rector | Richard | Roark | Robb |
| Robinson | Roorda | Ruestman | Rupp | Salva |
| Sander | Sater | Schaaf | Schad | Schlottach |
| Schneider | Schoemehl | Self | Shoemyer | Silvey |
| Skaggs | Smith 14 | Smith 118 | Spreng | Stefanick |
| Stevenson | St. Onge | Sutherland | Threlkeld | Tilley |
| Viebrock | Wagner | Wallace | Wasson | Wells |
| Weter | Wildberger | Wilson 119 | Wilson 130 | Wood |
| Wright 137 | Wright 159 | Yaeger | Yates | Young |
| Mr Speaker | | | | |

NOES: 032

| | | | | |
|--------------|-----------------|------------|----------|----------|
| Bland | Bowman | Bringer | Brooks | Brown 50 |
| Burnett | Chappelle-Nadal | Curls | Darrough | Donnelly |
| El-Amin | Fraser | Harris 110 | Haywood | Hoskins |
| Hughes | Johnson 61 | Johnson 90 | Low 39 | Lowe 44 |
| Oxford | Rucker | Selby | Storch | Villa |
| Vogt | Walsh | Walton | Whorton | Witte |
| Wright-Jones | Zweifel | | | |

PRESENT: 000

ABSENT WITH LEAVE: 004

| | | | |
|------|---------|--------|---------|
| Bean | Boykins | Pearce | Swinger |
|------|---------|--------|---------|

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SCS SB 355, relating to agriculture, was taken up by Representative Loehner.

Representative Shoemyer requested a division of the question on **HCS SCS SB 355**.

Representative Hobbs offered **House Amendment No. 1 to Part I**.

House Amendment No. 1

AMEND Part I of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 355, Section 142.031, Page 2, Line 13, by inserting after the word “fund” the following:

“**provided that fifty-one percent of the feedstock originates in the state of Missouri. A**”; and

Further amend said line, by deleting the words “, except that a”; and

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

Representative Shoemyer offered **House Amendment No. 1 to House Amendment No. 1 to Part I**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to Part I of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 355, Page 1, Section 142.029, Line 4, by inserting after the word “Missouri” the following:

“and that 100% of the feedstock originates in the United States”.

On motion of Representative Shoemyer, **House Amendment No. 1 to House Amendment No. 1 to Part I** was adopted by the following vote:

AYES: 147

| | | | | |
|------------|--------------|----------------|---------------|------------|
| Aull | Avery | Baker 25 | Baker 123 | Behnen |
| Bivins | Black | Bland | Bowman | Bringer |
| Brooks | Brown 30 | Brown 50 | Bruns | Burnett |
| Byrd | Casey | Chinn | Cooper 120 | Cooper 155 |
| Cooper 158 | Corcoran | Cunningham 145 | Cunningham 86 | Curls |
| Darrough | Daus | Day | Dempsey | Dixon |
| Donnelly | Dougherty | Dusenberg | El-Amin | Emery |
| Ervin | Faith | Fares | Fisher | Flook |
| Franz | Fraser | George | Goodman | Guest |
| Harris 23 | Harris 110 | Haywood | Henke | Hobbs |
| Hoskins | Hubbard | Hughes | Icet | Jackson |
| Johnson 47 | Johnson 61 | Johnson 90 | Jolly | Jones |
| Kingery | Kratky | Kraus | Kuessner | Lager |
| Lampe | Lembke | LeVota | Liese | Lipke |
| Loehner | Low 39 | Lowe 44 | Marsh | McGhee |
| Meadows | Meiners | Moore | Munzlinger | Muschany |
| Nance | Nieves | Nolte | Oxford | Page |
| Parker | Parson | Pearce | Phillips | Pollock |
| Pratt | Quinn | Rector | Richard | Roark |
| Robb | Robinson | Roorda | Rucker | Ruestman |
| Rupp | Salva | Sander | Sater | Schaaf |
| Schad | Schlottach | Schneider | Schoemehl | Selby |
| Self | Shoemyer | Silvey | Skaggs | Smith 14 |
| Smith 118 | Spreng | Stefanick | St. Onge | Storch |
| Sutherland | Threlkeld | Tilley | Viebrock | Villa |
| Vogt | Wagner | Wallace | Walsh | Walton |
| Wasson | Wells | Weter | Whorton | Wildberger |
| Wilson 119 | Wilson 130 | Witte | Wood | Wright 137 |
| Wright 159 | Wright-Jones | Yaeger | Yates | Young |
| Zweifel | Mr Speaker | | | |

NOES: 010

| | | | | |
|---------|-----------------|-------|---------|-----------|
| Bearden | Chappelle-Nadal | Davis | Denison | Dethrow |
| Hunter | Kelly | May | Myers | Stevenson |

PRESENT: 000

ABSENT WITH LEAVE: 005

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|------|---------|--------|----------|---------|
| Bean | Boykins | Deeken | Portwood | Swinger |
|------|---------|--------|----------|---------|

VACANCIES: 001

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

Representative Bringer offered **House Amendment No. 2 to Part I**.

House Amendment No. 2

AMEND Part I of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 355, Page 17, Section 196.291, Lines 1-4, by deleting all of said lines.

Representative Bringer moved that **House Amendment No. 2 to Part I** be adopted.

Which motion was defeated.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

| | | | | |
|---------------|------------|------------|------------|----------------|
| Avery | Baker 123 | Bean | Bearden | Behnen |
| Bivins | Black | Brown 30 | Bruns | Byrd |
| Chinn | Cooper 120 | Cooper 155 | Cooper 158 | Cunningham 145 |
| Cunningham 86 | Davis | Day | Dempsey | Denison |
| Dethrow | Dixon | Dusenberg | Emery | Ervin |
| Faith | Fares | Fisher | Flook | Franz |
| Goodman | Guest | Hobbs | Hunter | Icet |
| Jackson | Johnson 47 | Jones | Kelly | Kingery |
| Kraus | Lager | Lembke | Lipke | Loehner |
| Marsh | May | McGhee | Moore | Munzlinger |
| Muschany | Myers | Nance | Nieves | Nolte |
| Parker | Parson | Pearce | Phillips | Pollock |
| Portwood | Pratt | Quinn | Rector | Richard |
| Roark | Robb | Ruestman | Rupp | Sander |
| Sater | Schaaf | Schad | Schlottach | Schneider |
| Self | Silvey | Smith 14 | Smith 118 | Stefanick |
| Stevenson | St. Onge | Sutherland | Threlkeld | Tilley |
| Viebrock | Wallace | Wasson | Wells | Weter |
| Wilson 119 | Wilson 130 | Wood | Wright 137 | Wright 159 |
| Yates | Mr Speaker | | | |

NOES: 062

| | | | | |
|------------|------------|------------|--------------|-----------------|
| Aull | Baker 25 | Bland | Bowman | Bringer |
| Brooks | Brown 50 | Burnett | Casey | Chappelle-Nadal |
| Corcoran | Curls | Darrough | Daus | Donnelly |
| Dougherty | El-Amin | Fraser | George | Harris 23 |
| Harris 110 | Haywood | Henke | Hoskins | Hubbard |
| Hughes | Johnson 61 | Johnson 90 | Jolly | Kratky |
| Kuessner | Lampe | LeVota | Liese | Low 39 |
| Lowe 44 | Meadows | Meiners | Oxford | Page |
| Robinson | Roorda | Rucker | Salva | Schoemehl |
| Selby | Shoemyer | Skaggs | Spreng | Storch |
| Villa | Vogt | Wagner | Walsh | Walton |
| Whorton | Wildberger | Witte | Wright-Jones | Yaeger |
| Young | Zweifel | | | |

PRESENT: 000

ABSENT WITH LEAVE: 003

Boykins Deeken Swinger

VACANCIES: 001

On motion of Representative Loehner, **Part I of HCS SCS SB 355, as amended**, was adopted.

Representative Bringer offered **House Amendment No. 1 to Part II**.

House Amendment No. 1

AMEND Part II of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 355, Page 26, Section 281.040, Line 6, by deleting said line and inserting in lieu thereof the following:

“**either** attending a course **or completing an on-line course** of instruction provided by the director on the use, handling, storage and”; and

Further amend said section, Page 26, Line 11, by inserting after the word, “**instruction.**” the following:

“**However, no fee shall be assessed or collected from an individual completing an on-line course of instruction.**”; and

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

On motion of Representative Bringer, **House Amendment No. 1 to Part II** was adopted.

Representative Shoemyer offered **House Amendment No. 2 to Part II**.

House Amendment No. 2

AMEND Part II of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 355, Page 26, Section 281.040, Line 26, by inserting after all of said line the following:

"281.260. 1. Every pesticide which is distributed, sold, offered for sale or held for sale within this state, or which is delivered for transportation or transported in intrastate commerce or between points within this state through any point outside of this state, shall be registered in the office of the director, and the registration shall be renewed annually.

2. The registrant shall file with the director a statement including:

- (1) The name and address of the registrant and the name and address of the person whose name will appear on the label, if other than the registrant;
- (2) The name of the pesticide;
- (3) Classification of the pesticide; and
- (4) A complete copy of the labeling accompanying the pesticide and a statement of all claims to be made for it, including directions for use.

3. The registrant shall pay an annual fee of [fifteen] **thirty** dollars for each product registered in any calendar year or part thereof. **One-half of the proceeds of the fee shall be deposited in the state treasury to the credit of the general revenue fund and one-half of the proceeds of the fee shall be transferred to the university of Missouri extension services solely for the purpose of funding materials necessary for private pesticide application training.** All such registrations shall expire on December thirty-first of any one year, unless sooner canceled. A registration for a special local need pursuant to subsection 6 of this section, which is disapproved by the federal government, shall expire on the effective date of the disapproval.

4. Any registration approved by the director and in effect on the thirty-first day of December for which a renewal application has been made and the proper fee paid shall continue in full force and effect until such time as the director notifies the applicant that the registration has been renewed, or otherwise denied, in accord with the provisions of subsection 8 of this section. Forms for reregistration shall be mailed to registrants at least ninety days prior to the expiration date.

5. If the renewal of a pesticide registration is not filed prior to January first of any one year, an additional fee of five dollars shall be assessed and added to the original fee and shall be paid by the applicant before the registration renewal for that pesticide shall be issued; provided, that, such additional fee shall not apply if the applicant furnishes an affidavit certifying that he did not distribute such unregistered pesticide during the period of nonregistration. The payment of such additional fee is not a bar to any prosecution for doing business without proper registry.

6. Provided the state complies with requirements of the federal government to register pesticides to meet special local needs, the director shall require that registrants comply with sections 281.210 to 281.310 and pertinent federal laws and regulations. Where two or more pesticides meet the requirements of this subsection, one shall not be registered in preference to the other.

7. The director may require the submission of the complete formula of any pesticide to approve or deny product registration. If it appears to the director that the composition and efficacy of the pesticide is such as to warrant the proposed claims for it and if the pesticide and its labeling and other material required to be submitted comply with the requirements of sections 281.210 to 281.310, he shall register the pesticide.

8. Provided the state is authorized to issue experimental use permits, the director may:

(1) Issue an experimental use permit to any person applying for an experimental use permit if he determines that the applicant needs such permit in order to accumulate information necessary to register a pesticide under sections 263.269 to 263.380. An application for an experimental use permit may be filed at the time of or before or after an application for registration is filed;

(2) Prescribe terms, conditions, and period of time for the experimental permit which shall be under the supervision of the director;

(3) Revoke any experimental permit, at any time, if he finds that its terms or conditions are being violated, or that its terms and conditions are inadequate to avoid unreasonable adverse effects on the environment.

9. If it does not appear to the director that the pesticide is such as to warrant the proposed claims for it or if the pesticide and its labeling and other material required to be submitted do not comply with the provisions of sections 281.210 to 281.310 or with federal laws, he shall notify the registrant of the manner in which the pesticide, labeling, or other material required to be submitted fail to comply with sections 281.210 to 281.310 or with federal laws so as to afford the registrant an opportunity to make the necessary corrections. If, upon receipt of such notice, the registrant insists that such corrections are not necessary and requests in writing that the pesticide be registered or, in the case of a pesticide that is already registered, that it not be canceled, the director, within ninety days, shall hold a public hearing to determine if the pesticide in question should be registered or canceled. If, after such hearing, it is determined that the pesticide should not be registered or that its registration should be canceled, the director may refuse registration or cancel an existing registration until the required label changes are accomplished. If the pesticide is shown to be in compliance with sections 281.210 to 281.310 and federal laws, the pesticide will be registered. Any appeals resulting from administrative decisions by the director will be taken in accordance with sections 536.100 to 536.140, RSMo.

10. Notwithstanding any other provision of sections 281.210 to 281.310, registration is not required in the case of a pesticide shipped from one plant or warehouse within this state to another plant or warehouse within this state when such plants are operated by the same persons.

11. The director shall not make any lack of essentiality a criterion for denying registration of a pesticide except where none of the labeled uses are present in the state. Where two or more pesticides meet the requirements of sections 281.210 to 281.310, one shall not be registered in preference to the other."; and

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

Representative Myers raised a point of order that **House Amendment No. 2 to Part II** amends previously amended material and goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

| | | | | |
|------------|------------|------------|----------------|---------------|
| Avery | Baker 123 | Bearden | Behnen | Bivins |
| Black | Brown 30 | Bruns | Byrd | Chinn |
| Cooper 120 | Cooper 155 | Cooper 158 | Cunningham 145 | Cunningham 86 |
| Davis | Day | Dempsey | Denison | Dethrow |
| Dixon | Dusenberg | Emery | Ervin | Faith |
| Fares | Fisher | Flook | Franz | Goodman |
| Guest | Hobbs | Hunter | Icet | Jackson |
| Johnson 47 | Jones | Kelly | Kingery | Kraus |
| Lager | Lembke | Lipke | Loehner | May |
| McGhee | Moore | Munzlinger | Muschany | Myers |
| Nance | Nieves | Nolte | Parker | Parson |
| Phillips | Pollock | Portwood | Quinn | Rector |
| Richard | Roark | Robb | Ruestman | Rupp |
| Sander | Sater | Schaaf | Schad | Schlottach |
| Schneider | Self | Silvey | Smith 14 | Smith 118 |
| Stefanick | Stevenson | St. Onge | Sutherland | Threlkeld |
| Tilley | Viebrock | Wallace | Wasson | Wells |
| Weter | Wilson 119 | Wilson 130 | Wood | Wright 137 |
| Wright 159 | Yates | Mr Speaker | | |

NOES: 054

| | | | | |
|--------------|-----------|-----------------|------------|------------|
| Aull | Baker 25 | Bland | Bringer | Brooks |
| Brown 50 | Burnett | Chappelle-Nadal | Curls | Darrough |
| Daus | Donnelly | Dougherty | El-Amin | Fraser |
| George | Harris 23 | Harris 110 | Haywood | Henke |
| Hoskins | Hubbard | Hughes | Johnson 61 | Johnson 90 |
| Jolly | Kuessner | Lampe | LeVota | Liese |
| Low 39 | Lowe 44 | Meadows | Oxford | Page |
| Robinson | Roorda | Rucker | Schoemehl | Shoemyer |
| Skaggs | Spreng | Storch | Villa | Vogt |
| Wagner | Walsh | Walton | Whorton | Witte |
| Wright-Jones | Yaeger | Young | Zweifel | |

PRESENT: 000

ABSENT WITH LEAVE: 015

| | | | | |
|--------|--------|---------|---------|------------|
| Bean | Bowman | Boykins | Casey | Corcoran |
| Deeken | Kratky | Marsh | Meiners | Pearce |
| Pratt | Salva | Selby | Swinger | Wildberger |

VACANCIES: 001

Representative Shoemyer moved that **House Amendment No. 2 to Part II** be adopted.

Which motion was defeated by the following vote:

AYES: 073

| | | | | |
|------------|------------|------------|------------|-----------------|
| Aull | Baker 25 | Behnen | Bland | Bringer |
| Brooks | Brown 30 | Brown 50 | Burnett | Chappelle-Nadal |
| Corcoran | Curls | Darrough | Daus | Dixon |
| Donnelly | Dougherty | Dusenberg | El-Amin | Fraser |
| George | Guest | Harris 23 | Harris 110 | Haywood |
| Henke | Hobbs | Hoskins | Hubbard | Hughes |
| Johnson 61 | Johnson 90 | Jolly | Kratky | Kuessner |
| Lager | Lampe | LeVota | Liese | Low 39 |
| Lowe 44 | Meadows | Meiners | Munzlinger | Oxford |
| Page | Robinson | Roorda | Rucker | Salva |
| Sander | Schaaf | Schoemehl | Self | Shoemyer |
| Silvey | Skaggs | Spreng | Storch | Sutherland |
| Threlkeld | Villa | Vogt | Wagner | Walsh |
| Walton | Whorton | Wildberger | Witte | Wright-Jones |
| Yaeger | Young | Zweifel | | |

NOES: 080

| | | | | |
|------------|----------------|---------------|------------|------------|
| Avery | Baker 123 | Bearden | Bivins | Black |
| Bruns | Byrd | Chinn | Cooper 120 | Cooper 155 |
| Cooper 158 | Cunningham 145 | Cunningham 86 | Davis | Day |
| Dempsey | Denison | Dethrow | Emery | Ervin |
| Faith | Fares | Fisher | Flook | Franz |
| Goodman | Hunter | Icet | Jackson | Johnson 47 |
| Jones | Kelly | Kingery | Kraus | Lembke |
| Lipke | Loehner | May | McGhee | Moore |
| Muschany | Myers | Nance | Nieves | Nolte |
| Parker | Parson | Phillips | Pollock | Portwood |
| Pratt | Quinn | Rector | Richard | Roark |
| Robb | Ruestman | Rupp | Sater | Schad |
| Schlottach | Schneider | Smith 14 | Smith 118 | Stefanick |
| Stevenson | St. Onge | Tilley | Viebrock | Wallace |
| Wasson | Wells | Weter | Wilson 119 | Wilson 130 |
| Wood | Wright 137 | Wright 159 | Yates | Mr Speaker |

PRESENT: 000

ABSENT WITH LEAVE: 009

| | | | | |
|-------|--------|---------|---------|--------|
| Bean | Bowman | Boykins | Casey | Deeken |
| Marsh | Pearce | Selby | Swinger | |

VACANCIES: 001

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

| | | | | |
|------------|------------|------------|----------------|---------------|
| Avery | Baker 123 | Bearden | Behnen | Bivins |
| Black | Brown 30 | Bruns | Byrd | Chinn |
| Cooper 120 | Cooper 155 | Cooper 158 | Cunningham 145 | Cunningham 86 |
| Davis | Day | Dempsey | Denison | Dethrow |
| Dixon | Dusenberg | Emery | Ervin | Faith |
| Fares | Fisher | Flook | Franz | Goodman |
| Guest | Hobbs | Ice | Jackson | Johnson 47 |
| Jones | Kelly | Kingery | Kraus | Lager |
| Lembke | Lipke | Loehner | May | McGhee |
| Moore | Munzlinger | Muschany | Myers | Nance |
| Nieves | Nolte | Parker | Parson | Pearce |
| Phillips | Pollock | Portwood | Quinn | Rector |
| Richard | Roark | Robb | Ruestman | Rupp |
| Sander | Sater | Schaaf | Schad | Schlottach |
| Schneider | Self | Silvey | Smith 14 | Smith 118 |
| Stefanick | Stevenson | St. Onge | Sutherland | Threlkeld |
| Tilley | Viebrock | Wallace | Wasson | Wells |
| Weter | Wilson 119 | Wilson 130 | Wood | Wright 137 |
| Wright 159 | Yates | Mr Speaker | | |

NOES: 052

| | | | | |
|----------|-----------|-----------------|------------|--------------|
| Aull | Baker 25 | Bland | Bringer | Brooks |
| Brown 50 | Burnett | Chappelle-Nadal | Corcoran | Curls |
| Darrough | Daus | Donnelly | Dougherty | El-Amin |
| Fraser | Harris 23 | Harris 110 | Haywood | Henke |
| Hoskins | Hubbard | Hughes | Johnson 61 | Johnson 90 |
| Kratky | Kuessner | Lampe | LeVota | Liese |
| Lowe 44 | Meadows | Meiners | Oxford | Page |
| Roorda | Rucker | Salva | Schoemehl | Shoemyer |
| Skaggs | Spreng | Villa | Vogt | Walsh |
| Walton | Whorton | Wildberger | Witte | Wright-Jones |
| Yaeger | Young | | | |

PRESENT: 000

ABSENT WITH LEAVE: 017

| | | | | |
|--------|----------|---------|--------|---------|
| Bean | Bowman | Boykins | Casey | Deeken |
| George | Hunter | Jolly | Low 39 | Marsh |
| Pratt | Robinson | Selby | Storch | Swinger |
| Wagner | Zweifel | | | |

VACANCIES: 001

On motion of Representative Loehner, **Part II of HCS SCS SB 355, as amended**, was adopted.

Representative Dempsey moved the previous question on the motion to adopt **Part III of HCS SCS SB 355**.

Which motion was adopted by the following vote:

AYES: 095

| | | | | |
|------------|------------|------------|----------------|---------------|
| Avery | Baker 123 | Bearden | Behnen | Bivins |
| Black | Brown 30 | Bruns | Byrd | Chinn |
| Cooper 120 | Cooper 155 | Cooper 158 | Cunningham 145 | Cunningham 86 |
| Davis | Day | Dempsey | Denison | Dethrow |
| Dixon | Dusenberg | Emery | Ervin | Faith |
| Fares | Fisher | Flook | Franz | Goodman |
| Guest | Hobbs | Hunter | Icet | Jackson |
| Johnson 47 | Jones | Kelly | Kingery | Kraus |
| Lager | Lembke | Lipke | Loehner | May |
| McGhee | Moore | Munzlinger | Muschany | Myers |
| Nance | Nieves | Nolte | Parker | Parson |
| Pearce | Phillips | Pollock | Portwood | Pratt |
| Quinn | Rector | Richard | Roark | Robb |
| Ruestman | Rupp | Sander | Sater | Schaaf |
| Schad | Schlottach | Schneider | Self | Silvey |
| Smith 14 | Smith 118 | Stefanick | Stevenson | St. Onge |
| Sutherland | Threlkeld | Tilley | Viebrock | Wallace |
| Wasson | Wells | Weter | Wilson 119 | Wilson 130 |
| Wood | Wright 137 | Wright 159 | Yates | Mr Speaker |

NOES: 058

| | | | | |
|----------|-----------|-----------------|------------|--------------|
| Aull | Baker 25 | Bland | Bringer | Brown 50 |
| Burnett | Casey | Chappelle-Nadal | Corcoran | Curls |
| Darrough | Daus | Dougherty | El-Amin | Fraser |
| George | Harris 23 | Harris 110 | Haywood | Henke |
| Hoskins | Hubbard | Hughes | Johnson 61 | Johnson 90 |
| Jolly | Kratky | Kuessner | Lampe | LeVota |
| Liese | Low 39 | Lowe 44 | Meadows | Meiners |
| Oxford | Page | Robinson | Roorda | Rucker |
| Salva | Schoemehl | Shoemyer | Skaggs | Spreng |
| Storch | Villa | Vogt | Wagner | Walsh |
| Walton | Whorton | Wildberger | Witte | Wright-Jones |
| Yaeger | Young | Zweifel | | |

PRESENT: 000

ABSENT WITH LEAVE: 009

| | | | | |
|----------|--------|---------|---------|--------|
| Bean | Bowman | Boykins | Brooks | Deeken |
| Donnelly | Marsh | Selby | Swinger | |

VACANCIES: 001

On motion of Representative Loehner, **Part III of HCS SCS SB 355** was adopted.

On motion of Representative Loehner, **HCS SCS SB 355, as amended**, was read the third time and passed by the following vote:

AYES: 143

| | | | | |
|------------|-----------------|------------|--------------|------------|
| Aull | Avery | Baker 25 | Baker 123 | Bearden |
| Behnen | Bivins | Black | Bland | Bringer |
| Brown 30 | Brown 50 | Bruns | Byrd | Casey |
| Chinn | Chappelle-Nadal | Cooper 120 | Cooper 155 | Cooper 158 |
| Corcoran | Cunningham 145 | Curls | Darrough | Daus |
| Davis | Day | Dempsey | Denison | Dethrow |
| Dixon | Donnelly | Dougherty | Dusenberg | El-Amin |
| Emery | Ervin | Faith | Fares | Fisher |
| Flook | Franz | George | Goodman | Guest |
| Harris 110 | Haywood | Henke | Hobbs | Hoskins |
| Hubbard | Hughes | Hunter | Icet | Jackson |
| Johnson 47 | Jones | Kelly | Kingery | Kratky |
| Kraus | Kuessner | Lager | Lampe | Lembke |
| LeVota | Liese | Lipke | Loehner | May |
| McGhee | Meadows | Meiners | Moore | Munzlinger |
| Muschany | Myers | Nance | Nieves | Nolte |
| Oxford | Page | Parker | Parson | Pearce |
| Phillips | Pollock | Portwood | Pratt | Quinn |
| Rector | Richard | Roark | Robb | Robinson |
| Roorda | Rucker | Ruestman | Rupp | Salva |
| Sander | Sater | Schaaf | Schad | Schlottach |
| Schneider | Schoemehl | Self | Shoemyer | Silvey |
| Skaggs | Smith 14 | Smith 118 | Spreng | Stefanick |
| Stevenson | St. Onge | Storch | Sutherland | Threlkeld |
| Tilley | Viebrock | Villa | Vogt | Wagner |
| Wallace | Walton | Wasson | Wells | Weter |
| Whorton | Wildberger | Wilson 119 | Wilson 130 | Witte |
| Wood | Wright 137 | Wright 159 | Wright-Jones | Yaeger |
| Yates | Zweifel | Mr Speaker | | |

NOES: 009

| | | | | |
|--------|---------|--------|------------|-------|
| Brooks | Burnett | Fraser | Johnson 90 | Jolly |
| Low 39 | Lowe 44 | Walsh | Young | |

PRESENT: 002

| | |
|---------------|-----------|
| Cunningham 86 | Harris 23 |
|---------------|-----------|

ABSENT WITH LEAVE: 008

| | | | | |
|-------|--------|---------|--------|------------|
| Bean | Bowman | Boykins | Deeken | Johnson 61 |
| Marsh | Selby | Swinger | | |

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 150

| | | | | |
|--------------|-----------|-----------------|------------|------------|
| Aull | Avery | Baker 25 | Baker 123 | Bearden |
| Behnen | Bivins | Black | Bland | Bringer |
| Brooks | Brown 30 | Brown 50 | Bruns | Byrd |
| Casey | Chinn | Chappelle-Nadal | Cooper 120 | Cooper 155 |
| Cooper 158 | Corcoran | Cunningham 145 | Curls | Darrough |
| Daus | Davis | Day | Dempsey | Denison |
| Dethrow | Dixon | Donnelly | Dougherty | Dusenberg |
| El-Amin | Emery | Ervin | Faith | Fares |
| Fisher | Flook | Franz | Fraser | Goodman |
| Guest | Harris 23 | Harris 110 | Haywood | Henke |
| Hobbs | Hoskins | Hubbard | Hughes | Hunter |
| Icet | Jackson | Johnson 47 | Johnson 61 | Johnson 90 |
| Jones | Kelly | Kingery | Kratky | Kraus |
| Kuessner | Lager | Lampe | Lembke | LeVota |
| Liese | Lipke | Loehner | Low 39 | Lowe 44 |
| May | McGhee | Meadows | Meiners | Moore |
| Munzlinger | Muschany | Myers | Nance | Nieves |
| Nolte | Oxford | Page | Parker | Parson |
| Pearce | Phillips | Pollock | Portwood | Pratt |
| Quinn | Rector | Richard | Roark | Robb |
| Robinson | Roorda | Rucker | Ruestman | Rupp |
| Salva | Sander | Sater | Schaaf | Schad |
| Schlottach | Schneider | Schoemehl | Self | Shoemyer |
| Silvey | Skaggs | Smith 14 | Smith 118 | Sprenge |
| Stefanick | Stevenson | St. Onge | Storch | Sutherland |
| Threlkeld | Tilley | Viebrock | Villa | Vogt |
| Wagner | Wallace | Walsh | Walton | Wasson |
| Wells | Weter | Whorton | Wildberger | Wilson 119 |
| Wilson 130 | Witte | Wood | Wright 137 | Wright 159 |
| Wright-Jones | Yaeger | Yates | Zweifel | Mr Speaker |

NOES: 003

| | | |
|---------|-------|-------|
| Burnett | Jolly | Young |
|---------|-------|-------|

PRESENT: 001

Cunningham 86

ABSENT WITH LEAVE: 008

| | | | | |
|-------|--------|---------|--------|--------|
| Bean | Bowman | Boykins | Deeken | George |
| Marsh | Selby | Swinger | | |

VACANCIES: 001

THIRD READING OF SENATE BILLS - CONSENT

SCS SB 222, relating to sale of noncompliant cigarettes, was taken up by Representative Sutherland.

SCS SB 222 was laid over.

HCS SB 38, relating to memorial highways, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **HCS SB 38** was read the third time and passed by the following vote:

AYES: 155

| | | | | |
|---------------|------------|------------|------------|-----------------|
| Aull | Avery | Baker 25 | Baker 123 | Bearden |
| Behnen | Bivins | Black | Bland | Bowman |
| Bringer | Brooks | Brown 30 | Brown 50 | Bruns |
| Burnett | Byrd | Casey | Chinn | Chappelle-Nadal |
| Cooper 120 | Cooper 155 | Cooper 158 | Corcoran | Cunningham 145 |
| Cunningham 86 | Curls | Darrough | Daus | Davis |
| Day | Dempsey | Denison | Dethrow | Dixon |
| Donnelly | Dougherty | Dusenberg | El-Amin | Emery |
| Ervin | Faith | Fares | Fisher | Flook |
| Franz | Fraser | George | Goodman | Guest |
| Harris 23 | Harris 110 | Haywood | Henke | Hobbs |
| Hoskins | Hubbard | Hughes | Hunter | Ice |
| Jackson | Johnson 47 | Johnson 61 | Johnson 90 | Jolly |
| Jones | Kelly | Kingery | Kratky | Kraus |
| Kuessner | Lager | Lampe | Lembke | LeVota |
| Liese | Lipke | Loehner | Low 39 | Lowe 44 |
| May | McGhee | Meadows | Meiners | Moore |
| Munzlinger | Muschany | Myers | Nance | Nieves |
| Nolte | Oxford | Page | Parker | Parson |
| Pearce | Phillips | Pollock | Portwood | Pratt |
| Quinn | Rector | Richard | Roark | Robb |
| Robinson | Rorda | Rucker | Ruestman | Rupp |
| Salva | Sander | Sater | Schaaf | Schad |
| Schlottach | Schoemehl | Self | Shoemyer | Silvey |
| Skaggs | Smith 14 | Smith 118 | Spreng | Stefanick |
| Stevenson | St. Onge | Storch | Sutherland | Threlkeld |
| Tilley | Viebrock | Villa | Vogt | Wagner |
| Wallace | Walsh | Walton | Wasson | Wells |
| Weter | Whorton | Wildberger | Wilson 119 | Wilson 130 |
| Witte | Wood | Wright 137 | Wright 159 | Wright-Jones |
| Yaeger | Yates | Young | Zweifel | Mr Speaker |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

| | | | | |
|-------|---------|--------|-------|-----------|
| Bean | Boykins | Deeken | Marsh | Schneider |
| Selby | Swinger | | | |

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SB 174, relating to a conveyance in Cole County, was taken up by Representative Bruns.

On motion of Representative Bruns, **HCS SB 174** was read the third time and passed by the following vote:

AYES: 152

| | | | | |
|------------|--------------|------------|-----------|-----------------|
| Aull | Avery | Baker 25 | Baker 123 | Bearden |
| Behnen | Bivins | Black | Bland | Bowman |
| Bringer | Brooks | Brown 30 | Brown 50 | Bruns |
| Burnett | Byrd | Casey | Chinn | Chappelle-Nadal |
| Cooper 120 | Cooper 155 | Cooper 158 | Corcoran | Cunningham 145 |
| Curls | Darrough | Daus | Davis | Day |
| Dempsey | Denison | Dethrow | Dixon | Donnelly |
| Dougherty | Dusenberg | El-Amin | Emery | Ervin |
| Faith | Fares | Fisher | Flook | Franz |
| Fraser | George | Goodman | Guest | Harris 23 |
| Harris 110 | Haywood | Henke | Hobbs | Hoskins |
| Hubbard | Hughes | Hunter | Icet | Jackson |
| Johnson 47 | Johnson 61 | Johnson 90 | Jolly | Jones |
| Kelly | Kingery | Kratky | Kraus | Kuessner |
| Lager | Lampe | Lembke | LeVota | Liese |
| Lipke | Loehner | Low 39 | Lowe 44 | May |
| McGhee | Meadows | Meiners | Moore | Munzlinger |
| Muschany | Nance | Nieves | Nolte | Oxford |
| Page | Parker | Parson | Pearce | Phillips |
| Pollock | Portwood | Pratt | Quinn | Rector |
| Roark | Robb | Robinson | Roorda | Rucker |
| Ruestman | Rupp | Salva | Sander | Sater |
| Schaaf | Schad | Schlottach | Schoemehl | Self |
| Shoemyer | Silvey | Skaggs | Smith 14 | Smith 118 |
| Spreng | Stefanick | Stevenson | St. Onge | Storch |
| Sutherland | Threlkeld | Tilley | Viebrock | Villa |
| Vogt | Wagner | Wallace | Walsh | Walton |
| Wasson | Wells | Weter | Whorton | Wildberger |
| Wilson 119 | Wilson 130 | Witte | Wood | Wright 137 |
| Wright 159 | Wright-Jones | Yaeger | Yates | Young |
| Zweifel | Mr Speaker | | | |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

| | | | | |
|-------|---------|---------------|--------|---------|
| Bean | Boykins | Cunningham 86 | Deeken | Marsh |
| Myers | Richard | Schneider | Selby | Swinger |

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 150

| | | | | |
|------------|------------|------------|-----------------|---------------|
| Aull | Avery | Baker 123 | Bearden | Behnen |
| Bivins | Black | Bland | Bowman | Bringer |
| Brooks | Brown 30 | Brown 50 | Bruns | Burnett |
| Byrd | Casey | Chinn | Chappelle-Nadal | Cooper 120 |
| Cooper 155 | Cooper 158 | Corcoran | Cunningham 145 | Cunningham 86 |
| Curls | Darrough | Daus | Davis | Day |
| Dempsey | Denison | Dethrow | Dixon | Donnelly |
| Dougherty | Dusenberg | El-Amin | Emery | Ervin |
| Faith | Fares | Fisher | Flook | Franz |
| Fraser | George | Goodman | Guest | Harris 23 |
| Harris 110 | Haywood | Henke | Hobbs | Hoskins |
| Hubbard | Hughes | Hunter | Ice | Jackson |
| Johnson 47 | Johnson 61 | Johnson 90 | Jolly | Kelly |
| Kingery | Kratky | Kraus | Kuessner | Lager |
| Lampe | Lembke | LeVota | Liese | Lipke |
| Lochner | Low 39 | Lowe 44 | May | McGhee |
| Meadows | Meiners | Moore | Munzlinger | Muschany |
| Myers | Nance | Nieves | Oxford | Page |
| Parker | Parson | Pearce | Phillips | Pollock |
| Portwood | Pratt | Quinn | Rector | Roark |
| Robb | Robinson | Roorda | Rucker | Ruestman |
| Rupp | Salva | Sander | Sater | Schaaf |
| Schad | Schlottach | Schneider | Schoemehl | Self |
| Shoemyer | Silvey | Skaggs | Smith 14 | Smith 118 |
| Spreng | Stefanick | Stevenson | St. Onge | Storch |
| Sutherland | Threlkeld | Tilley | Viebrock | Villa |
| Wagner | Wallace | Walsh | Walton | Wasson |
| Wells | Weter | Whorton | Wilson 119 | Wilson 130 |
| Witte | Wood | Wright 137 | Wright 159 | Wright-Jones |
| Yaeger | Yates | Young | Zweifel | Mr Speaker |

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

| | | | | |
|----------|------------|---------|--------|---------|
| Baker 25 | Bean | Boykins | Deeken | Jones |
| Marsh | Nolte | Richard | Selby | Swinger |
| Vogt | Wildberger | | | |

VACANCIES: 001

HCS SB 177, relating to professional registration, was taken up by Representative Behnen.

On motion of Representative Behnen, **HCS SB 177** was read the third time and passed by the following vote:

AYES: 152

| | | | | |
|------------|--------------|------------|-----------------|---------------|
| Aull | Avery | Baker 25 | Baker 123 | Bearden |
| Behnen | Bivins | Black | Bland | Bowman |
| Bringer | Brown 30 | Brown 50 | Bruns | Burnett |
| Byrd | Casey | Chinn | Chappelle-Nadal | Cooper 120 |
| Cooper 155 | Cooper 158 | Corcoran | Cunningham 145 | Cunningham 86 |
| Curls | Darrough | Daus | Davis | Day |
| Dempsey | Denison | Dethrow | Dixon | Donnelly |
| Dougherty | Dusenberg | El-Amin | Emery | Ervin |
| Faith | Fares | Fisher | Flook | Franz |
| Fraser | George | Goodman | Guest | Harris 23 |
| Harris 110 | Haywood | Henke | Hobbs | Hoskins |
| Hughes | Hunter | Icet | Jackson | Johnson 47 |
| Johnson 90 | Jolly | Jones | Kelly | Kingery |
| Kratky | Kraus | Kuessner | Lager | Lampe |
| Lembke | LeVota | Liese | Lipke | Loehner |
| Low 39 | Lowe 44 | May | McGhee | Meadows |
| Meiners | Moore | Munzlinger | Muschany | Myers |
| Nance | Nieves | Nolte | Oxford | Page |
| Parker | Parson | Pearce | Phillips | Pollock |
| Portwood | Pratt | Quinn | Rector | Roark |
| Robb | Robinson | Roorda | Rucker | Ruestman |
| Rupp | Salva | Sander | Sater | Schaaf |
| Schad | Schlottach | Schneider | Schoemehl | Self |
| Shoemyer | Silvey | Skaggs | Smith 14 | Smith 118 |
| Spreng | Stefanick | Stevenson | St. Onge | Storch |
| Sutherland | Threlkeld | Tilley | Viebrock | Villa |
| Vogt | Wagner | Wallace | Walsh | Walton |
| Wasson | Wells | Weter | Whorton | Wildberger |
| Wilson 119 | Wilson 130 | Witte | Wood | Wright 137 |
| Wright 159 | Wright-Jones | Yaeger | Yates | Young |
| Zweifel | Mr Speaker | | | |

NOES: 001

Johnson 61

PRESENT: 000

ABSENT WITH LEAVE: 009

| | | | | |
|-------|---------|--------|---------|---------|
| Bean | Boykins | Brooks | Deeken | Hubbard |
| Marsh | Richard | Selby | Swinger | |

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SCS SB 182, relating to liquefied petroleum gases, was taken up by Representative Rector.

On motion of Representative Rector, **HCS SCS SB 182** was read the third time and passed by the following vote:

AYES: 152

| | | | | |
|---------------|--------------|------------|------------|-----------------|
| Aull | Avery | Baker 25 | Baker 123 | Bearden |
| Behnen | Bivins | Black | Bland | Bowman |
| Bringer | Brooks | Brown 30 | Brown 50 | Bruns |
| Burnett | Byrd | Casey | Chinn | Chappelle-Nadal |
| Cooper 120 | Cooper 155 | Cooper 158 | Corcoran | Cunningham 145 |
| Cunningham 86 | Curls | Darrough | Daus | Davis |
| Day | Dempsey | Denison | Dethrow | Dixon |
| Donnelly | Dougherty | Dusenberg | El-Amin | Emery |
| Ervin | Faith | Fares | Fisher | Flook |
| Franz | Fraser | George | Goodman | Guest |
| Harris 23 | Harris 110 | Haywood | Henke | Hobbs |
| Hoskins | Hubbard | Hughes | Hunter | Icet |
| Jackson | Johnson 47 | Johnson 61 | Johnson 90 | Jolly |
| Jones | Kelly | Kingery | Kratky | Kraus |
| Kuessner | Lager | Lampe | Lembke | Liese |
| Lipke | Loehner | Low 39 | Lowe 44 | May |
| McGhee | Meadows | Meiners | Moore | Munzlinger |
| Muschany | Myers | Nance | Nieves | Nolte |
| Oxford | Page | Parker | Parson | Pearce |
| Phillips | Pollock | Portwood | Pratt | Quinn |
| Rector | Richard | Roark | Robb | Robinson |
| Roorda | Rucker | Ruestman | Rupp | Salva |
| Sander | Sater | Schaaf | Schad | Schlottach |
| Schneider | Self | Shoemyer | Silvey | Skaggs |
| Smith 14 | Smith 118 | Spreng | Stefanick | Stevenson |
| St. Onge | Storch | Sutherland | Threlkeld | Tilley |
| Viebrock | Villa | Vogt | Wagner | Wallace |
| Walsh | Walton | Wasson | Wells | Weter |
| Whorton | Wilson 119 | Wilson 130 | Witte | Wood |
| Wright 159 | Wright-Jones | Yaeger | Yates | Young |
| Zweifel | Mr Speaker | | | |

NOES: 002

LeVota Schoemehl

PRESENT: 000

ABSENT WITH LEAVE: 008

| | | | | |
|---------|------------|------------|-------|-------|
| Bean | Boykins | Deeken | Marsh | Selby |
| Swinger | Wildberger | Wright 137 | | |

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

Speaker Jetton resumed the Chair.

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 adopted **SCR 19**.

SENATE CONCURRENT RESOLUTION NO. 19

WHEREAS, fixing the health care crisis is extremely critical for the citizens of Missouri; and

WHEREAS, changes in the legal, medical, social and economic environments has resulted in a lack of availability or a high cost for medical malpractice coverage for health care providers; and

WHEREAS, the lack of availability and high cost for medical malpractice coverage for health care providers has in turn adversely impacted health care in Missouri; and

WHEREAS, other states have turned to health care stabilization funds as a means of resolving such problems by providing excess medical malpractice coverage to health care providers who participate in the fund; and

WHEREAS, a Missouri Health Care Stabilization Fund would constitute an important step in solving health care problems for Missouri:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, First Regular Session, the House of Representatives concurring therein, hereby create a Joint Interim Committee on a Missouri Health Care Stabilization Fund; and

BE IT FURTHER RESOLVED that the interim committee shall be responsible for:

1. Exploring the establishment of a Missouri Health Care Stabilization Fund to be administered by a health care stabilization board and housed within the Department of Insurance.
2. Investigating the primary objective of assuring health care providers that there will be reasonable medical malpractice liability coverage available within the state of Missouri.
3. Researching the possibility of requiring health care providers to carry primary medical malpractice coverage with another insurer in order to participate in the fund.
4. Investigating the feasibility of the fund paying moneys to an aggrieved party if his or her damages exceed the health care provider's primary level of coverage.
5. Exploring any other ideas as necessary for possible implementation of the fund; and

BE IT FURTHER RESOLVED that the interim committee be authorized to call upon any department, office, division, or agency of this state to assist in gathering information pursuant to its objective; and

BE IT FURTHER RESOLVED that the interim committee herein established shall consist of ten members, three of which shall be members of the Senate appointed by the President Pro Tem of the Senate, two of which shall be members of the Senate appointed by the Minority Leader of the Senate; and three shall be members of the House of Representatives appointed by the Speaker of the House of Representatives, two of which shall be members of the House appointed by the Minority Leader of the House; and

BE IT FURTHER RESOLVED that the staffs of House Research, Senate Research, and the Committee on Legislative Research shall provide such legal, research, clerical, technical, and bill drafting services as the interim committee may require in the performance of its duties; and

BE IT FURTHER RESOLVED that the interim committee, its members, and any staff assigned to the committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the committee or any subcommittee thereof; and

BE IT FURTHER RESOLVED that the interim committee shall expire on December 31, 2005, and on that same date deliver a report of findings and recommendations to the General Assembly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed Senator Coleman to replace Senator Wilson as conferee on **HCS SCS#2 SB 155, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 343, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILL CARRYING REQUEST MESSAGE

HCS SS SB 343, as amended, relating to job development programs, was taken up by Representative Richard.

Representative Richard moved that the House refuse to recede from its position on **HCS SS SB 343, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS SB 343: Representatives Richard, Flook, Pearce, Kratky and Spreng

HOUSE BILL WITH SENATE AMENDMENTS

SCS HB 678, as amended, relating to corporations, was taken up by Representative Byrd.

Representative Byrd moved that the House refuse to adopt **SCS HB 678, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Speaker Pro Tem Bearden resumed the Chair.

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 19 - Rules

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 144** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SCS SB 2**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SS SCS SB 32**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **SS SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCR 13**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCR 15**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 269**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 320**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 405**, begs leave to report it has examined the same and recommends that it **Do Pass, with no time limit for debate**.

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 SCS HCS HB 64**, entitled:

An act to repeal section 144.049, RSMo, and to enact in lieu thereof one new section relating to a sales tax holiday, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 114**, entitled:

An act to repeal section 92.402, RSMo, and to enact in lieu thereof one new section relating to taxation for public mass transportation systems.

With Senate Amendment No. 1 to Senate Amendment No. 1 and Senate Amendment 1, as amended.

Senate Amendment No. 1

AMEND House Bill No. 114, Page 2, Section 92.402, Line 9, by striking the opening bracket "["; and

Further amend Line 10, by striking the closing bracket "]" as it appears the first time on said line; and

Further amend said line, by striking "2005" and inserting in lieu thereof the following: "**2007**"; and

Further amend said line, by striking the opening bracket "[" and the closing bracket "]" as it appears the second time on said line.

Senate Amendment No. 1

to

Senate Amendment No. 1

AMEND Senate Amendment No. 1 to House Bill No. 114, Page 1, Line 5, by striking "2007" and inserting in lieu thereof the following: "**2015**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 116**, entitled:

An act to amend chapter 209, RSMo, by adding thereto four new sections relating to rights of persons with dogs, with penalty provisions and an emergency clause for certain sections.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 116, Pages 4-5, Section 1, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 437**, entitled:

An act to repeal section 173.239, RSMo, and to enact in lieu thereof four new sections relating to Missouri military family relief.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HBs 500 & 533**, entitled:

An act to repeal section 288.110, RSMo, and to enact in lieu thereof one new section relating to the transfer of employer accounts, with an effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 738**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 824**, entitled:

An act to repeal sections 444.765, 621.015, and 643.079, RSMo, and to enact in lieu thereof six new sections relating to environmental regulation.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Committee Substitute for House Bill No. 824, Page 9, Section 634.079, Lines 63-66, by deleting “by the same percentage as the percentage change in the general price level as measured by the Consumer Price Index for all Urban Consumers for the United States, or its successor index, as defined and officially recorded by the United States Department of Labor or its successor agency,”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 168, as amended**, and has taken up and passed **HCS SS SCS SB 168, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 355, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon and that the conferees be allowed to exceed the differences.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, May 10, 2005.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Kathy Chinn, District 8, hereby state and affirm that my vote as recorded on the motion to adopt House Amendment No. 2 to Part II of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 355 in the House Journal for Monday, May 9, 2005 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2005.

/s/ Kathy Chinn
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2005.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

CONFERENCE COMMITTEE NOTICE

Tuesday, May 10, 2005, To be announced upon morning recess.
Executive session may follow
Public hearing to be held on: HCS SS SCS SB 210

CONFERENCE COMMITTEE NOTICE

Tuesday, May 10, 2005, Hearing Room 6 upon afternoon recess.
Public hearing to be held on: SS SCS HCS HB 58

CONFERENCE COMMITTEE NOTICE

Wednesday, May 11, 2005, Hearing Room 6 upon morning recess.
Public hearing to be held on: SS SCS HCS HB 58

CONFERENCE COMMITTEE NOTICE

Wednesday, May 11, 2005, Hearing Room 6 upon afternoon adjournment.
Public hearing to be held on: SS SCS HCS HB 58

FISCAL REVIEW

Tuesday, May 10, 2005, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session.

FISCAL REVIEW

Wednesday, May 11, 2005, 8:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session. AMENDED

FISCAL REVIEW

Thursday, May 12, 2005, 8:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session. AMENDED

FISCAL REVIEW

Friday, May 13, 2005, 8:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session. AMENDED

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Tuesday, May 10, 2005, 8:30 a.m. Senate Committee Room 1.
Plans for possible tours during interim.
General discussion of leasing sites and capital improvements.

RULES

Tuesday, May 10, 2005, House Chamber side gallery upon evening adjournment.
Executive session may follow. AMENDED
Public hearings to be held on: HCS SS SCS SB 2, SCR 19

HOUSE CALENDAR

SEVENTY-SECOND DAY, TUESDAY, MAY 10, 2005

HOUSE JOINT RESOLUTION FOR PERFECTION

HCS HJR 12 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 628 - Byrd
- 2 HCS HB 255 - Cunningham (86)
- 3 HCS HB 387 - Byrd
- 4 HB 572 - Stevenson
- 5 HCS HB 853 - Loehner
- 6 HB 291, as amended - Cooper (155)
- 7 HCS HB 272 - Pratt
- 8 HB 721 - Flook
- 9 HCS HB 671 - Sutherland
- 10 HCS HB 804 - Smith (118)
- 11 HB 679 - Kraus
- 12 HCS HB 742 - Bearden
- 13 HCS HB 854 - Richard
- 14 HCS HB 924 - Wallace
- 15 HCS HB 231 - Portwood
- 16 HCS#2 HB 586 - Sander
- 17 HCS HB 591, 210, 377, 760 & 777, HA 1 to HA 1, and HA 1, pending - Schlottach
- 18 HB 784 - Meadows
- 19 HB 633 - Lipke
- 20 HCS HB 430 - Shoemyer
- 21 HCS HB 490 - Daus
- 22 HCS HB 491, Part I, Part II, Part III, pending - McGhee
- 23 HCS HB 549 - Fraser
- 24 HCS HB 552 - Ervin
- 25 HCS HB 660 - Schlottach
- 26 HCS HB 842 & 831 - Brooks
- 27 HB 875 - Moore
- 28 HCS#2 HB 131 - Schaaf
- 29 HB 925 - Salva
- 30 HCS HB 948 - Cooper (158)
- 31 HB 970 - Yates

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 639, as amended - Hoskins

HOUSE BILLS FOR THIRD READING

- 1 HB 375 - Nance
- 2 HCS HB 532 - Spreng
- 3 HB 952, E.C. - Icet
- 4 HCS HB 859 - Jetton

HOUSE BILL FOR THIRD READING - CONSENT

HCS HB 508, E.C. - Pratt

SENATE CONCURRENT RESOLUTIONS

- 1 SCR 2, (3-02-05, Pages 470-471) - Sander
- 2 SS SCR 7, (4-28-05, Page 1340) - Portwood
- 3 SCR 13, HCA 1 (4-28-05, Page 1341, 5-05-05, Page 1561) - Cooper (120)
- 4 SCR 15, (4-27-05, Pages 1302-1303) - Stefanick

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SB 222 - Sutherland
- 2 SB 480, HPA 1, pending - Kraus
- 3 SB 518 - Cooper (155)
- 4 SCS SB 6 - Lager
- 5 SB 122 - Wright (137)
- 6 SB 162 - Cooper (155)
- 7 SB 209 - Pearce
- 8 HCS SB 216 - Goodman
- 9 SCS SB 227 - Kuessner
- 10 HCS SCS SB 238 - Faith
- 11 SCS SB 247 - Bruns
- 12 SB 265 - Wood
- 13 SB 288 - Lager
- 14 SB 304 - Ervin
- 15 HCS SB 308 - Pollock
- 16 SB 317 - Smith (118)
- 17 SCS SB 354 - Schlottach
- 18 SB 357 - Johnson (47)
- 19 HCS SB 364, E.C. - Franz
- 20 HCS SCS SB 372 - Kuessner
- 21 SCS SB 374 - Zweifel
- 22 SB 396 - Sutherland
- 23 HCS SB 401 - Lembke
- 24 SB 418 - Lipke
- 25 HCS SB 422 - Yates
- 26 HCS SCS SB 423 - Lipke
- 27 HCS SCS SB 450, E.C. - Portwood

- 28 SCS SB 496 - Kelly
- 29 SCS SB 502, E.C. - Portwood
- 30 SB 521, as amended - Cooper (158)

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 70 - Richard
- 2 SB 488, HCA 1, pending - Robinson
- 3 SB 280 - Wasson
- 4 SB 286 - Kingery
- 5 SB 479 - May
- 6 SB 526 - Cunningham (145)
- 7 SB 180 - Cooper (158)
- 8 HCS SCS SB 260 - Baker (123)
- 9 SB 268 - Byrd
- 10 SB 274 - Richard
- 11 SS SCS SB 346 - Ruestman
- 12 HCS SS SB 95 - Hubbard
- 13 HCS SB 99 - Wood
- 14 SB 141 - Richard
- 15 HCS SB 173 - Hobbs
- 16 HCS SB 187 - Guest
- 17 HCS SB 192 - Robinson
- 18 HCS SCS SBs 221, 250 & 256 - St. Onge
- 19 SB 232, HCA 1 - Bivins
- 20 SCS SB 310 - Dixon
- 21 HCS SCS SB 319 - Roark
- 22 SB 361 - Nance
- 23 SB 380 - Cunningham (86)
- 24 HCS SCS SBs 420 & 344 - Byrd (2 hours debate on Third Reading)
- 25 SB 431, E.C. - Sutherland
- 26 SCS SBs 23 & 51 - Lipke
- 27 HCS SS SCS SBs 74 & 49, E.C. - Cooper (155)
- 28 HCS SCS SB 161 - Chinn
- 29 HCS SS#2 SCS SB 225, E.C. - Hobbs
- 30 SB 254 - Tilley
- 31 HCS SCS SB 262 - Johnson (47)
- 32 HCS SCS SB 272 - Dempsey
- 33 SB 358 - Richard
- 34 HCS SS SCS SB 462, E.C. - Schad
- 35 HCS SCS SB 500, E.C. - Lager
- 36 HCS SCS SB 57 - Wilson (130)
- 37 HCS SB 194 - Kraus
- 38 HCS SCS SB 233 - Nance
- 39 HCS SCS SB 468 - Icet
- 40 HCS#2 SB 123 - Byrd
- 41 HCS SS SCS SB 144 - Byrd

- 42 HCS#2 SB 165 - Byrd
- 43 HCS SS SCS SB 287, (Fiscal Review 5-05-05) - Baker (123)
- 44 SB 257 - Baker (123)
- 45 HCS SB 320 - Baker (123)
- 46 HCS SB 405 - Byrd

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HCS HB 47, E.C. - Brown (30)
- 2 SCS HB 707 - Cunningham (145)
- 3 SCS HCS HB 515 - Wood
- 4 SCS HB 638 - Cunningham (86)
- 5 SCS HB 685, E.C. - Franz
- 6 SCS HB 361 & HB 684 - Lipke
- 7 SCS HB 688 - Byrd
- 8 HCS HB 630, SPA 1 - Pollock
- 9 SCS HCS HB 362 - Lipke
- 10 SCS HB 456 - Kuessner
- 11 SCS HB 450 - Meiners
- 12 SCS HB 53 - Swinger
- 13 SCS HB 423 - Kuessner
- 14 SS SCS HCS HB 441, E.C. - Lipke
- 15 SCS HB 528 - Cunningham (145)
- 16 SCS HB 618 - Bearden
- 17 SCS HCS HB 297 - Pearce
- 18 SCS HCS HB 443 - Sander
- 19 SCS HCS#2 HB 232 - Portwood
- 20 SCS HB 229 - Portwood
- 21 HCS HB 525, SSA 1 for SA 1, SA 3 & SA 6 - May
- 22 HCS HB 576, SCA 1 - Flook
- 23 SS SCS HB 487, as amended, E.C. - Bruns
- 24 HB 114, SA 1 to SA 1, SA 1, as amended - Johnson (47)
- 25 SS HB 116, as amended, E.C. - Deeken
- 26 SS SCS HCS HB 437 - Jackson
- 27 HCS HB 824, SA 1 - Hobbs
- 28 SS SCS HCS HB 64, E.C. - Sutherland
- 29 SS SCS HCS HB 500 & 533 - Faith

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HB 678, as amended (request Senate recede/grant conference) - Byrd
- 2 HCS SCS SB 355, as amended
(request House recede/grant conference/exceed differences), E.C. - Loehner

BILLS IN CONFERENCE

- 1 HCS SS SCS SB 210, as amended - Johnson (47)
- 2 HCS SCS#2 SB 155, as amended - Kingery
- 3 SS SCS HCS HB 58, as amended, E.C. - Johnson (47)
- 4 HCS SS SB 343, as amended - Richard

HOUSE CONCURRENT RESOLUTIONS

- 1 HCS HCR 25, (3-10-05, Pages 588-589) - Schlottach
- 2 HCR 22, (4-20-05, Page 1171) - Bivins
- 3 HCR 33, (4-20-05, Pages 1171-1172) - Jetton
- 4 HCR 28, (4-21-05, Pages 1196-1197) - Salva

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

- 1 HCR 14, (4-26-05, Pages 1277-1278) - Zweifel
- 2 HJR 23 - Emery
- 3 HB 846 - Page