

# JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

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SEVENTY-SECOND DAY, THURSDAY, MAY 11, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Chris Dunn, Legislative Information Coordinator, Office of the Speaker.

Heavenly Father,

As the river and farmland surround us to the east; as the bricks and mortar and hustle and bustle of the city surround us on the west; and as the sun and rain have washed over us these past few days; we are reminded that You are the Creator of it all. You are awesome because You have placed us right here, right now, to tend to the affairs of our state.

You tell us to “Remember your Creator in the days of your youth, before the days of trouble come...” Lord we pause in this moment to remember You. All that You have made, all that You have sacrificed, and all that You have blessed us with, we remember right now. Some may not feel so young today, and some may feel like the days of trouble are already upon us, but we pause in this moment to remember You. (Ecclesiastes 12:1a)

Help us not to seek praise and honor from men, but from You Lord. This requires humility and we earnestly ask You for humility before our business begins.

Some of us surely feel tired today. Strengthen our minds and bodies for the remaining hours of this session. You have given each of us a mission to accomplish and we stand ready to accomplish it with Your help.

We ask for one more thing Lord. Your word says “For he who is least among you all—he is the greatest.” Help us become great by giving us the opportunity to serve. Let us serve one another and serve our constituents well. For Your glory. (Luke 9:48b)

In Your 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: Mary Snapp, Samuel Snapp, Stewart Snapp, Alexandra Yeager, MacKenzie Yeager, Brendan Yeager, Rachel Urban, Jennifer Urban, Victoria Urban, Ben Isaacs, Joe Isaacs, Tom Isaacs, James Schuchard, David Williams, Stephen Williams, Jesse Schnakenberg, Mariah Reynolds, Samatha Walker, Allison Thaller and Sadie Dasovich.

The Journal of the seventy-first day was approved as printed.

### HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 3506 - Representative Jetton
- House Resolution No. 3507 - Representative Kingery
- House Resolution No. 3508 - Representative Phillips
- House Resolution No. 3509 - Representative May
- House Resolution No. 3510  
through
- House Resolution No. 3513 - Representative Cunningham (145)
- House Resolution No. 3514 - Representative Jackson
- House Resolution No. 3515 - Representative Baker (25)
- House Resolution No. 3516  
through
- House Resolution No. 3518 - Representative May
- House Resolution No. 3519 - Representative Jetton
- House Resolution No. 3520 - Representative Sanders Brooks
- House Resolution No. 3521 - Representative Wilson (130)
- House Resolution No. 3522 - Representative Jetton
- House Resolution No. 3523 - Representative Denison
- House Resolution No. 3524  
and
- House Resolution No. 3525 - Representative Low (39)
- House Resolution No. 3526 - Representative Smith (14)
- House Resolution No. 3527 - Representative Swinger
- House Resolution No. 3528 - Representative Loehner
- House Resolution No. 3529 - Representative Harris (23)
- House Resolution No. 3530  
and
- House Resolution No. 3531 - Representative Brown (30)
- House Resolution No. 3532 - Representative Quinn

### COMMITTEE REPORTS

**Committee on Fiscal Review**, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SBs 567 & 792** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 616** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS#2 SCS SB 1221** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SBs 1239 & 1091** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

## MESSAGE FROM THE SENATE

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 **SB 766, with HA 1**: Senators Vogel, Nodler, Champion, Coleman and Callahan.

## CONFERENCE COMMITTEE APPOINTMENTS

The Speaker appointed the following Representatives to serve on the following Conference Committees:

**HCS SS SCS SB 904**: Representatives Walsh and Bringer

**SB 766**: Representatives Yaeger and Wright-Jones

## HOUSE CONCURRENT RESOLUTION

**HCR 31**, relating to the “Great Rivers” state slogan, was taken up by Representative Fraser.

On motion of Representative Fraser, **HCR 31** was adopted.

## HOUSE RESOLUTIONS

**HR 1930**, relating to the petroleum industry, was taken up by Representative Emery.

On motion of Representative Emery, **HR 1930** was adopted.

**HR 2446**, relating to condemnation of genocide in Darfur, was taken up by Representative Page.

On motion of Representative Page, **HR 2446** was adopted.

**HR 2439**, relating to Mark Twain National Forest land, was taken up by Representative Wood.

On motion of Representative Wood, **HR 2439** was adopted.

**HR 1475**, relating to the Constitution Restoration Act, was taken up by Representative Wright (137).

On motion of Representative Wright (137), **HR 1475** was adopted.

## HOUSE CONCURRENT RESOLUTION

**HCR 23**, relating to the No Child Left Behind Act, was taken up by Representative Wilson (130).

On motion of Representative Wilson (130), **HCR 23** was adopted.

### THIRD READING OF SENATE BILLS

**HCS SCS SB 616**, relating to assisted living facilities, was taken up by Representative Bruns.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Section 198.005, Page 5, Line 113, by inserting after the word “recuperation” the following:

**“except that, for purposes of receiving supplemental welfare assistance payments under section 208.030, RSMo, only any residential care facility licensed as a residential care facility II immediately prior to the effective date of section 198.073 and that continues to meet such licensure requirements for a residential care facility II licensed immediately prior to the effective date of section 198.073 shall continue to receive after the effective date of section 198.073 the payment amount allocated immediately prior to the effective date of section 198.073 for a residential care facility II under section 208.030”;** and

Further amend said section, Page 5, Line 137, by inserting after the word “**institutional**” the following:

**“with respect to construction and physical plant standards”;** and

Further amend said substitute, Section 198.073, Page 8, Line 104, by inserting after the word “**reimbursement**” the following:

**“, not including residents’ cost of living increases in their benefits from the Social Security Administration after the effective date of this act,”;** and

Further amend said section, Page 8, Line 105, by deleting the words “**forty-five percent of the average total reimbursement rate for care of such persons in a skilled nursing facility**” and insert in lieu thereof the following:

**“forty-one dollars per day”;** and

Further amend said section, Page 11, Line 204, by inserting after all of said line the following:

**“Any residential care facility II licensed under this chapter which does not use the term “assisted living” in the name of their licensed facility on or before May 1, 2006, shall be prohibited from using such term after August 28, 2006, unless such facility meets the requirements for an assisted living facility in subsection 4 of this section.”;** and

Further amend said section, Page 11, Lines 205-209, by deleting all of said lines; and

Further amend said substitute, Section 1, Page 12, Lines 1-4, by deleting all of said lines; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Page 2, Section 198.006, Line 32, by inserting after the second appearance of the word "**who**" on said line the word "**may**"; and

Further amend said bill, Page 2, Section 198.006, Line 33, by deleting the words "**one or more of**"; and

Further amend said bill, Page 5, Section 198.006, Line 136, by deleting the phrase "**residential care facility I or**"; and

Further amend said bill, Page 8, Section 198.073, Line 99, by inserting after the words "**residential care facility**" the numeral "**II**"; and

Further amend said bill, Page 9, Section 198.073, Line 112, by deleting the phrase "**applying for licensure**" and inserting in lieu thereof the word "**licensed**"; and

Further amend said bill, Page 9, Section 198.073, Line 113, by deleting the phrase "**that were not licensed as a residential care facility II on August 27, 2006**" and inserting in lieu thereof the following:

**"except for facilities licensed under subsection 3 of this section"; and**

Further amend said bill, Page 9, Section 198.073, Line 114, by inserting after the word "**admit**" the words "**or retain**"; and

Further amend said bill, Page 9, Section 198.073, Lines 114 and 115, by deleting the phrase "**, or remain in such facility,**"; and

Further amend said bill, Page 9, Section 198.073, Line 134, by deleting the word and number "**subsection 6**" and inserting in lieu thereof the word and number "**subsection 7**"; and

Further amend said bill, Page 11, Section 198.073, Line 202, by deleting the first appearance of the word "**facility**" on said line and inserting in lieu thereof the word "**entity**"; and

Further amend said bill, Page 11, Section 198.073, Line 211, by deleting the number "**28**" and inserting in lieu thereof the number "**27**"; and

Further amend said bill, Page 11, Section 198.073, Line 213, by inserting after the word "**Code**" the number and word "**13 or**"; and

Further amend said bill, Page 12, Section 198.073, Lines 3 and 4, by deleting the phrase "**unless licensed as an assisted living facility**"; and

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

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

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

*House Amendment No. 3*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Section 198.073, Page 8, Line 99, by inserting after the words "**residential care facility**" the following:

**"II**"; and

Further amend said section, Page 11, Line 202, by deleting the first appearance of the word “**facility**” and inserting in lieu thereof the following:

“**entity**”; and

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

On motion of Representative Bruns, **House Amendment No. 3** was adopted.

Representative Cooper (120) offered **House Amendment No. 4**.

*House Amendment No. 4*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Page 12, Section 1, Line 4, by inserting after said line the following:

“**Section 2. The department of social services, division of medical services and the department of health and senior services, division of senior and disability services shall work together to implement a new Medicaid payment system for assisted living facilities defined in 198.006 RSMo. The departments shall look at possible options including but not limited to federal Medicaid waivers, state plan amendments and provisions of the federal Deficit Reduction Act of 2005 that will allow a tiered rate system via a bundled monthly rate for all services not included in the room and board function of the facility including but not limited to: adult day care/socialization activities, escort services, essential shopping, health maintenance activities, housekeeping activities, meal preparation, laundry services, medication assistance (set-up and administration), personal care services, assistance with activities of daily living and instrumental activities of daily living, transportation services, nursing supervision, health promotion and exercise programming, emergency call systems, incontinence supplies, and companion services. The amount of the personal funds allowance for the Medicaid recipient residing in an assisted living facility shall include enough money for over-the-counter medications and co-payments for Medicaid and Medicare Part D services. The departments shall work with assisted living facility provider groups in developing this new payment system. The department of social services shall submit all necessary applications for implementing this new system singularly or within a multi-service state Medicaid waiver application to the secretary of the federal Department of Health and Human Services by July 1, 2007.**”; and

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

On motion of Representative Cooper (120), **House Amendment No. 4** was adopted.

Representative Wright (137) offered **House Amendment No. 5**.

*House Amendment No. 5*

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Page 12, Line 5, by inserting immediately after all of said line the following:

**"198.087. To ensure uniformity of application of regulation standards in long-term care facilities throughout the state, the department of social services shall:**

**(1) Evaluate the requirements for inspectors or surveyors of facilities, including the eligibility, training, and testing requirements for the position. Based on the evaluation, the department shall develop and implement additional training and knowledge standards for inspectors and surveyors;**

**(2) Periodically evaluate the performance of the inspectors or surveyors regionally and statewide to identify any deviations or inconsistencies in regulation application. At a minimum, the Missouri on-site surveyor evaluation process and the number and type of actions overturned by the informal dispute resolution process and formal appeal shall be used in the evaluation. Based on such evaluation, the department shall develop standards and a retraining process for the region, state, or individual inspector or surveyor, as needed;**

(3) In addition to the provisions of subdivisions (1) and (2) of this section, the department shall develop a single uniform comprehensive and mandatory course of instruction for inspectors/surveyors on the practical application of enforcement of statutes, rules, and regulations. Such course shall also be open to attendance by administrators and staff of facilities licensed pursuant to this chapter;

(4) With the full cooperation of and in conjunction with the department of health and senior services, evaluate the implementation and compliance of the provisions of subdivision (3) of subsection 1 of section 198.012 in which rules, requirements, regulations, and standards under section 197.080, RSMo, for residential care facilities II, intermediate care facilities, and skilled nursing facilities attached to an acute care hospital are consistent with the intent of this chapter. A report of the differences found in the evaluation conducted under this subdivision shall be made jointly by the departments of social services and health to the governor and members of the general assembly by January 1, 2008; and

(5) With the full cooperation and in conjunction with the department of health and senior services, develop rules and regulations requiring the exchange of information, including regulatory violations, between the departments to ensure the protection of individuals who are served by health care providers regulated by either the department of health and senior services or the department of social services;

(6) With the full cooperation of and in conjunction with the department of health and senior services, develop a pilot project to be conducted in at least one of the seven regions of the department of health and senior services in the state designed to evaluate the implementation of and compliance with section 198.073 and that the rules, requirements, regulations, and standards developed there under relating to assisted living facilities are consistent with the intent of this chapter;

(a) The pilot project survey team shall, at a minimum, consist of the following:

a. A licensed nursing home administrator who has been licensed by the state of Missouri as a nursing home administrator for at least three years and has served as an administrator of intermediate or skilled care nursing center for at least one year and who has not been terminated from any administrator's position for cause;

b. A registered nurse who has been licensed by the state of Missouri as a registered nurse for at least three years and has served as a director of nursing in an intermediate or skilled care nursing center for at least one year who has not been terminated from any director of nursing position for cause;

c. A certified nurses aide who has been certified by the state of Missouri as a certified nurses aide for at least six years and has worked served as a certified nurses aide in an intermediate or skilled care nursing center for at least three years and who has not been terminated from any certified nurses aide position for cause;

(b) The pilot project survey team shall inspect all assisted living facilities in its region to determine compliance with the stat licensing laws and regulations governing assisted living facilities;

(c) No later than January 1, 2007, the department of health and senior services shall develop a survey tool to enable the pilot project survey team to comprehensively assess during one survey for regulatory and licensing compliance for all services received by the assisted living facility resident in the assisted living facility provided by any health care provider licensed or certified by the department of health and senior services;

(d) No later than January 1, 2007, the department of health and senior services shall develop a tool to measure the impact of the shared responsibility agreement which allows for variations in standards and policies based on the preferences of the resident or the resident's legal representative that has the potential for serious adverse outcomes on the assisted living facility residents' health and safety;

(e) Inspections or surveys under this pilot project shall begin no later than June 1, 2007."; and

Further amend the title and enacting clause accordingly.

Representative Sutherland offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1*

*to*

*House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Pages 2-3, Subsection 6 of Section 198.087, by deleting all of said subsection; and

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

On motion of Representative Sutherland, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Wright (137), **House Amendment No. 5, as amended**, was adopted.

On motion of Representative Bruns, **HCS SCS SB 616, as amended**, was adopted.

On motion of Representative Bruns, **HCS SCS SB 616, as amended**, was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
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
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	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yates	Young	Mr Speaker

NOES: 001

Yaeger

PRESENT: 000



ABSENT WITH LEAVE: 011

Bean	Black	Brown 30	Hunter	Kelly
Smith 118	Spreng	Walsh	Wasson	Wright-Jones
Zweifel				

VACANCIES: 001

Speaker Jetton declared the bill passed.

**HCS#2 SCS SB 1221**, relating to crime, was taken up by Representative Lipke.

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

*House Amendment No. 1*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 486.185, Pages 58-59, Lines 1-36, by deleting all of said lines from the substitute; and

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

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

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

*House Amendment No. 2*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 409.5-508, Page 55, Line 9, by inserting immediately after the word “**criminal**” in the second instance the word “**securities**”; and

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

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

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

*House Amendment No. 3*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 409.1-102, Page 32, Lines 46-48, by deleting the following:

“**that is not an “insured depository institution” as defined in section 3(c)(2) of the Federal Deposit Insurance Act (12 U.S.C. 1813(c)(2)), or any successor federal statute**”; and

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

On motion of Representative Richard, **House Amendment No. 3** was adopted.

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

*House Amendment No. 4*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 573.037, Page 67, Line 7, by inserting immediately after said line the following:

- “575.080. 1. A person commits the crime of making a false report if [he] **such person** knowingly:
- (1) Gives false information to any person for the purpose of implicating another person in a crime; or
  - (2) Makes a false report to a law enforcement officer that a crime has occurred or is about to occur; or
  - (3) Makes a false report or causes a false report to be made to a law enforcement officer, security officer, fire department or other organization, official or volunteer, which deals with emergencies involving danger to life or property that a fire or other incident calling for an emergency response has occurred or is about to occur.
2. It is a defense to a prosecution under subsection 1 of this section that the actor retracted the false statement or report before the law enforcement officer or any other person took substantial action in reliance thereon.
3. The defendant shall have the burden of injecting the issue of retraction under subsection 2 of this section.
4. Making a false report is a class [B misdemeanor] **A misdemeanor.**”; and

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

On motion of Representative Tilley, **House Amendment No. 4** was adopted.

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

*House Amendment No. 5*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 590.035, Page 77, Line 4, by inserting immediately after said line the following:

“590.190. **The director is authorized to promulgate rules and regulations to implement the provisions of sections 590.010 to 590.190.** Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.”; and

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

On motion of Representative Jones, **House Amendment No. 5** was adopted.

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

*House Amendment No. 6*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 210.482, Page 25, Line 50, by inserting immediately after said line the following:

- “210.1012. 1. There is hereby created a statewide program called the "Amber Alert System" referred to in this section as the "system" to aid in the identification and location of **an** abducted [persons] child.
2. For the purposes of this section, "abducted [person] **child**" means a [person] **child** whose whereabouts are unknown and who is:
- (1) **Less than eighteen years of age and** reasonably believed to be the victim of the crime of kidnapping as defined by section 565.110, RSMo, as determined by local law enforcement;
  - (2) **Reasonably believed to be the victim of the crime of child kidnapping, as defined by section 565.115, RSMo, as determined by law enforcement; or**

**(3) Less than eighteen years of age and at least fourteen years of age, and who would otherwise be reasonably believed to be a victim of child kidnapping as defined by section 565.115, RSMo, as determined by law enforcement, if such person was under the age of fourteen.**

3. The department of public safety shall develop regions to provide the system. The department of public safety shall coordinate local law enforcement agencies and public commercial television and radio broadcasters to provide an effective system. In the event that a local law enforcement agency opts not to set up a system and an abduction occurs within the jurisdiction, it shall notify the department of public safety who will notify local media in the region.

4. The Amber alert system shall include all state agencies capable of providing urgent and timely information to the public together with broadcasters and other private entities that volunteer to participate in the dissemination of urgent public information. At a minimum, the Amber alert system shall include the department of public safety, highway patrol, department of transportation, department of health and senior services, and Missouri lottery.

5. The department of public safety shall have the authority to notify other regions upon verification that the criteria established by the oversight committee has been met.

6. Participation in an Amber alert system is entirely at the option of local law enforcement agencies and federally licensed radio and television broadcasters.

7. Any person who knowingly makes a false report that triggers an alert pursuant to this section is guilty of a class A misdemeanor.”; and

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

On motion of Representative Bruns, **House Amendment No. 6** was adopted.

Representative Behnen assumed the Chair.

Representative Bruns offered **House Amendment No. 7**.

*House Amendment No. 7*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 3, Page 85, Line 3, by inserting immediately after said line the following:

**“Section 4. 1. The department of public safety has the authority to promulgate rules establishing recommended procedures for issuing missing endangered person advisories. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.**

**2. For the purposes of this section, "missing endangered person" means a person whose whereabouts are unknown and who is:**

**(1) Physically or mentally disabled to the degree that the person is dependent upon an agency or another individual;**

**(2) Missing under circumstances indicating that the missing person’s safety may be in danger; or**

**(3) Missing under involuntary or unknown circumstances.”; and**

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

On motion of Representative Bruns, **House Amendment No. 7** was adopted.

Representative Cooper (158) offered **House Amendment No. 8**.

*House Amendment No. 8*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 565.182, Page 64, Line 8, by inserting after all of said line the following:

**“565.320. 1. As used in this section the following terms shall mean:**

**(1) "Crime of violence", any crime which involved the threat or use of physical force against an elderly person;**

**(2) "Elderly", a person sixty-five years of age or older.**

**2. Notwithstanding any other provision of law no court shall sentence a person who has pled guilty or nolo contendere to or has been found guilty of a crime of violence against the elderly to a term of imprisonment of less than thirty consecutive days or to pay a fine in lieu of a term of imprisonment, nor shall such person be eligible for parole or probation until he or she has served a minimum of thirty consecutive days of imprisonment.”; and**

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

On motion of Representative Cooper (158), **House Amendment No. 8** was adopted.

Representative Franz offered **House Amendment No. 9**.

*House Amendment No. 9*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 578.409, Pages 76-77, Lines 1-32, by deleting all of said lines; and

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

On motion of Representative Franz, **House Amendment No. 9** was adopted.

Representative Bringer offered **House Amendment No. 10**.

*House Amendment No. 10*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 69, Section 577.020, Line 53, by inserting after said line the following:

“Full information is limited to the following:

(1) The type of test administered and the procedures followed;

(2) The time of the collection of the blood, breath, or urine sample analyzed;

(3) The numerical results of the test indicating the alcohol content of the blood, breath, or urine;

(4) The type and status of any permit which was held by the person who performed the test;

(5) If the test was administered by means of a breath testing instrument, the date of performance of the most required maintenance of such instrument.

Full information does not include schematics, manuals, or software of the instrument used to test the person or any other material that is not in the actual possession of the state.

Additionally, full information does not include information in the possession of the manufacturer of the test instrument.”.

On motion of Representative Bringer, **House Amendment No. 10** was adopted.

Representative Jolly offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 64, Section 561.031, Line 28, by inserting immediately after said line the following:

"565.063. 1. As used in this section, the following terms mean:

(1) "Domestic assault offense":

(a) The commission of the crime of domestic assault in the first degree [pursuant to section 565.072] or domestic assault in the second degree [pursuant to section 565.073]; or

(b) The commission of the crime of assault in the first degree [pursuant to the provisions of section 565.050] or assault in the second degree [pursuant to the provisions of section 565.060], if the victim of the assault was a family or household member; **or**

**(c) The commission of a crime in another state, or any federal offense, or any military offense which, if committed in this state, would be a violation of any offense listed in paragraph (a) or paragraph (b) of this subdivision.**

(2) "Family" or "household member", spouses, former spouses, adults related by blood or marriage, adults who are presently residing together or have resided together in the past and adults who have a child in common regardless of whether they have been married or have resided together at any time;

(3) "Persistent domestic violence offender", a person who has pleaded guilty to or has been found guilty of two or more domestic assault offenses, where such two or more offenses occurred within ten years of the occurrence of the domestic assault offense for which the person is charged; and

(4) "Prior domestic violence offender", a person who has pleaded guilty to or has been found guilty of one domestic assault offense, where such prior offense occurred within five years of the occurrence of the domestic assault offense for which the person is charged.

2. No court shall suspend the imposition of sentence as to a prior or persistent domestic violence offender pursuant to this section nor sentence such person to pay a fine in lieu of a term of imprisonment, section 557.011, RSMo, to the contrary notwithstanding, nor shall such person be eligible for parole or probation until such person has served a minimum of six months' imprisonment.

3. The court shall find the defendant to be a prior domestic violence offender or persistent domestic violence offender, if:

(1) The indictment or information, original or amended, or the information in lieu of an indictment pleads all essential facts warranting a finding that the defendant is a prior domestic violence offender or persistent domestic violence offender; and

(2) Evidence is introduced that establishes sufficient facts pleaded to warrant a finding beyond a reasonable doubt the defendant is a prior domestic violence offender or persistent domestic violence offender; and

(3) The court makes findings of fact that warrant a finding beyond a reasonable doubt by the court that the defendant is a prior domestic violence offender or persistent domestic violence offender.

4. In a jury trial, such facts shall be pleaded, established and found prior to submission to the jury outside of its hearing.

5. In a trial without a jury or upon a plea of guilty, the court may defer the proof in findings of such facts to a later time, but prior to sentencing.

6. The defendant shall be accorded full rights of confrontation and cross-examination, with the opportunity to present evidence, at such hearings.

7. The defendant may waive proof of the facts alleged.

8. Nothing in this section shall prevent the use of presentence investigations or commitments.

9. At the sentencing hearing both the state and the defendant shall be permitted to present additional information bearing on the issue of sentence.

10. The pleas or findings of guilty shall be prior to the date of commission of the present offense.

11. The court shall not instruct the jury as to the range of punishment or allow the jury, upon a finding of guilty, to assess and declare the punishment as part of its verdict in cases of prior domestic violence offenders or persistent domestic violence offenders.

12. Evidence of prior convictions shall be heard and determined by the trial court out of the hearing of the jury prior to the submission of the case to the jury, and shall include but not be limited to evidence of convictions received by a search of the records of the Missouri uniform law enforcement system maintained by the Missouri state highway patrol. After hearing the evidence, the court shall enter its findings thereon.

13. Evidence of similar criminal convictions of domestic violence pursuant to this chapter, chapter 566, RSMo, or chapter 568, RSMo, within five years of the offense at issue, shall be admissible for the purposes of showing a past history of domestic violence.

14. Any person who has pleaded guilty to or been found guilty of a violation of section 565.072 shall be sentenced to the authorized term of imprisonment for a class A felony if the court finds the offender is a prior domestic violence offender. The offender shall be sentenced to the authorized term of imprisonment for a class A felony which term shall be served without probation or parole if the court finds the offender is a persistent domestic violence offender or the prior domestic violence offender inflicts serious physical injury on the victim.

15. Any person who has pleaded guilty to or been found guilty of a violation of section 565.073 shall be sentenced:

(a) To the authorized term of imprisonment for a class B felony if the court finds the offender is a prior domestic violence offender; or

(b) To the authorized term of imprisonment for a class A felony if the court finds the offender is a persistent domestic violence offender."; and

Further amend the title and enacting clauses accordingly.

On motion of Representative Jolly, **House Amendment No. 11** was adopted.

Representative Harris (23) offered **House Amendment No. 12**.

*House Amendment No. 12*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 568.070, Page 65, Lines 17 and 18, by deleting all of said lines and inserting in lieu thereof the following words "**video game which contains the mutilation of body parts, gore, depictions of human injury**"; and

Further amend said section, Page 65, Line 25, by deleting the following words "**rated M or AO**" and inserting in lieu thereof the following words "**as described by this section**"; and

Further amend said section, Page 66, Lines 43 and 44, by deleting the words "**rated M or AO**" and inserting in lieu thereof the following words "**as described by this section**"; and

Further amend said section, Page 66, Lines 45 and 46, by deleting all of said lines and inserting in lieu thereof the following words "2. Unlawful transactions with a child is a class B misdemeanor."; and

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

On motion of Representative Harris (23), **House Amendment No. 12** was adopted.

Representative Cooper (120) offered **House Amendment No. 13**.

*House Amendment No. 13*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 83, Section 610.105, Line 17, by inserting immediately after said line the following:

"650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for telecommunicators who answer 911 calls that come to public safety answering points shall be as follows:

- (1) Police telecommunicator . . . . . 16 hours;
- (2) Fire telecommunicator . . . . . 16 hours;
- (3) Emergency medical services telecommunicator . . . . . 16 hours;

(4) Joint communication center telecommunicator . . . . . 40 hours.

3. All persons employed as a telecommunicator in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator. Such persons shall complete at least [sixteen] **twenty-four** hours of ongoing training every [two] **three** years by such persons or organizations as provided in subsection 6 of this section. **The reporting period for the ongoing training under this subsection shall run concurrent with the existing continuing education reporting periods for Missouri peace officers pursuant to chapter 590, RSMo.**

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which are at least as stringent as the training requirements of subsection 2 of this section.

6. The department of public safety shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, RSMo, or a person trained by an entity accredited or certified under section 190.131, RSMo, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134, RSMo.”; and

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

On motion of Representative Cooper (120), **House Amendment No. 13** was adopted.

Representative Munzlinger offered **House Amendment No. 14**.

*House Amendment No. 14*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 29, Section 221.040, Line 7, by inserting after said line the following:

“304.230. 1. It shall be the duty of the sheriff of each county or city to see that the provisions of sections 304.170 to 304.230 are enforced, and any peace officer or police officer of any county or city or any highway patrol officer shall have the power to arrest on sight or upon a warrant any person found violating or having violated the provisions of such sections.

2. The sheriff or any peace officer or any highway patrol officer is hereby given the power to stop any such conveyance or vehicle as above described upon the public highway for the purpose of determining whether such vehicle is loaded in excess of the provisions of sections 304.170 to 304.230, and if he or she finds such vehicle loaded in violation of the provisions thereof he or she shall have a right at that time and place to cause the excess load to be removed from such vehicle; and provided further, that any regularly employed maintenance man of the department of transportation shall have the right and authority in any part of this state to stop any such conveyance or vehicle upon the public highway for the purpose of determining whether such vehicle is loaded in excess of the provisions of sections 304.170 to 304.230, and if he or she finds such vehicle loaded in violation of the provisions thereof, he or she shall have the right at that time and place to cause the excess load to be removed from such vehicle. When only an axle or a tandem axle group of a vehicle is overloaded, the operator shall be permitted to shift the load, if this will not overload some other axle or axles, without being charged with a violation; provided, however, the privilege of shifting the weight without being charged with a violation shall not extend to or include vehicles while traveling on the federal interstate system of highways. When only an axle or tandem axle group of the vehicle traveling on the federal interstate system of highways is overloaded and a court authorized to enforce the provisions of sections 304.170 to 304.230 finds that the overloading was due to the inadvertent shifting of the load changing axle weights in transit through no fault of the operator of the vehicle and that the load thereafter had been shifted so that no axle had been overloaded, then the court may find that no violation has been committed. The operator of any vehicle shall be permitted to back up and reweigh, or to turn around and weigh from the opposite direction. Any operator whose vehicle is weighed and found to be within five percent of any legal limit may request and receive a weight ticket, memorandum or statement showing the weight or

weights on each axle or any combinations of axles. Once a vehicle is found to be within the limits of section 304.180 after having been weighed on any state scale and there is no evidence that any cargo or fuel has been added, no violation shall occur, but a presumption shall exist that cargo or fuel has been added if upon reweighing on another state scale the total gross weight exceeds the applicable limits of section 304.180 or 304.190. The highways and transportation commission of this state may deputize and appoint any number of their regularly employed maintenance men to enforce the provisions of such sections, and the maintenance men delegated and appointed in this section shall report to the proper officers any violations of sections 304.170 to 304.230 for prosecution by such proper officers.

3. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to supervise or operate permanent or portable weigh stations used in the enforcement of commercial vehicle laws. These persons shall be designated as commercial vehicle inspectors and have limited police powers:

(1) To issue uniform traffic tickets at a permanent or portable weigh station for violations of rules and regulations of the division of motor carrier [and railroad safety of the department of economic development] **services of the highways and transportation commission** and department of public safety, and laws, rules, and regulations pertaining to commercial motor vehicles and trailers and related to size, weight, fuel tax, registration, equipment, driver requirements, transportation of hazardous materials and operators' or chauffeurs' licenses, and the provisions of sections 303.024 and 303.025, RSMo;

(2) To require the operator of any commercial vehicle to stop and submit to a vehicle and driver inspection to determine compliance with commercial vehicle laws, rules, and regulations, the provisions of sections 303.024 and 303.025, RSMo, and to submit to a cargo inspection when reasonable grounds exist to cause belief that a vehicle is transporting hazardous materials as defined by Title 49 of the Code of Federal Regulations;

(3) To make arrests for violation of subdivisions (1) and (2) of this subsection. Commercial vehicle inspectors shall not have the authority to exercise the powers granted in subdivisions (1), (2) and (3) of this subsection until they have successfully completed training approved by the superintendent of the Missouri state highway patrol; nor shall they have the right as peace officers to bear arms.

4. The superintendent of the Missouri state highway patrol may appoint qualified persons, who are not members of the highway patrol, designated as commercial vehicle enforcement officers, with the powers:

(1) To issue uniform traffic tickets for violations of laws, rules and regulations pertaining to commercial vehicles, trailers, special mobile equipment and drivers of such vehicles, and the provisions of sections 303.024 and 303.025, RSMo;

(2) To require the operator of any commercial vehicle to stop and submit to a vehicle and driver inspection to determine compliance with commercial vehicle laws, rules, and regulations, compliance with the provisions of sections 303.024 and 303.025, RSMo, and to submit to a cargo inspection when reasonable grounds exist to cause belief that a vehicle is transporting hazardous materials as defined by Title 49 of the Code of Federal Regulations;

(3) To make arrests upon warrants and for violations of subdivisions (1) and (2) of this subsection.

**Commercial vehicle officers selected and designated as peace officers by the superintendent of the Missouri state highway patrol are hereby declared to be peace officers of the state of Missouri, with full power and authority to make arrests solely for violations under the powers granted in subdivisions (1) to (3) of this subsection.** Commercial vehicle enforcement officers shall not have the authority to exercise the powers granted in subdivisions (1), (2) and (3) of this subsection until they have successfully completed training approved by the superintendent of the Missouri state highway patrol **and have completed the mandatory standards for the basic training and licensure of peace officers established by the peace officers standards and training commission under subsection 1 of section 590.030, RSMo. Commercial vehicle officers who are employed and performing their duties on August 28, 2006, shall have until July 1, 2010, to comply with the mandatory standards regarding police officer basic training and licensure.** Commercial vehicle enforcement officers shall have the right as peace officers to bear arms.

5. Any additional employees needed for the implementation of this section shall be hired in conformity with the provisions of the federal fair employment and antidiscrimination acts.

6. Any part of this section which shall be construed to be in conflict with the axle or tandem axle load limits permitted by the Federal-Aid Highway Act, Section 127 of Title 23 of the United States Code (Public Law 85-767, 85th Congress) shall be null, void and of no effect.”; and

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

On motion of Representative Munzlinger, **House Amendment No. 14** was adopted.

Representative Pearce offered **House Amendment No. 15**.



House Amendment No. 15

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 56.087, Page 3, Line 17, by inserting immediately after said line the following:

“174.700. The board of regents or board of governors of any state college or university may appoint and employ as many college or university police officers as it may deem necessary to **enforce regulations established under section 174.709 and general motor vehicle laws of this state in accordance with section 174.712**, protect persons, property, and to preserve peace and good order only in the public buildings, properties, grounds, and other facilities and locations over which it has charge or control.

174.703. **1.** The college or university police officers, before they enter upon their duties, shall take and subscribe an oath of office before some officer authorized to administer oaths, to faithfully and impartially discharge the duties thereof, which oath shall be filed in the office of the board, and the secretary of the board shall give each college police officer so appointed and qualified a certificate of appointment, under the seal of the board, which certificate shall empower him or her with the same authority to maintain order, preserve peace and make arrests as is now held by peace officers.

**2. The college or university police officers shall have the authority to enforce the regulations established in section 174.709 and general motor vehicle laws in accordance with section 174.712 on the campus as proscribed in chapter 304, RSMo.** The college or university police officer may in addition expel from the public buildings, campuses, and grounds, persons violating the rules and regulations that may be proscribed by the board or others under the authority of the board.

**3.** Such officer or employee of the state college or university as may be designated by the board shall have immediate charge, control and supervision of police officers appointed by authority of this section. Such college or university police officers shall have satisfactorily completed before appointment a training course for police officers as proscribed by chapter 590, RSMo, for state peace officers or, by virtue of previous experience or training, have met the requirements of chapter 590, RSMo, **and have been certified under that chapter.**

174.706. Nothing in sections 174.700 to 174.706 shall be construed as denying the board the right to appoint guards or watchmen who shall not be given the authority and powers authorized by sections 174.700 to [174.706] **174.712.**

**174.709. 1.** For the purpose of promoting public safety, health, and general welfare and to protect life and property, the board of regents or board of governors of any state college or university may establish regulations to control vehicular traffic, including speed regulations, on any thoroughfare owned or maintained by the state college or university and located within any of its campuses. Such regulations shall be consistent with the provisions of the general motor vehicle laws of this state. Upon adoption of such regulations, the state college or university shall have the authority to place official traffic control devices, as defined in section 300.010, RSMo, on campus property.

**2.** The regulations established by the board of regents or board of governors of any state college or university under subsection 1 of this section shall be codified, printed, and distributed for public use. Adequate signs displaying the speed limit shall be posted along such thoroughfares.

**3.** Violations of any regulation established under this section shall have the same effect as a violation of municipal ordinances adopted under section 304.120, RSMo, with penalty provisions as provided in section 304.570, RSMo. Points assessed against any person under section 302.302, RSMo, for a violation of this section shall be the same as provided for a violation of a county or municipal ordinance.

**4.** The provisions of this section shall apply only to moving violations.

**174.712.** All motor vehicles operated upon any thoroughfare owned or maintained by the state college or university and located within any of its campuses shall be subject to the provisions of the general motor vehicle laws of this state, including chapters 301, 302, 303, 304, 307, and 577, RSMo. Violations shall have the same effect as though such had occurred on public roads, streets, or highways of this state.”; and

Further amend said substitute, Section 491.170, Page 62, Line 18, by inserting immediately after said line the following:

“544.157. 1. Any law enforcement officer certified pursuant to chapter 590, RSMo, of any political subdivision of this state, any authorized agent of the department of conservation, any commissioned member of the Missouri capitol police, any commissioned member of the Missouri state park rangers, **any college or university police officer**, and any authorized agent of the Missouri state water patrol in fresh pursuit of a person who is reasonably believed by such officer to have committed a felony in this state or who has committed, or attempted to commit, in the presence of such officer or agent, any criminal offense or violation of a municipal or county ordinance, or for whom such officer holds a warrant of arrest for a criminal offense, shall have the authority to arrest and hold in custody such person anywhere in this state. Fresh pursuit may only be initiated from within the pursuing peace officer's, conservation agent's, capitol police officer's, state park ranger's, **college or university police officer's**, or water patrol officer's jurisdiction and shall be terminated once the pursuing peace officer is outside of such officer's jurisdiction and has lost contact with the person being pursued. If the offense is a traffic violation, the uniform traffic ticket shall be used as if the violator had been apprehended in the municipality or county in which the offense occurred.

2. If such an arrest is made in obedience to a warrant, the disposition of the prisoner shall be made as in other cases of arrest under a warrant; if the violator is served with a uniform traffic ticket, the violator shall be directed to appear before a court having jurisdiction to try the offense; if the arrest is without a warrant, the prisoner shall be taken forthwith before a judge of a court with original criminal jurisdiction in the county wherein such arrest was made or before a municipal judge thereof having original jurisdiction to try such offense, who may release the person as provided in section 544.455, conditioned upon such person's appearance before the court having jurisdiction to try the offense. The person so arrested need not be taken before a judge as herein set out if given a summons by the arresting officer.

3. The term "fresh pursuit", as used in this section, shall include hot or fresh pursuit as defined by the common law and also the pursuit of a person who has committed a felony or is reasonably suspected of having committed a felony in this state, or who has committed or attempted to commit in this state a criminal offense or violation of municipal or county ordinance in the presence of the arresting officer referred to in subsection 1 of this section or for whom such officer holds a warrant of arrest for a criminal offense. It shall include also the pursuit of a person suspected of having committed a supposed felony in this state, though no felony has actually been committed, if there is reasonable ground for so believing. "Fresh pursuit" as used herein shall imply instant pursuit.

4. A public agency electing to institute vehicular pursuits shall adopt a policy for the safe conduct of vehicular pursuits by peace officers. Such policy shall meet the following minimum standards:

- (1) There shall be supervisory control of the pursuit;
- (2) There shall be procedures for designating the primary pursuit vehicle and for determining the total number of vehicles to be permitted to participate at one time in the pursuit;
- (3) There shall be procedures for coordinating operation with other jurisdictions; and
- (4) There shall be guidelines for determining when the interests of public safety and effective law enforcement justify a vehicular pursuit and when a vehicular pursuit should not be initiated or should be terminated.”; and

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

On motion of Representative Pearce, **House Amendment No. 15** was adopted.

Representative Fares offered **House Amendment No. 16**.

*House Amendment No. 16*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 92.500, Page 6, Line 115, by inserting immediately after said line the following:

“**94.860. 1. The governing body of any municipalities located in whole or in part within any county with a charter form of government and with more than one million inhabitants is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to one-half of one percent on all retail sales made in such municipality, which are subject to taxation under the provisions of sections 144.010 to 144.525, RSMo, for the purpose of improving the public safety for such municipality, including but not limited to expenditures on equipment, municipal employee salaries and benefits, contractual payments for public safety services, and**

facilities for police, fire and emergency medical providers. The tax authorized by this section shall be in addition to any other sales taxes allowed by law. No ordinance or order imposing a sales tax pursuant to the provisions of this section shall be effective unless the governing body of the municipality submits to the voters of the municipality, at a county or state general, primary, or special election, a proposal to authorize the governing body of the municipality to impose a tax.

2. If the proposal submitted involves only authorization to impose the tax authorized by this section, the ballot of submission shall contain, but need not be limited to, the following language:

Shall the municipality of ..... (municipality's name) impose a sales tax of ..... (insert amount) for the purpose of improving the public safety of the municipality?

YES

NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal submitted pursuant to this subsection, then the ordinance or order and any amendments thereto shall be in effect on the first day of the second quarter immediately following the election approving the proposal. If a proposal receives less than the required majority, then the governing body of the municipality shall have no power to impose the sales tax herein authorized unless and until the governing body of the municipality shall again have submitted another proposal to authorize the governing body of the municipality to impose the sales tax authorized by this section and such proposal is approved by the required majority of the qualified voters voting thereon.

3. Within thirty days of the approval of a public safety sales tax pursuant to this section, the governing body shall choose one of the following options:

(1) OPTION 1. Eighty-five percent of the moneys generated within each municipality shall be retained in subaccount 1 of the trust fund created in subsection 4 of this section and shall be returned to that municipality as provided in subdivision (1) of subsection 4 of this section. Fifteen percent of the moneys generated within each municipality shall be retained in subaccount 2 of the trust fund created in, and allocated as provided in, subdivision (2) of subsection 4 of this section;

(2) OPTION 2. One hundred percent of the moneys generated within each municipality shall be retained in subaccount 2 of the trust fund created in, and allocated as provided in, subdivision (2) of subsection 4 of this section.

4. The moneys shall be retained in two separate subaccounts in the "Municipal Public Safety Sales Tax Fund" which is hereby created. Moneys in the fund shall be distributed to each municipality as follows:

(1) For municipalities choosing Option 1, eighty-five percent of the taxes collected within each municipality and retained in subaccount 1 of the trust fund shall be returned to each municipality;

(2) For municipalities choosing Option 2, the moneys retained in subaccount 2 of the trust fund shall be distributed to each municipality based on the percentage ratio that the population of that municipality bears to the total population of all of the municipalities choosing Option 2.

5. All revenue received by a municipality from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for improving the public safety for such municipality for so long as the tax shall remain in effect. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for improving public safety for the municipality. Any funds in such special trust fund which are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other municipal funds.

6. All sales taxes collected by the director of the department of revenue under this section on behalf of any municipality, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited in the special trust fund created in subsection 4 of this section. The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of the department of revenue shall keep accurate records of the amount of money in the trust and which was collected in each municipality imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the municipality and the public. Not later than the tenth day of each month the director of the department of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the municipality which levied the tax, such funds shall be deposited with the treasurer of each such municipality, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such

municipality. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters.

7. The director of the department of revenue may make refunds from the amounts in the trust fund and credited to any municipality for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such municipalities. If any municipality abolishes the tax, the municipality shall notify the director of the department of revenue of the action at least ninety days prior to the effective date of the repeal and the director of the department of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such municipality, the director of the department of revenue shall remit the balance in the account to the municipality and close the account of that municipality. The director of the department of revenue shall notify each municipality of each instance of any amount refunded or any check redeemed from receipts due the municipality.

8. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed under this section.”; and

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

Representative Fares moved that **House Amendment No. 16** be adopted.

Which motion was defeated by the following vote:

AYES: 044

Behnen	Bivins	Bland	Bogetto	Cooper 120
Cooper 155	Cunningham 145	Day	Deeken	Emery
Fares	Fisher	Flook	Guest	Hunter
Johnson 47	Jones	Kingery	Lipke	McGhee
Muschany	Myers	Nance	Parson	Pearce
Pollock	Quinn	Rector	Scharnhorst	Schlottach
Skaggs	Stevenson	St. Onge	Tilley	Villa
Wallace	Walton	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 159	Mr Speaker	

NOES: 109

Aull	Avery	Baker 25	Baker 123	Bearden
Black	Bowman	Boykins	Bringer	Brooks
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 158	Corcoran	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Ervin	Faith	Frame
Franz	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Ice	Jackson	Johnson 61	Johnson 90
Jolly	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Loehner
Low 39	Lowe 44	Marsh	May	Meadows
Meiners	Moore	Munzlinger	Nieves	Nolte
Page	Parker	Phillips	Portwood	Pratt
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 150	Storch

Sutherland	Swinger	Threlkeld	Viebrock	Vogt
Wagner	Whorton	Wildberger	Witte	Wright 137
Wright-Jones	Yaeger	Yates	Young	

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 008

Bean	Brown 30	Kelly	Smith 118	Spreng
Walsh	Wasson	Zweifel		

VACANCIES: 001

Representative Lipke offered **House Amendment No. 17.**

*House Amendment No. 17*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 565.182, Page 64, Lines 1-8, by deleting all of said lines from the substitute; and

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

On motion of Representative Lipke, **House Amendment No. 17** was adopted.

Representative George offered **House Amendment No. 18.**

*House Amendment No. 18*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 73, Section 577.023, Line 124, by inserting after said line the following:

“577.029. A licensed physician, registered nurse, or trained medical technician at the place of his **or her** employment, acting at the request and direction of the law enforcement officer, shall withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his **or her** good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. [A nonalcoholic antiseptic shall be used for cleansing the skin prior to venapuncture.] Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him **or her**.”; and

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

On motion of Representative George, **House Amendment No. 18** was adopted by the following vote:

AYES: 150

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett

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Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Ice	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	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	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	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	Young	Mr Speaker

NOES: 002

Avery Franz

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 009

Bean	Brown 30	El-Amin	Hunter	Kelly
Smith 118	Spreng	Walsh	Zweifel	

VACANCIES: 001

Representative Ruestman offered **House Amendment No. 19.**

*House Amendment No. 19*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 488.5050, Page 60, Line 1, by inserting immediately preceding all of said line the following:

“488.5025. 1. In addition to any other assessment authorized by law, a court may assess a fee of twenty-five dollars on each person who pays a court-ordered judgment, penalty, fine, sanction, or court costs on a time- payment basis, including restitution and juvenile monetary assessments. A time-payment basis shall be any judgment, penalty, fine, sanction, or court cost not paid, in full, within thirty days of the date the court imposed the judgment, penalty fine, sanction, or court cost. Imposition of the time-payment fee shall be in addition to any other enforcement provisions authorized by law.

2. Ten dollars of the time-payment fee collected pursuant to this section shall be payable to the clerk of the court of the county, **or clerk of the court of the municipality**, from which such fee was collected, or to such person as is designated by local circuit court rule as treasurer of said fund, and said fund shall be applied and expended under the direction and order of the court en banc of any such county to be utilized by the court **where such fine is collected** to improve, maintain, and enhance the ability to collect and manage moneys assessed or received by the courts, to improve case processing, enhance court security, preservation of the record, or to improve the administration of justice. Eight dollars of the time-payment fee shall be deposited in the statewide court automation fund pursuant to section 476.055, RSMo. Seven dollars of the time-payment fee shall be paid to the director of revenue, to be deposited to the general revenue fund.”; and

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

On motion of Representative Ruestman, **House Amendment No. 19** was adopted.

Representative Jones offered **House Amendment No. 20**.

*House Amendment No. 20*

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 610.105, Page 83, Line 1, by inserting immediately preceding all of said line the following:

“610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines and policies developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Nothing in this exception shall be deemed to close information regarding expenditures, purchases, or contracts made by an agency in implementing these guidelines or policies. When seeking to close information pursuant to this exception, the agency shall affirmatively state in writing that disclosure would impair its ability to protect the safety or health of persons, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records. This exception shall sunset on December 31, 2008;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(d) This exception shall sunset on December 31, 2008;

(20) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open; and

(21) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body



or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body.

**(22) Records and documents of and pertaining to internal investigations by a law enforcement agency into matters of fitness and conduct of a law enforcement officer employed by such investigating law enforcement agency used solely in connection with matters relating to the employment of such law enforcement officer, and records and documents pertaining to any determinations or actions relating to an officer's employment status taken in connection with or following such investigations. However, if such records and documents are used or shared by an agency in a criminal investigation involving an officer, provisions regarding incident reports, investigative reports or other documents covered under section 610.100 shall apply.**

610.100. 1. As used in sections 610.100 to 610.150, the following words and phrases shall mean:

(1) "Arrest", an actual restraint of the person of the defendant, or by his or her submission to the custody of the officer, under authority of a warrant or otherwise for a criminal violation which results in the issuance of a summons or the person being booked;

(2) "Arrest report", a record of a law enforcement agency of an arrest and of any detention or confinement incident thereto together with the charge therefor;

(3) "Inactive", an investigation in which no further action will be taken by a law enforcement agency or officer for any of the following reasons:

(a) A decision by the law enforcement agency not to pursue the case;

(b) Expiration of the time to file criminal charges pursuant to the applicable statute of limitations, or ten years after the commission of the offense; whichever date earliest occurs;

(c) Finality of the convictions of all persons convicted on the basis of the information contained in the investigative report, by exhaustion of or expiration of all rights of appeal of such persons;

(4) "Incident report", a record of a law enforcement agency consisting of the date, time, specific location, name of the victim and immediate facts and circumstances surrounding the initial report of a crime or incident, including any logs of reported crimes, accidents and complaints maintained by that agency;

(5) "Investigative report", a record, other than an arrest or incident report, prepared by personnel of a law enforcement agency, inquiring into a crime or suspected crime, either in response to an incident report or in response to evidence developed by law enforcement officers in the course of their duties.

**(6) Investigative reports and incident reports, or other law enforcement records covered under this section, shall not include any records or documents pertaining to internal investigations by law enforcement agencies into matters of fitness and conduct of law enforcement officers employed by such investigating law enforcement agencies and used solely in connection with such officers' employment, as described in subdivision (22) of section 610.021. However, if such records and documents are used or shared by an agency in a criminal investigation involving an officer, provisions regarding incident reports, investigative reports or other documents covered under this section shall apply.**

2. Each law enforcement agency of this state, of any county, and of any municipality shall maintain records of all incidents reported to the agency, investigations and arrests made by such law enforcement agency. All incident reports and arrest reports shall be open records. Notwithstanding any other provision of law other than the provisions of subsections 4, 5 and 6 of this section or section 320.083, RSMo, investigative reports of all law enforcement agencies are closed records until the investigation becomes inactive. If any person is arrested and not charged with an offense against the law within thirty days of the person's arrest, the arrest report shall thereafter be a closed record except that the disposition portion of the record may be accessed and except as provided in section 610.120.

3. Except as provided in subsections 4, 5, 6 and 7 of this section, if any portion of a record or document of a law enforcement officer or agency, other than an arrest report, which would otherwise be open, contains information that is reasonably likely to pose a clear and present danger to the safety of any victim, witness, undercover officer, or other person; or jeopardize a criminal investigation, including records which would disclose the identity of a source wishing to remain confidential or a suspect not in custody; or which would disclose techniques, procedures or guidelines for law enforcement investigations or prosecutions, that portion of the record shall be closed and shall be redacted from any record made available pursuant to this chapter.

4. Any person, including a family member of such person within the first degree of consanguinity if such person is deceased or incompetent, attorney for a person, or insurer of a person involved in any incident or whose property is involved in an incident, may obtain any records closed pursuant to this section or section 610.150 for purposes of investigation of any civil claim or defense, as provided by this subsection. Any individual, his or her family member within the first degree of consanguinity if such individual is deceased or incompetent, his or her attorney or insurer, involved in an incident or whose property is involved in an incident, upon written request, may obtain a complete

unaltered and unedited incident report concerning the incident, and may obtain access to other records closed by a law enforcement agency pursuant to this section. Within thirty days of such request, the agency shall provide the requested material or file a motion pursuant to this subsection with the circuit court having jurisdiction over the law enforcement agency stating that the safety of the victim, witness or other individual cannot be reasonably ensured, or that a criminal investigation is likely to be jeopardized. If, based on such motion, the court finds for the law enforcement agency, the court shall either order the record closed or order such portion of the record that should be closed to be redacted from any record made available pursuant to this subsection.

5. Any person may bring an action pursuant to this section in the circuit court having jurisdiction to authorize disclosure of the information contained in an investigative report of any law enforcement agency, which would otherwise be closed pursuant to this section. The court may order that all or part of the information contained in an investigative report be released to the person bringing the action. In making the determination as to whether information contained in an investigative report shall be disclosed, the court shall consider whether the benefit to the person bringing the action or to the public outweighs any harm to the public, to the law enforcement agency or any of its officers, or to any person identified in the investigative report in regard to the need for law enforcement agencies to effectively investigate and prosecute criminal activity. The investigative report in question may be examined by the court in camera. The court may find that the party seeking disclosure of the investigative report shall bear the reasonable and necessary costs and attorneys' fees of both parties, unless the court finds that the decision of the law enforcement agency not to open the investigative report was substantially unjustified under all relevant circumstances, and in that event, the court may assess such reasonable and necessary costs and attorneys' fees to the law enforcement agency.

6. Any person may apply pursuant to this subsection to the circuit court having jurisdiction for an order requiring a law enforcement agency to open incident reports and arrest reports being unlawfully closed pursuant to this section. If the court finds by a preponderance of the evidence that the law enforcement officer or agency has knowingly violated this section, the officer or agency shall be subject to a civil penalty in an amount up to one thousand dollars. If the court finds that there is a knowing violation of this section, the court may order payment by such officer or agency of all costs and attorneys' fees, as provided by section 610.027. If the court finds by a preponderance of the evidence that the law enforcement officer or agency has purposely violated this section, the officer or agency shall be subject to a civil penalty in an amount up to five thousand dollars and the court shall order payment by such officer or agency of all costs and attorney fees, as provided in section 610.027. The court shall determine the amount of the penalty by taking into account the size of the jurisdiction, the seriousness of the offense, and whether the law enforcement officer or agency has violated this section previously.

7. The victim of an offense as provided in chapter 566, RSMo, may request that his or her identity be kept confidential until a charge relating to such incident is filed.”; and

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

On motion of Representative Jones, **House Amendment No. 20** was adopted.

Speaker Jetton resumed the Chair.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jolly
Jones	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
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 046

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
El-Amin	Fraser	George	Harris 110	Haywood
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meiners	Oxford	Robinson
Rucker	Salva	Schoemehl	Skaggs	Swinger
Villa	Walton	Wildberger	Wright-Jones	Yaeger
Young				

PRESENT: 014

Boykins	Burnett	Casey	Frame	Harris 23
Henke	Meadows	Page	Roorda	Shoemyer
Storch	Wagner	Whorton	Witte	

ABSENT WITH LEAVE: 009

Bean	Brown 30	Cooper 155	Kelly	Smith 118
Spreng	Vogt	Walsh	Zweifel	

VACANCIES: 001

On motion of Representative Lipke, **HCS#2 SCS SB 1221, as amended**, was adopted.

On motion of Representative Lipke, **HCS#2 SCS SB 1221, as amended**, was read the third time and passed by the following vote:

AYES: 143

Avery	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager

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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	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Mr Speaker		

NOES: 008

Brooks	Chappelle-Nadal	El-Amin	Haywood	Hoskins
Hughes	Walton	Wright-Jones		

PRESENT: 000

ABSENT WITH LEAVE: 011

Aull	Bean	Brown 30	Denison	Kelly
Pollock	Smith 118	Spreng	Vogt	Walsh
Zweifel				

VACANCIES: 001

Speaker Jetton declared the bill passed.

**HCS SS SCS SB 825**, relating to a regional investment district compact, 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. 825, Section 70.515, Page 9, Line 268, by deleting the word “**count**” on said line and inserting in lieu thereof the word “**county**”; 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 Pratt offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 825, Page 3, Section 70.515, Line 69, by inserting after the word "**elected**" the word "**chief**"; and

Further amend said bill, Page 5, Section 70.515, Line 133, by deleting all of said line and inserting in lieu thereof the following:

**"the Eligible Uses set forth in Article VIII of this";** and

Further amend said bill, Page 5, Section 70.515, Line 144, by deleting the word "**reviewed**" and inserting in lieu thereof the word "**renewed**"; and

Further amend said bill, Page 5, Section 70.515, Line 146, by inserting after "**Article IX,**" the word "**Section**"; and

Further amend said bill, Page 5, Section 70.515, Line 149, by deleting all of said line and inserting in lieu thereof the following:

**"the date or dates by which the election shall be held";** and

Further amend said bill, Page 6, Section 70.515, Line 175, by deleting all of said line and inserting in lieu thereof the following:

**"guidelines shall be consistent with the Program";** and

Further amend said bill, Page 6, Section 70.515, Line 176, by inserting after "**Article IV,**" the word "**Section**"; and

Further amend said bill, Page 6, Section 70.515, Line 180, by deleting all of said line and inserting in lieu thereof the following:

**"Committee shall direct to implement the Program Plan developed for an approved";** and

Further amend said bill, Page 7, Section 70.515, Lines 214 and 215, by deleting all of said lines and inserting in lieu thereof the following:

**"A Program Plan developed by the Commission shall be available to the public for review and comment in advance of dates set by the Commission for submission";** and

Further amend said bill, Page 8, Section 70.515, Line 237, by inserting after "**District**" the following:

**", with such tax to extend no longer than .....(insert years not to exceed fifteen) years following the first receipt by the county treasurer of revenue from such tax";** and

Further amend said bill, Page 9, Section 70.515, Line 268, by deleting the word "**count**" and inserting in lieu thereof the word "**county**"; and

Further amend said bill, Page 9, Section 70.515, Line 275, by deleting the word "**subject**"; and

Further amend said bill, Page 9, Section 70.515, Line 280, by deleting the word "**section**" and inserting in lieu thereof the word "**Compact**"; and

Further amend said bill, Page 10, Section 70.515, Line 313, by deleting all of said line and inserting in lieu thereof the following:

**"subdivisions of the states of Missouri or Kansas and/or local units of government in the";** and

Further amend said bill, Page 10, Section 70.515, Line 322, by deleting the word **"each"** and inserting in lieu thereof the word **"a"**; and

Further amend said bill, Page 11, Section 70.515, Line 358, by deleting the word **"Commissioners"** and inserting in lieu thereof the word **"Commission"**; and

Further amend said bill, Page 12, Section 70.515, Line 373, by deleting the word **"each"** and inserting in lieu thereof the word **"an"**; and

Further amend said bill, Page 13, Section 70.515, Line 406, by deleting all of said line and inserting in lieu thereof the following:

**"the Commission, in addition to the sales tax authorized by this Compact, may be raised by the governing bodies of the respective counties by the";** and

Further amend said bill, Page 13, Section 70.515, Line 407, by inserting after **"authorized"** the following:

**"by those counties or cities in those counties or";** and

Further amend said bill, Page 15, Section 70.535, Lines 39 and 40, by deleting all of said line and inserting in lieu thereof the following:

**"unless renewed by the qualified electors of that county prior to its expiration, or on the date";** and

Further amend said bill, Page 16, Section 70.535, Line 51, by deleting all of said line and inserting in lieu thereof the following:

**"4. Notwithstanding the provisions of section 99.845, RSMo, to the";** and

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

Representative Yates offered **House Amendment No. 1 to House Amendment No. 2.**

Representative Skaggs raised a point of order that **House Amendment No. 1 to House Amendment No. 2** is not germane to the underlying amendment.

The Chair ruled the point of order well taken.

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

On motion of Representative Pratt, **HCS SS SCS SB 825, as amended,** was adopted.

On motion of Representative Pratt, **HCS SS SCS SB 825, as amended**, was read the third time and passed by the following vote:

AYES: 146

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Brooks	Brown 50	Bruns	Burnett
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	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Hobbs
Hoskins	Hubbard	Hughes	Hunter	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
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	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	Young
Mr Speaker				

NOES: 007

Bringer	Dake	Ervin	Frame	Henke
Roark	Roorda			

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	George	Kelly
Spreng	Walsh	Zweifel		

VACANCIES: 001

Speaker Jetton declared the bill passed.

**HCS SS SCS SB 590, as amended, with House Amendment No. 4, pending**, relating to higher education, was taken up by Representative Kingery.

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On motion of Representative Schneider, **House Amendment No. 4** was adopted.

On motion of Representative Kingery, **HCS SS SCS SB 590, as amended**, was adopted.

On motion of Representative Kingery, **HCS SS SCS SB 590, as amended**, was read the third time and passed by the following vote:

AYES: 129

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Loehner
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Mr Speaker	

NOES: 022

Baker 25	Brooks	Brown 50	Burnett	Chappelle-Nadal
Curls	Darrough	Daus	El-Amin	Frame
Fraser	Harris 23	Johnson 90	Jolly	Lampe
Low 39	Lowe 44	Oxford	Roorda	Schoemehl
Vogt	Young			

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Bowman	Brown 30	Bruns	Dougherty
George	Kelly	Pollock	Spreng	Walsh
Zweifel				

VACANCIES: 001

Speaker Jetton declared the bill passed.



The emergency clause was adopted by the following vote:

AYES: 120

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Boykins	Bringer
Bruns	Casey	Chinn	Cooper 120	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	George	Guest	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Jones	Kingery
Kratky	Kraus	Lager	Lipke	Loehner
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Mr Speaker

NOES: 029

Baker 25	Bland	Brooks	Brown 50	Burnett
Chappelle-Nadal	Curis	Darrough	Daus	El-Amin
Fraser	Harris 23	Harris 110	Haywood	Johnson 90
Jolly	Kuessner	Lampe	LeVota	Liese
Low 39	Oxford	Salva	Schoemehl	Vogt
Whorton	Wildberger	Wright-Jones	Young	

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Bowman	Brown 30	Cooper 155	Frame
Kelly	Lembke	Parker	Pollock	Richard
Spreng	Walsh	Zweifel		

VACANCIES: 001

**HOUSE RESOLUTION**

Representative Dempsey offered House Resolution No. 3505, which was read.

HOUSE RESOLUTION NO. 3505

NOW THEREFORE, BE IT RESOLVED by the House of Representatives, Ninety-third General Assembly, that D. Adam Crumbliss be elected Chief Clerk of the House of Representatives effective July 10, 2006, for the remainder of the Ninety-third General Assembly.

On motion of Representative Dempsey, **HR 3505** was adopted by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
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	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	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bowman	Brooks	Brown 30	Burnett
Chappelle-Nadal	Dougherty	George	Kelly	Richard
Spreng	Vogt	Walsh	Zweifel	

VACANCIES: 001

## MESSAGE 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 **HJR 55**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 3 of article XIII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to compensation and discipline of public officials.

With Senate Amendment No. 1.

### *Senate Amendment No. 1*

AMEND House Joint Resolution No. 55, Page 3, Section 3, Line 68, by striking the opening bracket “[“; and

Further amend Line 69, by inserting immediately after the word “by” as it appears the second time in said line the following:

“**a two-thirds majority vote**”; and

Further amend Line 70, by striking the closing bracket “]”.

In which the concurrence of the House is respectfully requested.

## SUPPLEMENTAL CALENDAR

MAY 11, 2006

### SENATE BILL FOR THIRD READING

HCS SCS SB 1250 - Dusenberg

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

### AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Mitch Steevens, Kayla Reynolds, Sadie Dasovich and Andrew Scott.

### HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3533 - Representative Jetton

House Resolution No. 3534

and

House Resolution No. 3535 - Representative Self

House Resolution No. 3536 - Representatives McGhee and Pearce

House Resolution No. 3537 - Representative Aull

House Resolution No. 3538 - Representative El-Amin  
 House Resolution No. 3539 - Representative Rector  
 House Resolution No. 3540  
 through  
 House Resolution No. 3553 - Representative Hobbs  
 House Resolution No. 3554  
 through  
 House Resolution No. 3566 - Representative Day  
 House Resolution No. 3567 - Representative Dethrow  
 House Resolution No. 3568 - Representative George  
 House Resolution No. 3569 - Representative Walton

Speaker Pro Tem Bearden assumed the Chair.

### BILLS IN CONFERENCE

**CCR SCS HCS HBs 1270 & 1027, as amended**, relating to ethanol-blended fuel, was taken up by Representative Behnen.

On motion of Representative Behnen, **CCR SCS HCS HBs 1270 & 1027, as amended**, was adopted by the following vote:

AYES: 145

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Walton	Wasson

Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 004

Baker 123	Davis	Emery	Lowe 44
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PRESENT: 005

Brooks	Haywood	Oxford	Shoemyer	Witte
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ABSENT WITH LEAVE: 008

Bean	Brown 30	George	Kelly	Marsh
Parker	Spreng	Vogt		

VACANCIES: 001

On motion of Representative Behnen, **CCS SCS HCS HBs 1270 & 1027** was read the third time and passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Bearden	Behnen
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoemehl	Self	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 004

Baker 123                  Davis                          Emery                          Lowe 44

PRESENT: 004

Haywood                  Oxford                          Shoemyer                          Witte

ABSENT WITH LEAVE: 007

Bean                          Bivins                          Brown 30                          Kelly                          Marsh  
Schneider                  Spreng

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

### MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 590, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 616, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 805, as amended**, and requests the House recede from its position and failing to do so grant the Senate 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 **HCS SS SCS SB 894, as amended**: Senators Nodler, Shields, Rupp, Wilson and Days.

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 **HCS SS SCS SB 904, as amended**: Senators Griesheimer, Klindt, Koster, Wheeler and Coleman.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 1058, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon, further that the Senate Conferees are allowed to exceed the differences on Chapter 420.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS#2 SCS SB 1221, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

**BILLS CARRYING REQUEST MESSAGES**

**HCS SS SB 1058, as amended**, relating to judicial procedures and personnel, was taken up by Representative Pratt.

Representative Pratt moved that the House refuse to recede from its position on **HCS SS SB 1058, as amended**, and grant the Senate a conference and that the House conferees be allowed to exceed the differences on Chapter 420.

Which motion was adopted.

**HCS#2 SCS SB 1221, as amended**, relating to crime, was taken up by Representative Lipke.

Representative Lipke moved that the House refuse to recede from its position on **HCS#2 SCS SB 1221, as amended**, and grant the Senate a conference.

Which motion was adopted.

**HCS SCS SB 616, as amended**, relating to assisted living facilities, was taken up by Representative Bruns.

Representative Bruns moved that the House refuse to recede from its position on **HCS SCS SB 616, as amended**, and grant the Senate a conference.

Which motion was adopted.

**HCS SB 805, as amended**, relating to taxation, was taken up by Representative Smith (14).

Representative Smith (14) moved that the House refuse to recede from its position on **HCS SB 805, as amended**, and grant the Senate a conference.

Which motion was adopted.

**BILLS IN CONFERENCE**

**CCR SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, relating to sexual offenders, was taken up by Representative Lipke.

On motion of Representative Lipke, **CCR SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal

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Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	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
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	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: 005

Bean	Brown 30	Kelly	Marsh	Spreng
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VACANCIES: 001

On motion of Representative Lipke, **CCS SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61



Johnson 90	Jolly	Jones	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
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	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: 005

Bean	Brown 30	Kelly	Marsh	Spreng
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	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	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark

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Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	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: 005

Bean	Brown 30	Kelly	Marsh	Spreng
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VACANCIES: 001

**CCR SS#2 HCS HB 1456, as amended**, relating to employment security, was taken up by Representative Roark.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
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	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 059

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Darrough	Daus

Donnelly	El-Amin	Frame	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	Storch	Villa
Vogt	Walsh	Walton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 003

Casey	Wagner	Whorton
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ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Spreng	Swinger
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VACANCIES: 001

On motion of Representative Roark, **CCR SS#2 HCS HB 1456, as amended**, was adopted by the following vote:

AYES: 086

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Lager	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 071

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Cooper 158	Corcoran
Curls	Darrough	Daus	Donnelly	Dougherty
El-Amin	Flook	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lampe	Lembke
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Nolte	Oxford	Page	Parker
Robinson	Roorda	Rucker	Salva	Schoemehl

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Shoemyer	Silvey	Skaggs	Storch	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Spreng	Swinger
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VACANCIES: 001

On motion of Representative Roark, **CCS SS#2 HCS HB 1456** was read the third time and passed by the following vote:

AYES: 084

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Franz	Guest	Hobbs	Hunter	Iceet
Jackson	Johnson 47	Jones	Kelly	Kingery
Lager	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 071

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

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Cooper 158	Marsh	Spreng
Sutherland	Swinger			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

Representative Cooper (120) assumed the Chair.

**CCR SS SCS HCS HB 1306, as amended**, relating to state employee benefits, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **CCR SS SCS HCS HB 1306, as amended**, was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Iceet
Jackson	Johnson 47	Johnson 61	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	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	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	



PRESENT: 000

ABSENT WITH LEAVE: 006

Bean Brooks Brown 30 Lembke Marsh  
Spreng

VACANCIES: 001

Representative Cooper (120) 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 passed **SCS HCS HB 978**, entitled:

An act to amend chapter 42, RSMo, by adding thereto four new sections relating to the Vietnam War medallion program.

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 **SCS#2 HCS HB 1149**, entitled:

An act to repeal sections 640.100, 644.016, 644.036, 644.051, and 644.054, RSMo, and to enact in lieu thereof eight new sections relating to the regulation of water.

With Senate Amendment No. 1 and Senate Amendment No. 2.

#### *Senate Amendment No. 1*

AMEND Senate Committee Substitute No. 2 for House Committee Substitute for House Bill No. 1149, Page 1, Section A, Line 4 of said page, by inserting after all of said line the following:

**"67.1848. All public water supply districts, sewer districts, and municipalities, including villages, shall have the right to lay, install, construct, repair, and maintain sewer and water lines in public highways, roads, streets, and alleys, subject to the reasonable rules and regulations of governmental bodies having jurisdiction of such public places. Due regard shall be taken for the rights of the public in its use of thoroughfares and equal rights of other utilities thereto.**

227.240. 1. The location and removal of all telephone, cable television, and electric light and power transmission lines, poles, wires, and conduits and all pipelines and tramways, erected or constructed, or hereafter to be erected or constructed by any corporation, **municipality, public water supply district, sewer district**, association or persons, within the right-of-way of any state highway, insofar as the public travel and traffic is concerned, and insofar as the same may interfere with the construction or maintenance of any such highway, shall be under the control and supervision of the state highways and transportation commission.

2. A cable television corporation or company shall be permitted to place its lines within the right-of-way of any state highway, consistent with the rules and regulations of the state highways and transportation commission. The state highways and transportation commission shall establish a system for receiving and resolving complaints with respect to cable television lines placed in, or removed from, the right-of-way of a state highway.

3. The commission or some officer selected by the commission shall serve a written notice upon the **entity**, person or corporation owning or maintaining any such lines, poles, wires, conduits, pipelines, or tramways, which notice shall contain a plan or chart indicating the places on the right-of-way at which such lines, poles, wires, conduits, pipelines or tramways may be maintained. The notice shall also state the time when the work of hard surfacing said roads is proposed to commence, and shall further state that a hearing shall be had upon the proposed plan of location and matters incidental thereto, giving the place and date of such hearing. Immediately after such hearing the said owner shall be given a notice of the findings and orders of the commission and shall be given a reasonable time thereafter to comply therewith; provided, however, that the effect of any change ordered by the commission shall not be to remove all or any part of such lines, poles, wires, conduits, pipelines or tramways from the right-of-way of the highway. The removal of the same shall be made at the cost and expense of the owners thereof unless otherwise provided by said commission, and in the event of the failure of such owners to remove the same at the time so determined they may be removed by the state highways and transportation commission, or under its direction, and the cost thereof collected from such owners, and such owners shall not be liable in any way to any person for the placing and maintaining of such lines, poles, wires, conduits, pipelines and tramways at the places prescribed by the commission.

4. The commission is authorized in the name of the state of Missouri to institute and maintain, through the attorney general, such suits and actions as may be necessary to enforce the provisions of this section. Any corporation, association or the officers or agents of such corporations or associations, or any other person who shall erect or maintain any such lines, poles, wires, conduits, pipelines or tramways, within the right-of-way of such roads which are hard-surfaced, which are not in accordance with such orders of the commission, shall be deemed guilty of a misdemeanor."; and

Further amend the title and enacting clause accordingly.

*Senate Amendment No. 2*

AMEND Senate Committee Substitute No. 2 for House Committee Substitute for House Bill No. 1149, Page 17, Section 644.589, Line 6, by inserting immediately after all of said line the following:

"701.450. 1. For any facility for which construction commences after August 28, 1995, which is constructed as a place of assembly for public amusement including, but not limited to, sports stadiums and arenas, auditoriums and assembly halls, there shall be provided an equal number of water closets for women as there are the number of water closets and urinals provided for men, and there shall be provided an equal number of diaper changing stations for men as there are the number provided for women.

2. Each facility described in subsection 1 of this section constructed or under construction prior to August 28, 1995, shall provide water closets in the same ratio as required in subsection 1 of this section whenever such facility undergoes major structural renovation.

3. As used in subsection 2 of this section, the term "major structural renovation" means any reconstruction, rehabilitation, addition or other improvement which required more than fifty percent of the gross floor area of the existing facility to be rebuilt. The provisions of this act shall only apply to such portions of the building being renovated and not to the entire building.

**4. Notwithstanding any other provision of this section to the contrary, if any facility described in subsection 1 of this section located in any city not within a county is constructed in compliance with the requirements of the applicable building and plumbing codes of such city related to the minimum number of water closets that are designated for women, such facility shall not be required to comply with the requirements of subsection 1 of this section until one year following the date of its substantial completion.";** and

Further amend the title and enacting clause accordingly.

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 1837**, entitled:

An act to repeal sections 374.046, 383.010, 383.035, and 383.105, RSMo, and to enact in lieu thereof eighteen new sections relating to malpractice insurance.



With Senate Amendment No. 1.

*Senate Amendment No. 1*

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1837, Page 20, Section 383.016, Line 3, by inserting at the end of said line the following:

“**and**”; and

Further amend said bill and section, Page 20, Lines 4 to 8 of said page, by striking said lines and inserting in lieu thereof the following:

“(e) **How such assessments apply to members and former members.**”.

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 the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 616, as amended**: Senators Stouffer, Alter, Ridgeway, Bray and Green.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the conference on **SB 766 with HA 1** has been dissolved and the Senate requests the House recede from its position on **HA 1** to **SB 766** and take up and pass the bill.

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 **HCS SB 805, as amended**: Senators Gross, Crowell, Goodman, Green and Kennedy.

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 **HCS SS SB 1058, as amended**: Senators Loudon, Bartle, Rupp, Wheeler and Dougherty.

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 **HCS#2 SCS SB 1221, as amended**: Senators Goodman, Crowell, Bartle, Green and Callahan.

### **APPOINTMENT OF CONFERENCE COMMITTEES**

The Speaker appointed the following Conference Committees to act with like Committees from the Senate on the following bills:

**HCS SS SB 1058**: Representatives Pratt, Flook, Yates, Johnson (90) and Burnett

**HCS#2 SCS SB 1221**: Representatives Lipke, Bruns, Jones, Roorda and Wright-Jones

Representative Icet assumed the Chair.

Speaker Jetton resumed the Chair.

### BILLS IN CONFERENCE

**CCR SS HCS HB 1900, as amended**, relating to campaign finance, was taken up by Representative Dempsey.

Representative Dempsey moved that **CCR SS HCS HB 1900, as amended**, be adopted.

Representative Skaggs made a substitute motion that the House refuse to adopt **CCR SS HCS HB 1900, as amended**, and request the Senate to grant the House a further conference for the purpose of adopting **Senate Amendment No. 5 to SS HCS HB 1900, as amended**.

Representative Pratt raised a point of order that the substitute motion on **CCR SS HCS HB 1900, as amended**, is a negative motion and is in violation of the Rules of the House.

The Chair ruled the point of order not well taken.

Representative Skaggs again moved that the House refuse to adopt **CCR SS HCS HB 1900** and request the Senate to grant further conference for the purpose of adopting **Senate Amendment No. 5 to SS HCS HB 1900**.

Which motion was defeated by the following vote:

AYES: 065

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	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	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

NOES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	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	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves

Nolte	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Parker	Spreng
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VACANCIES: 001

Representatives Nieves assumed the Chair.

Representative Self moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	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	Guest	Hobbs
Hunter	Icey	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	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	Frame
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

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Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	El-Amin	Marsh	Spreng
Wasson				

VACANCIES: 001

On motion of Representative Dempsey, **CCR SS HCS HB 1900, as amended**, was adopted by the following vote:

AYES: 088

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	May	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 065

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	Dougherty	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Loehner
Low 39	Lowe 44	McGhee	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Sander	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 002

Davis Nolte

ABSENT WITH LEAVE: 007

Bean Bowman Brown 30 El-Amin Marsh  
Spreng Wasson

VACANCIES: 001

On motion of Representative Dempsey, **CCS SS HCS HB 1900** was read the third time and passed by the following vote:

AYES: 088

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	May	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 067

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Davis	Donnelly	Dougherty
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Loehner	Low 39	Lowe 44	McGhee
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Sander	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 001

Nolte

ABSENT WITH LEAVE: 006

Bean                      Brown 30                      El-Amin                      Marsh                      Spreng  
Wasson

VACANCIES: 001

Representative Nieves declared the bill passed.

Speaker Jetton resumed the Chair.

On motion of Representative Dempsey, the House recessed until 7:00 p.m.

### **EVENING SESSION**

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

### **HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED**

House Resolution No. 3570  
through  
House Resolution No. 3573 - Representative Loehner  
House Resolution No. 3574  
through  
House Resolution No. 3578 - Representative Avery  
House Resolution No. 3579 - Representatives Roorda and Meadows  
House Resolution No. 3580 - Representative Jones  
House Resolution No. 3581  
and  
House Resolution No. 3582 - Representative Bogetto  
House Resolution No. 3583 - Representatives Wilson (130) and Ruestman  
House Resolution No. 3584 - Representative Brown (50), et al.  
House Resolution No. 3585 - Representatives Lampe and Swinger  
House Resolution No. 3586 - Representative Weter  
House Resolution No. 3587 - Representative Schneider  
House Resolution No. 3588 - Representative Roorda  
House Resolution No. 3589 - Representative Jetton  
House Resolution No. 3590 - Representative St. Onge  
House Resolution No. 3591  
and  
House Resolution No. 3592 - Representative Wilson (119)  
House Resolution No. 3593 - Representative Harris (110)  
House Resolution No. 3594 - Representative Hunter  
House Resolution No. 3595 - Representative Johnson (61)

**MESSAGE 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 the Conference Committee Report on **HCS SS SCS SB 894, as amended**, and has taken up and passed **CCS HCS SS SCS SB 894**.

**THIRD READING OF SENATE BILL**

**HCS SCS SB 915**, relating to the green power initiative, was taken up by Representative Rector.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	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
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 055

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Curls	Dake	Darrough	Daus
Donnelly	Fraser	George	Harris 23	Harris 110
Haywood	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Meiners	Oxford
Page	Robinson	Rorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Walsh	Walton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

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PRESENT: 006

Casey	Dougherty	Frame	Henke	Meadows
Whorton				

ABSENT WITH LEAVE: 011

Bean	Brown 30	Corcoran	Dixon	El-Amin
Lowe 44	Marsh	Roark	Spreng	Wagner
Wasson				

VACANCIES: 001

On motion of Representative Rector, **HCS SCS SB 915** was adopted.

On motion of Representative Rector, **HCS SCS SB 915** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icey	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	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	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 002

Harris 110	Salva
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Corcoran	Dixon	El-Amin
Lembke	Marsh	Spreng	Wagner	Wasson

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

Speaker Jetton resumed the Chair.

### **BILL CARRYING REQUEST MESSAGE**

**HCS SS SCS SB 590, as amended**, relating to higher education, was taken up by Representative Kingery.

Representative Kingery moved that the House refuse to recede from its position on **HCS SS SCS SB 590, as amended**, and grant the Senate a conference.

Representative Pearce made a substitute motion that the House refuse to recede from its position on **HCS SS SCS SB 590, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences on Section 160.730.

Representative Bearden offered **House Amendment No. 1** to the substitute motion.

**House Amendment No. 1** to the substitute motion was withdrawn.

The substitute motion was withdrawn.

Representative Bearden made a substitute motion that the House refuse to recede from its position on **HCS SS SCS SB 590, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	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	Guest	Hobbs
Hubbard	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

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Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 062

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	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	Storch
Swinger	Villa	Vogt	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	El-Amin	Marsh	Spreng
Stevenson	Wagner	Wasson		

VACANCIES: 001

### **APPOINTMENT OF CONFERENCE COMMITTEES**

The Speaker appointed the following Conference Committees to act with like Committees from the Senate on the following bills:

**HCS SS SCS SB 590:** Representatives Kingery, Bearden, Pearce, Zweifel and Bringer

**HCS SCS SB 616:** Representatives Bruns, Wright (137), Sutherland, Dake and Page

Representative St. Onge assumed the Chair.

### **THIRD READING OF SENATE BILLS - CONSENT**

**SB 881**, relating to a conveyance in St. Francois County, was taken up by Representative Robinson.

On motion of Representative Robinson, **SB 881** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
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	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wallace	Walsh
Walton	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	Brown 30	El-Amin	Iceet	Marsh
Portwood	Spreng	Stevenson	Wagner	Wasson

VACANCIES: 001

Representative St. Onge declared the bill passed.

**SCS SB 870**, relating to transfer of appropriation payments, was taken up by Representative Cooper (158).

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On motion of Representative Cooper (158), **SCS SB 870** was truly agreed to and finally passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	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
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Haywood	Roark	Whorton
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PRESENT: 001

Brooks

ABSENT WITH LEAVE: 009

Bean	Boykins	Brown 30	El-Amin	Icet
Marsh	Spreng	Wagner	Wasson	

VACANCIES: 001

Representative St. Onge declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 135

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 110	Hobbs	Hoskins	Hubbard
Icet	Jackson	Johnson 47	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	Robb	Robinson	Roorda
Rucker	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Walsh
Walton	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 018

Bowman	Brooks	Chappelle-Nadal	Frame	Harris 23
Haywood	Henke	Hughes	Hunter	Johnson 61
LeVota	Roark	Salva	Shoemyer	Skaggs
Wallace	Whorton	Wright-Jones		

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Chinn	El-Amin	Marsh
Spreng	Stevenson	Wagner	Wasson	

VACANCIES: 001

**SB 919**, relating to concealed weapons, was taken up by Representative Rector.

1864 *Journal of the House*

On motion of Representative Rector, **SB 919** was truly agreed to and finally passed by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Darrough
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
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	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yates	Young	Zweifel	Mr Speaker	

NOES: 008

Bowman	Curls	Daus	Salva	Schoemehl
Wildberger	Wright-Jones	Yaeger		

PRESENT: 005

Bogetto	Jolly	Lowe 44	Oxford	Walton
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ABSENT WITH LEAVE: 010

Bean	Brown 30	Cooper 120	El-Amin	Marsh
Parker	Spreng	Stevenson	Wagner	Wasson

VACANCIES: 001

Representative St. Onge declared the bill passed.

**HOUSE CONCURRENT RESOLUTION**

**HCS HCR 34**, relating to hand fishing, was taken up by Representative Myers.

On motion of Representative Myers, **HCS HCR 34** was adopted.

On motion of Representative Myers, **HCR 34, as amended by the HCS**, was adopted.

**THIRD READING OF SENATE BILLS - CONSENT**

**SB 931**, relating to transportation development districts, was taken up by Representative Parson.

On motion of Representative Parson, **SB 931** was truly agreed to and finally passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Low 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Richard	Roark
Robb	Robinson	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Darrough	Frame	Roorda
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Burnett	El-Amin	Kratky
Marsh	Rector	Spreng	Wagner	Wasson

VACANCIES: 001

Representative St. Onge declared the bill passed.

**SB 964**, relating to the Assistant Adjutants General, was taken up by Representative Jackson.

On motion of Representative Jackson, **SB 964** was truly agreed to and finally passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
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
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	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	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: 008

Bean	Brown 30	El-Amin	Lowe 44	Marsh
Spreng	Wagner	Wasson		

VACANCIES: 001

Representative St. Onge declared the bill passed.

Representative Icet resumed the Chair.

### SENATE CONCURRENT RESOLUTION

**HCS SCR 31**, relating to the national animal identification system, was taken up by Representative Dethrow.

On motion of Representative Dethrow, **HCS SCR 31** was adopted.

On motion of Representative Dethrow, **SCR 31, as amended by the HCS**, was adopted by the following vote:

AYES: 143

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Iceet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	May	McGhee
Meadows	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

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NOES: 003

Darrough                      Daus                              Hughes

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 015

Bean	Brown 30	Chappelle-Nadal	Dougherty	El-Amin
Kratky	Lowe 44	Marsh	Meiners	Page
Spreng	Wagner	Walsh	Wasson	Young

VACANCIES: 001

### THIRD READING OF SENATE BILLS

**SB 990, as amended**, relating to memorial highways, was taken up by Representative Bruns.

On motion of Representative Bruns, **SB 990, as amended**, was read the third time and passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	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
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walton	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	Brown 30	Chappelle-Nadal	Dougherty	El-Amin
Marsh	Spreng	Wagner	Walsh	Wasson

VACANCIES: 001

Representative Icet declared the bill passed.

**SCS#2 SB 1003**, relating to conveyances of property, was taken up by Representative Bruns.

On motion of Representative Bruns, **SCS#2 SB 1003** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	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	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

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NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Dougherty	El-Amin	Marsh
Page	Spreng	Wagner	Walsh	Wasson

VACANCIES: 001

Representative Icet declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	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	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walton	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	Brown 30	Dougherty	El-Amin	Marsh
Spreng	Stevenson	Wagner	Walsh	Wasson

VACANCIES: 001

Representative Corcoran assumed the Chair.

**SB 1057**, relating to liens by health care professionals, was taken up by Representative Behnen.

On motion of Representative Behnen, **SB 1057** was truly agreed to and finally passed by the following vote:

AYES: 136

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	Liese	Lipke	Loehner
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 014

Bringer	Brooks	Burnett	Flook	Frame
Hughes	LeVota	Low 39	Lowe 44	Oxford
Shoemyer	Silvey	Skaggs	Whorton	

PRESENT: 000

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ABSENT WITH LEAVE: 012

Bean	Brown 30	Dougherty	El-Amin	Kingery
Marsh	Muschany	Spreng	Stevenson	Wagner
Wasson	Wright 137			

VACANCIES: 001

Representative Corcoran declared the bill passed.

Speaker Jetton resumed the Chair.

**SCS SB 1059**, relating to a memorial highway, was taken up by Representative Roorda.

On motion of Representative Roorda, **SCS SB 1059** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	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	Myers	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Bean	Brown 30	Dixon	Dougherty	El-Amin
Marsh	Parker	Robinson	Spreng	Wagner
Wasson	Wright 137			

VACANCIES: 001

Speaker Jetton declared the bill passed.

**SCS SB 1060**, relating to tax return contribution designations, was taken up by Representative Jackson.

On motion of Representative Jackson, **SCS SB 1060** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	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	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

1874 *Journal of the House*

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Dougherty	El-Amin	Marsh
Ruestman	Spreng	Wagner	Wasson	Wright 137

VACANCIES: 001

Speaker Jetton declared the bill passed.

**SB 1139**, relating to a memorial highway, was taken up by Representative Yaeger.

On motion of Representative Yaeger, **SB 1139** was truly agreed to and finally passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curts	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	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	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000



PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Dougherty	El-Amin	Marsh
Spreng	Wagner	Wasson	Wright 137	

VACANCIES: 001

Speaker Jetton declared the bill passed.

**SB 1197**, relating to donating blood, was taken up by Representative Viebrock.

On motion of Representative Viebrock, **SB 1197** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	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	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

1876 *Journal of the House*

ABSENT WITH LEAVE: 012

Bean	Brown 30	Corcoran	Dougherty	El-Amin
Marsh	Page	Sander	Spreng	Wagner
Wasson	Wright 137			

VACANCIES: 001

Speaker Jetton declared the bill passed.

**SB 1146**, relating to administrative procedure and review, was taken up by Representative Pratt.

On motion of Representative Pratt, **SB 1146** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	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
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Donnelly	Dougherty	El-Amin
Marsh	Spreng	Wagner	Wasson	Wright 137

VACANCIES: 001

Speaker Jetton declared the bill passed.

**SB 1216**, relating to travel clubs, was taken up by Representative Richard.

On motion of Representative Richard, **SB 1216** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	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	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	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Low 39

PRESENT: 000

1878 *Journal of the House*

ABSENT WITH LEAVE: 009

Bean	Brown 30	Dougherty	El-Amin	Marsh
Spreng	Wagner	Wasson	Wright 137	

VACANCIES: 001

Speaker Jetton declared the bill passed.

**SB 1208**, relating to articles of incorporation, was taken up by Representative Pratt.

On motion of Representative Pratt, **SB 1208** was truly agreed to and finally passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	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	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	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 004

Darrough	Kuessner	Silvey	Skaggs
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Dougherty	El-Amin	Marsh
Rector	Spreng	Wagner	Wasson	Wright 137

VACANCIES: 001

Speaker Jetton declared the bill passed.

Representative Hobbs assumed the Chair.

**HCS SB 712**, relating to conveyances of property, was taken up by Representative Bruns.

**HCS SB 712** was laid over.

**THIRD READING OF SENATE JOINT RESOLUTION**

**SJR 26**, relating to veterans service organizations, was taken up by Representative Jackson.

On motion of Representative Jackson, **SJR 26** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	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	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	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wallace	Walsh	Walton	Wells

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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: 012

Bean	Brown 30	Dougherty	El-Amin	Lowe 44
Marsh	Schaaf	Schoemehl	Spreng	Vogt
Wagner	Wasson			

VACANCIES: 001

Representative Hobbs declared the bill passed.

### 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 the Conference Committee Report on **SCS HCS HBs 1270 & 1027, as amended**, and has taken up and passed **CCS SCS HCS HBs 1270 & 1027**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1485**, entitled:

An act to repeal sections 135.327 and 135.333, RSMo, and to enact in lieu thereof three new sections relating to tax credits for contributions to centers providing social services.

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 the Conference Committee Report on **SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, and has taken up and passed **CCS SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS HCS HB 1900, as amended**, and has taken up and passed **CCS SS HCS HB 1900**.

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 **HCS SS SCS SB 590, as amended**, and that the Senate conferees are allowed to exceed the differences: Senators Nodler, Shields, Mayer, Wilson and Days.

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 825, as amended**, and has taken up and passed **HCS SS SCS SB 825, 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 915**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 1023, as amended**, and has taken up and passed **HCS SB 1023, as amended**.

### **BILL CARRYING REQUEST MESSAGE**

**HCS SCS SB 915**, relating to the green power initiative, was taken up by Representative Rector.

Representative Rector moved that the House refuse to recede from its position on **HCS SCS SB 915** and grant the Senate a conference.

Which motion was adopted.

Speaker Jetton resumed 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:

**HCS SCS SB 915**: Representatives Rector, Emery, Schad, Darrough and Harris (110)

### **CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 894**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, with House Amendment Nos. 1, 2 and 4, House Amendment Nos. 1 and 2 to House Amendment No. 5, and House Amendment No. 5, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 894;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Gary Nodler  
/s/ Scott Rupp  
/s/ Charlie Shields  
/s/ Rita Heard Days  
/s/ Yvonne Wilson

FOR THE HOUSE:

/s/ Scott Muschany  
/s/ Carl Bearden  
/s/ Jane Cunningham  
/s/ Joe Aull  
/s/ Michael Corcoran

**CONFERENCE COMMITTEE REPORT  
ON  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
SENATE SUBSTITUTE  
FOR  
SENATE BILL NO. 696**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 696, with House Amendment Nos. 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, and 24, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 696, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 696;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 696, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Gary Nodler  
/s/ John E. Griesheimer

FOR THE HOUSE:

/s/ Tim Flook  
/s/ Ronald Richard



/s/ Jack A. L. Goodman  
/s/ Timothy Green  
/s/ Charles Wheeler

/s/ David Pearce  
/s/ John L. Bowman  
/s/ Fred Kratky

**CONFERENCE COMMITTEE REPORT  
ON  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
SENATE SUBSTITUTE  
FOR  
SENATE COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO. 904**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment Nos. 4 and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 904;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Klindt  
/s/ Chris Koster  
/s/ Maida J. Coleman  
/s/ Charles Wheeler

FOR THE HOUSE:

/s/ James W. Lembke  
/s/ Nathan Cooper  
/s/ John Quinn  
/s/ Gina Walsh

**RECESS**

Representative Dempsey moved that the House stand in recess until the Conference Committee Reports on **HCS SS SCS SB 590, as amended** and **HCS SCS SB 915** have been distributed, or 1:30 a.m., whichever is first, and then stand adjourned until 9:00 a.m., Friday, May 12, 2006.

### MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to adopt the **CCR on SS#2 SCS HCS HB 1456, as amended**, and request the House grant a further conference.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed Senator Cauthorn to replace Senator Shields on the Conference Committee for **HCS SS SCS SB 590, as amended**.

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 **HCS SCS SB 915**: Senators Koster, Klindt, Cauthorn, Wilson and Dougherty.

### CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 616

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, with House Amendment Nos. 1, 2, 3, 4, House Amendment No. 1 to House Amendment No. 5, and House Amendment No. 5, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 616;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Stouffer  
/s/ Bill Alter  
/s/ Luann Ridgeway  
/s/ Joan Bray

FOR THE HOUSE:

/s/ Mark Bruns  
/s/ Mike Sutherland  
/s/ Charles Dake  
/s/ Sam Page

**CONFERENCE COMMITTEE REPORT  
ON  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
SENATE COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO. 915**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 915 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 915;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 915;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 915, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Chris Koster  
/s/ John Cauthorn  
/s/ David Klindt  
/s/ Patrick Dougherty  
/s/ Yvonne Wilson

FOR THE HOUSE:

/s/ Rex Rector  
/s/ Rodney Schad  
/s/ Ed Emery

**CONFERENCE COMMITTEE REPORT  
ON  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
SENATE COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO. 1221**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1221, with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, and 20, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1221, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 1221;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1221 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jack A.L. Goodman  
/s/ Jason Crowell  
/s/ Matt Bartle  
/s/ Timothy P. Green  
/s/ Victor Callahan

FOR THE HOUSE:

/s/ Scott A. Lipke  
/s/ Mark Bruns  
/s/ Kenneth Jones  
/s/ Jeff Roorda

### ADJOURNMENT

Pursuant to the motion of Representative Dempsey, the House adjourned until 9:00 a.m., Friday, May 12, 2006.

### CORRECTION TO THE HOUSE JOURNAL

#### AFFIDAVIT

I, State Representative Therese Sander, District 22, hereby state and affirm that my vote as recorded on the motion to truly agree to and finally pass SB 1197 as recorded in the House Journal for Thursday, May 11, 2006 showing that I voted "absent with leave" 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 11th day of May 2006.

/s/ Therese Sander  
State Representative

State of Missouri        )  
                                  ) ss.  
County of Cole            )

Subscribed and sworn to before me this 11th day of May in the year 2006.

/s/ Stephen S. Davis  
Chief Clerk

### COMMITTEE MEETING

#### FISCAL REVIEW

Friday, May 12, 2006, 8:00 a.m. Hearing Room 4.  
Any bills or matters referred to the Fiscal Review Committee.  
Executive session may follow.

**HOUSE CALENDAR**

SEVENTY-THIRD DAY, FRIDAY, MAY 12, 2006

**HOUSE JOINT RESOLUTIONS FOR PERFECTION**

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HCS HJR 31 - Cunningham (86)

**HOUSE BILLS FOR PERFECTION**

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HBs 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins
- 34 HCS HB 1465 - Hunter

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- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HBs 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland
- 42 HCS HB 2016 - Schlottach

**HOUSE BILL FOR PERFECTION - INFORMAL**

HCS HB 1783 & 1479 - Bearden

(3 hours debate on Perfection)

**HOUSE CONCURRENT RESOLUTIONS**

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 49, (4-27-06, Pages 1316-1317) - Emery

**SENATE BILLS FOR THIRD READING - CONSENT**

- 1 HCS SB 712, E.C. - Bruns
- 2 SB 1085 - Cooper (155)

**SENATE BILLS FOR THIRD READING**

- 1 HCS SCS SB 878 - Stevenson
- 2 HCS SCS SB 1048 - Schaaf
- 3 HCS SB 629, as amended, HA 3, pending - Faith
- 4 HCS SB 697 - St. Onge
- 5 SB 726 - May
- 6 SB 779 - Harris (110)
- 7 HCS SB 908 - St. Onge
- 8 HCS SCS SB 1064 - St. Onge
- 9 HCS SB 735 - Pratt
- 10 SB 1101 - Schlottach
- 11 HCS SCS SB 1175 - Nance
- 12 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 13 HCS SB 951 - Nance
- 14 SB 643 - Smith (118)
- 15 HCS SCS SB 925 - Bivins
- 16 HCS SB 884 - Johnson (47)
- 17 HCS SB 965 - Threlkeld
- 18 HCS SCS SB 968 - Walsh

- 19 SS SCS SB 718 - Pearce
- 20 HCS SB 780 - Rector
- 21 HCS SS SCS SB 882 - Cooper (120)
- 22 SB 938 - St. Onge
- 23 SCS SB 1081 - Bivins
- 24 SS SCS SB 1236 - Tilley
- 25 HCS SCS SB 646, E.C. - Schlottach
- 26 HCS SCS SB 746 - Whorton
- 27 HCS SS SCS SB 969 - St. Onge
- 28 HCS SS SCS SB 1229 - Dixon
- 29 HCS SS SCS SB 976, E.C. - Robb
- 30 SCS SB 1222 - Wasson
- 31 SCS SBs 1239 & 1091 - Sater
- 32 HCS SB 689 - May
- 33 HCS SS SCS SB 953 - Dempsey
- 34 HCS SB 770 - Lipke
- 35 HCS SB 873 - Lipke
- 36 HCS SB 1037 - Rector
- 37 SCS SB 1140 - Sutherland
- 38 HCS SCS SBs 567 & 792 - Schaaf
- 39 HCS SS SCS SB 895 - Wilson (130)
- 40 HCS SCS SBs 1185, 1163, 1174, 1200 & 1225, (Fiscal Review 5-10-06), E.C. - Lipke
- 41 HCS SCS SBs 905 & 910 - Yates
- 42 HCS SCS SB 961 - St. Onge
- 43 SCS SBs 1031 & 846 - Schlottach
- 44 HCS SS SCS SB 1041 - Weter
- 45 HCS SS SCS SBs 1210, 1244 & 844 - Pratt
- 46 HCS SB 977 - Jones

#### **SENATE CONCURRENT RESOLUTION FOR THIRD READING**

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

#### **HOUSE BILLS WITH SENATE AMENDMENTS**

- 1 HB 998, SPA 1 - Smith (118)
- 2 SS SCS HCS HB 1026, E.C. - Rucker
- 3 SCS HCS HB 1380 - St. Onge
- 4 SS SCS HCS HB 1168 - Tilley
- 5 SCS HCS HB 1367, as amended - Hobbs
- 6 SS#2 HB 1320 - Lipke
- 7 HJR 55, SA 1 - Lipke
- 8 SS SCS HCS HB 1837, as amended - Yates
- 9 SCS#2 HCS HB 1149, as amended - Bivins
- 10 SCS HCS HB 978 - Smith (14)
- 11 SCS HCS HB 1485 - Icet

### **BILLS CARRYING REQUEST MESSAGES**

- 1 CCS SCS HB 1865, as amended  
(request House recede/take up and pass bill or grant further conference) - Bearden
- 2 SB 818, as amended  
(request House recede on HA 2, as amended/take up and pass bill) - Smith (118)
- 3 SB 766, HA 1  
(request House recede/take up and pass bill) - Bruns
- 4 CCS SS#2 SCS HCS HB 1456  
(Senate refuses to adopt CCR/House grant Senate further conference) - Roark

### **BILLS IN CONFERENCE**

- 1 CCR HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 2 CCR#2 HCS SCS SB 932 - Wilson (119)
- 3 HCS SCS SB 773, as amended - Fisher
- 4 CCR HCS SCS SB 666, as amended - Bruns
- 5 CCS SCS HCS HB 1022, as amended - Icet
- 6 CCR#2 HCS SS#2 SCS SBs 1014 & 730, as amended, E.C. - Stevenson
- 7 CCR HCS SCS SB 756 - Behnen
- 8 CCR HCS SB 1017, as amended - Loehner
- 9 CCR HCS SS SB 696, as amended - Flook
- 10 HCS SS SCS SB 832, as amended - Johnson (47)
- 11 CCR HCS SS SCS SB 904, as amended - Lembke
- 12 CCR HCS SS SCS SB 894, as amended, E.C. - Muschany
- 13 HCS SS SB 1058, as amended - Pratt
- 14 CCR HCS#2 SCS SB 1221, as amended - Lipke
- 15 CCR HCS SCS SB 616, as amended - Bruns
- 16 HCS SB 805, as amended, E.C. - Smith (14)
- 17 HCS SS SCS SB 590, as amended, E.C. - Kingery
- 18 CCR HCS SCS SB 915 - Rector

### **SENATE CONCURRENT RESOLUTIONS**

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 SCR 29, (4-13-06, Pages 1081-1082) - Moore

### **HOUSE RESOLUTIONS**

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 558, (4-27-06, Pages 1317-1318) - Walton
- 3 HCS HR 2295, (5-02-06, Pages 1428-1429) - Emery