

JOURNAL OF THE HOUSE

First Regular Session, 97th GENERAL ASSEMBLY

FORTIETH DAY, MONDAY, MARCH 25, 2013

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Reverend Ronald L. Cain, Bible Way Church, Eldon, Missouri.

Dear Lord, thank You for this land we live in; keep Your hedge of protection around it, and let us remember the men and women in our armed and civil services. Protect and bless them for what they have given, that we can freely assemble here today without fear.

And God, we ask Your blessing upon this great state and upon those gathered here today. Lord, watch over them, and their families this day, and the days to come. Father, keep, lead, guide, and direct them in their important decisions, that the days to come would be even greater than those past, that in the heart of this great nation, all would see Your great hand at work.

In Jesus' name we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-eighth day was approved as corrected by the following vote:

AYES: 148

Allen	Anders	Anderson	Austin	Bahr
Barnes	Bernskoetter	Berry	Black	Brattin
Brown	Burlison	Burns	Butler	Carpenter
Cierpiot	Colona	Conway 10	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman
Davis	Diehl	Dohrman	Dugger	Dunn
Ellinger	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fowler
Fraker	Franklin	Frederick	Funderburk	Gannon
Gardner	Gosen	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon
Hinson	Hodges	Hoskins	Houghton	Hummel
Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Koenig	Kolkmeyer	Korman
Kratky	LaFaver	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	May
Mayfield	McCaherty	McCann Beatty	McDonald	McGaugh
McKenna	McManus	McNeil	Meredith	Messenger
Miller	Mims	Mitten	Molendorp	Montecillo
Morgan	Morris	Muntzel	Neth	Nichols
Norr	Otto	Pace	Parkinson	Pfautsch
Phillips	Pierson	Pike	Pogue	Redmon

Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Rizzo	Roorda	Ross	Rowden
Rowland	Runions	Scharnhorst	Schatz	Schieber
Schieffer	Schupp	Shull	Shumake	Smith 120
Solon	Spencer	Stream	Swan	Swearingen
Thomson	Torpey	Walker	Walton Gray	Webb
Webber	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker		

NOES: 001

Marshall

PRESENT: 001

Curtis

ABSENT WITH LEAVE: 011

Ellington	Frame	Gatschenberger	Grisamore	Hough
Hubbard	Kirkton	Neely	Newman	Smith 85
Sommer				

VACANCIES: 002

The Journal of the thirty-ninth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 822 through House Resolution No. 945

SECOND READING OF HOUSE BILL

HB 885 was read the second time.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1 was taken up by Representative Stream.

HCS HB 1 was laid over.

HCS HB 2 was taken up by Representative Stream.

HCS HB 2 was laid over.

HCS HB 3 was taken up by Representative Stream.

HCS HB 3 was laid over.

HCS HB 4 was taken up by Representative Stream.

HCS HB 4 was laid over.

HCS HB 5 was taken up by Representative Stream.

HCS HB 5 was laid over.

HCS HB 6 was taken up by Representative Stream.

HCS HB 6 was laid over.

HCS HB 7 was taken up by Representative Stream.

HCS HB 7 was laid over.

HCS HB 8 was taken up by Representative Stream.

HCS HB 8 was laid over.

HCS HB 9 was taken up by Representative Stream.

HCS HB 9 was laid over.

HCS HB 10 was taken up by Representative Stream.

HCS HB 10 was laid over.

HCS HB 11 was taken up by Representative Stream.

HCS HB 11 was laid over.

HCS HB 12 was taken up by Representative Stream.

HCS HB 12 was laid over.

HCS HB 13 was taken up by Representative Stream.

HCS HB 13 was laid over.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 614 - Workforce Development and Workplace Safety

COMMITTEE REPORTS

Committee on Emerging Issues in Agriculture, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Emerging Issues in Agriculture, to which was referred **HB 526**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Retirement, Chairman Leara reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 418**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 722**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Riddle reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 11**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 28**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 42**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 103**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS#2 HB 178**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 197**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 322**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 336**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 385**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 468**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 470**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 505**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 701**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE BILLS

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

HB 886, introduced by Representative Bahr, relating to removal of department directors.

HB 887, introduced by Representatives Kelly (45), Barnes, Jones (50) and Scharnhorst, relating to the sale or disclosure of driver record information.

HB 888, introduced by Representative Rowland, relating to the designation of a memorial bridge.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SJR 16**, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30(d) of article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to a temporary tax to improve the state highway system, city streets, county roads and the state transportation system.

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 SB 29**, entitled:

An act to amend chapter 105, RSMo, by adding thereto one new section relating to labor organizations.

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 SB 125**, entitled:

An act to repeal sections 161.092, 168.221 and 168.291, RSMo, and to enact in lieu thereof two new sections relating to duties of boards of education.

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 **SB 137**, entitled:

An act to repeal section 50.622, RSMo, and to enact in lieu thereof one new section relating to procedures for counties to decrease their budgets.

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 SB 191**, entitled:

An act to repeal sections 386.170 and 386.180, RSMo, and to enact in lieu thereof two new sections relating to the forms of publication issued by the public service commission.

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 **SB 216**, entitled:

An act to repeal section 84.830, RSMo, and to enact in lieu thereof two new sections relating to first responder political activity.

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 SB 224**, entitled:

An act to repeal sections 84.480, 84.490, and 84.510, RSMo, and to enact in lieu thereof three new sections relating to the Kansas City police department.

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 **SB 237**, entitled:

An act to repeal section 392.420, RSMo, and to enact in lieu thereof one new section relating to telecommunications.

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 SB 241**, entitled:

An act to repeal sections 67.1830, 67.1836, 67.1838, and 67.1842, RSMo, and to enact in lieu thereof nineteen new sections relating to infrastructure facilities deployment.

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 **SB 294**, entitled:

An act to repeal section 386.210, RSMo, and to enact in lieu thereof one new section relating to public service commission intervention in certain legal proceedings.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGE

March 25, 2013

The Honorable Timothy Jones, Speaker
Missouri House of Representatives
201 W. Capitol Ave., RM 308
Jefferson City, MO 65101

Dear Mr. Speaker:

I would like to notify you of the approval for the request by Rep. Bart Korman, to be added to the Missouri Ports Issue Development Standing Committee.

Sincerely,

/s/ Rep. Dwight Scharnhorst
Administration and Accounts Chair
District 98

The following members' presence was noted: Frame, Gatschenberger, Hough, Smith (85) and Sommer.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 10:00 a.m., Tuesday, March 26, 2013.

COMMITTEE HEARINGS

AGRI-BUSINESS

Tuesday, March 26, 2013, 8:00 AM House Hearing Room 7.

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

Committee meeting between the House Agri-Business Committee and the House Agriculture Policy Committee with a discussion of the Department of Agriculture's Agriculture Tracking Program and Advisory Committee.

AGRICULTURE POLICY

Tuesday, March 26, 2013, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 836, HB 785

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

A presentation will be given by FCS Financial.

APPROPRIATIONS - INFRASTRUCTURE AND JOB CREATION

Tuesday, March 26, 2013, 8:00 AM House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Work session on concurrent resolution in conjunction with HJR 14

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, April 3, 2013, 2:00 PM House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Working meeting - agenda TBA

CHILDREN, FAMILIES, AND PERSONS WITH DISABILITIES

Tuesday, March 26, 2013, 12:00 PM or Upon Adjournment House Hearing Room 1.
Public hearing will be held: HB 571, HB 716, HB 708
Executive session may be held on any matter referred to the committee.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 26, 2013, 12:32 PM South Gallery.
Executive session will be held: HB 589
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, March 27, 2013, 2:00 PM House Hearing Room 6.
Public hearing will be held: HB 230, HB 703, HB 776, HB 794
Executive session may be held on any matter referred to the committee.

ELECTIONS

Tuesday, March 26, 2013, 8:15 AM House Hearing Room 5.
Public hearing will be held: HB 588, HB 691, HB 773
Executive session may be held on any matter referred to the committee.
Committee members should be prepared to work on an omnibus bill.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 27, 2013, 8:00 AM House Hearing Room 6.
Public hearing will be held: HB 808, HJR 22
Executive session may be held on any matter referred to the committee.

EMERGING ISSUES IN AGRICULTURE

Wednesday, March 27, 2013, Upon Morning Adjournment South Gallery.
Executive session will be held: HB 342
Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, March 26, 2013, 12:00 PM House Hearing Room 4.
Public hearing will be held: SCS SB 89, HB 464, HB 543, HB 747
Executive session may be held on any matter referred to the committee.

GOVERNMENT OVERSIGHT AND ACCOUNTABILITY

Tuesday, March 26, 2013, 5:00 PM House Hearing Room 5.

Public hearing will be held: HB 700

Executive session will be held: HB 787

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

Further testimony on HB 700, as needed, and executive session on HB 787

HIGHER EDUCATION

Tuesday, March 26, 2013, 8:00 AM House Hearing Room 6.

Public hearing will be held: HB 746, HB 745

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

8:00 - 8:20 AM Beth Tankersley-Bankhead, Executive Director of the Missouri College Advising Corps (MCAC) will give the committee an update.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Wednesday, March 27, 2013, 8:00 AM House Hearing Room 1.

First quarter meeting

Please note date change.

CANCELLED

JUDICIARY

Wednesday, March 27, 2013, 12:00 PM or Upon Morning Recess (whichever is earlier) House Hearing Room 1.

Public hearing will be held: HB 318, HB 469, HB 480, HB 541, HB 567, HB 594, HB 697

Executive session will be held: HB 371, HB 210

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

SPECIAL STANDING COMMITTEE ON CORRECTIONS

Wednesday, March 27, 2013, 8:00 AM House Hearing Room 3.

Public hearing will be held: HB 241, HB 635

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

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN HEALTH CARE

Wednesday, March 27, 2013, 8:00 AM House Hearing Room 1.

Public hearing will be held: HB 593, HB 695

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

TOURISM AND NATURAL RESOURCES

Thursday, March 28, 2013, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 258, HB 758, HB 570, HCR 29, HCR 30, HB 739, HB 740, HB 741

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

TRANSPORTATION

Tuesday, March 26, 2013, 12:00 PM House Hearing Room 7.

Executive session will be held: HB 771

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

UTILITIES

Wednesday, March 27, 2013, 9:00 AM House Hearing Room 7.
Public hearing will be held: HB 788, HB 789, HB 828
Executive session may be held on any matter referred to the committee.
Note the start time will be 9:00 AM instead of 8:00 AM

VETERANS

Tuesday, March 26, 2013, 8:45 AM House Hearing Room 1.
Public hearing will be held: HB 857
Executive session will be held: HB 857
Executive session may be held on any matter referred to the committee.
Breakfast will be provided.

WAYS AND MEANS

Tuesday, March 26, 2013, 5:00 PM House Hearing Room 1.
Public hearing will be held: HB 690, HB 421
Executive session will be held: HB 607
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 27, 2013, 7:30 AM House Hearing Room 5.
Public hearing will be held: HB 692, HB 614
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-FIRST DAY, TUESDAY, MARCH 26, 2013

HOUSE BILLS FOR SECOND READING

HB 886 through HB 888

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HCS HB 1, (Six hours total debate on Perfection) - Stream
- 2 HCS HB 2, (Six hours total debate on Perfection) - Stream
- 3 HCS HB 3, (Six hours total debate on Perfection) - Stream
- 4 HCS HB 4, (Six hours total debate on Perfection) - Stream
- 5 HCS HB 5, (Six hours total debate on Perfection) - Stream
- 6 HCS HB 6, (Six hours total debate on Perfection) - Stream
- 7 HCS HB 7, (Six hours total debate on Perfection) - Stream
- 8 HCS HB 8, (Six hours total debate on Perfection) - Stream
- 9 HCS HB 9, (Six hours total debate on Perfection) - Stream
- 10 HCS HB 10, (Six hours total debate on Perfection) - Stream
- 11 HCS HB 11, (Six hours total debate on Perfection) - Stream
- 12 HCS HB 12, (Six hours total debate on Perfection) - Stream
- 13 HCS HB 13, (Six hours total debate on Perfection) - Stream

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 169 - Diehl
- 2 HB 227 - Zerr
- 3 HB 152 - Solon
- 4 HB 423 - Zerr
- 5 HCS HBs 521 & 579 - Koenig
- 6 HB 578 - Funderburk
- 7 HB 316 - Phillips
- 8 HCS HB 30 - Scharnhorst
- 9 HCS HB 46 - Guernsey
- 10 HB 47 - Cross
- 11 HB 112 - Burlison
- 12 HCS HB 134 - Allen
- 13 HCS HB 137 - Hinson
- 14 HCS HB 168 - Davis
- 15 HB 217 - Cox
- 16 HCS HB 221 - Leara
- 17 HB 253 - Berry
- 18 HCS HB 315 - Rowland
- 19 HB 400 - Riddle
- 20 HB 443 - Hubbard

HOUSE BILLS FOR PERFECTION - CONSENT

(3/13/2013)

- 1 HB 68 - Kelley (127)
- 2 HB 142 - Dugger
- 3 HCS HB 159 - Guernsey
- 4 HB 346 - Molendorp

(3/15/2013)

- 1 HB 53 - Gatschenberger
- 2 HCS HB 58 - Molendorp
- 3 HB 60 - Engler
- 4 HCS HB 79 - Johnson
- 5 HCS HB 81 - Johnson
- 6 HB 116 - Dugger
- 7 HCS HB 199 - Dugger
- 8 HCS HB 235 - Crawford
- 9 HB 278 - Brattin
- 10 HCS HBs 303 & 304 - Scharnhorst
- 11 HCS HB 306 - Hoskins
- 12 HB 331 - Miller
- 13 HB 334 - Dugger

- 14 HB 406 - Wieland
- 15 HB 428 - Schatz
- 16 HB 429 - Schatz
- 17 HB 433 - Korman
- 18 HCS HB 438 - Rowland
- 19 HCS HB 440 - Webb
- 20 HB 442 - Hoskins
- 21 HB 445 - Engler
- 22 HB 450 - Carpenter
- 23 HB 451 - Fraker
- 24 HB 460 - Engler
- 25 HB 471 - Spencer
- 26 HB 478 - Wieland
- 27 HB 498 - Jones (50)
- 28 HB 525 - Franklin
- 29 HB 568 - Lauer
- 30 HB 581 - Roorda
- 31 HB 585 - Schieffer
- 32 HB 625 - Burlison
- 33 HB 632 - Dunn
- 34 HB 634 - Elmer
- 35 HB 650 - Ross
- 36 HCS HB 656 - May
- 37 HB 673 - Schatz
- 38 HB 702 - Englund
- 39 HB 715 - McCaherty

HOUSE BILLS FOR THIRD READING

- 1 HCS HBs 191 & 182 - Torpey
- 2 HB 201 - Torpey
- 3 HCS HB 222 - Austin

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 128 - Sommer
- 2 HB 133 - Gosen
- 3 HB 163 - Fitzpatrick
- 4 HB 212 - Cox
- 5 HB 329 - Dugger
- 6 HCS HB 349 - Brown
- 7 HB 184 - Cox
- 8 HB 196 - Lauer
- 9 HB 301 - Engler
- 10 HB 307 - Riddle
- 11 HCS HB 312 - Thomson
- 12 HCS HB 401 - Shumake

- 13 HB 412 - Reiboldt
- 14 HB 432 - Webb
- 15 HB 542 - Love
- 16 HCS HB 586 - Schieffer
- 17 HB 591 - Hubbard

SENATE JOINT RESOLUTIONS FOR SECOND READING

SS#2 SCS SJR 16

SENATE BILLS FOR SECOND READING

- 1 SS SCS SB 29
- 2 SS SCS SB 125
- 3 SB 137
- 4 SCS SB 191
- 5 SB 216
- 6 SCS SB 224
- 7 SB 237
- 8 SS SCS SB 241
- 9 SB 294

SENATE BILLS FOR THIRD READING

HCS SCS SB 182, E.C. - Hough

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 14 - Stream