

JOURNAL OF THE HOUSE

First Regular Session, 98th GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 4, 2015

The House met pursuant to adjournment.

Speaker Diehl in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

If ye continue in My word, ye shall know the truth and the truth shall make you free. (John 8:31, 32)

O God of All Peace, in this Show Me State of liberty we sing and pray and live. Make us ever mindful of the cost of freedom to preceding generations and may we be ready to pay the price to keep freedom alive in our own day. Help us so to live in its spirit that all everywhere may see it, and seeing it seek it, and seeking it secure it, for their own good and for the good of all citizens.

Keep the love of liberty glowing in our hearts and the faith in freedom growing in our homes and offices – so shall we continue to be free and so shall the idea of freedom be forever in our debates, meetings and legislation.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal of the fifteenth day was approved as printed.

HOUSE RESOLUTIONS

Representative Parkinson offered House Resolution No. 302.

Representative Lant offered House Resolution No. 311.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 37, relating to property taxation.

HJR 38, relating to the recognition of Daylight Saving Time.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 788, relating to public contracts.

HB 789, relating to prohibited acts by officials.

HB 790, relating to the practice of hair braiding.

HB 791, relating to specialized license plates honoring fallen law enforcement officers.

HB 792, relating to transportation network companies.

HB 793, relating to the designation of the official state work chronicling the 1993 flood.

HB 794, relating to taxation.

HB 795, relating to emergency medical technicians.

HB 796, relating to supplemental nutrition assistance program work requirements.

HB 797, relating to burglary.

HB 798, relating to financial accountability of school districts.

HB 799, relating to the Sixteenth Judicial Circuit.

HB 800, relating to the Missouri Compassionate Care Act.

HB 801, relating to the Rosa Parks Observance Day Commission.

HB 802, relating to members of the Missouri General Assembly.

HB 803, relating to tax credits for qualified film projects.

HB 804, relating to midwifery.

HB 805, relating to state employment of veterans.

HB 806, relating to the Motorcycle Safety Trust Fund.

HB 807, relating to qualified spousal trusts.

HB 808, relating to palliative care.

HB 809, relating to the MO HealthNet program.

HB 810, relating to the designation of a memorial highway.

HB 811, relating to the Department of Revenue.

HB 812, relating to distribution of local sales taxes.

HB 813, relating to the Supplemental Nutrition Assistance Program.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 1, relating to recognition of January as Sex Trafficking Awareness Month.

SCR 4, relating to recognition of September 26th as Mesothelioma Awareness Day in Missouri.

THIRD READING OF HOUSE BILLS

HB 150, relating to employment security, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HB 150** was read the third time and passed by the following vote:

AYES: 112

Alferman	Allen	Anderson	Andrews	Austin
Bahr	Barnes	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Brown 94	Burlison	Chipman	Cierpiot	Conway 104
Cookson	Corlew	Cornejo	Crawford	Cross
Curtman	Davis	Dogan	Dohrman	Dugger
Eggleston	Engler	Entlicher	Fitzpatrick	Fitzwater 144
Fitzwater 49	Flanigan	Fraker	Franklin	Frederick
Gannon	Gosen	Haahr	Haefner	Hansen
Hicks	Higdon	Hill	Hinson	Hoskins
Hough	Houghton	Hubrecht	Hurst	Johnson
Jones	Justus	Kelley	Kidd	King
Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch
Mathews	McCaherty	McDaniel	McGaugh	Messenger
Miller	Moon	Morris	Muntzel	Neely
Parkinson	Pfautsch	Phillips	Pietzman	Pike
Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Roden	Roeber	Rone	Ross
Rowden	Rowland	Ruth	Shaul	Shumake
Sommer	Spencer	Swan	Taylor	Vescovo
Walker	White	Wiemann	Wilson	Wood
Zerr	Mr. Speaker			

NOES: 047

Adams	Anders	Arthur	Burns	Butler
Carpenter	Colona	Conway 10	Curtis	Dunn
Ellington	English	Gardner	Green	Harris
Hummel	Kendrick	Kirkton	Kratky	LaFaver
Lavender	Marshall	May	McCann Beatty	McCreery
McDonald	McManus	McNeil	Meredith	Mims

Mitten	Montecillo	Morgan	Newman	Nichols
Norr	Otto	Pace	Peters	Pierson
Pogue	Rizzo	Runions	Smith	Solon
Walton Gray	Webber			

PRESENT: 000

ABSENT WITH LEAVE: 003

Hubbard	Keeney	Shull
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VACANCIES: 001

Speaker Diehl declared the bill passed.

HCS HB 259, relating to the dairy industry, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **HCS HB 259** was read the third time and passed by the following vote:

AYES: 110

Alferman	Allen	Anderson	Andrews	Arthur
Austin	Barnes	Basye	Beard	Bernskoetter
Black	Brown 57	Brown 94	Burns	Butler
Cierpiot	Colona	Conway 10	Cookson	Cornejo
Crawford	Cross	Curtis	Davis	Dohrman
Dugger	Eggleston	Engler	Entlicher	Fitzwater 144
Flanigan	Fraker	Franklin	Frederick	Gannon
Gardner	Gosen	Haahr	Haefner	Hansen
Harris	Higdon	Hinson	Hoskins	Hough
Houghton	Hubrecht	Hummel	Hurst	Jones
Justus	Kelley	Kendrick	King	Kolkmeyer
Korman	Kratky	LaFaver	Lair	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
May	McCann Beatty	McCreery	McDaniel	McGaugh
McManus	McNeil	Meredith	Messenger	Miller
Montecillo	Morgan	Morris	Muntzel	Nichols
Pace	Peters	Pfautsch	Phillips	Pierson
Pike	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Rizzo	Roden	Roeber
Rone	Ross	Rowden	Rowland	Ruth
Shaul	Shumake	Smith	Solon	Swan
Walker	Walton Gray	Webber	Wood	Mr. Speaker

NOES: 049

Adams	Anders	Bahr	Berry	Bondon
Brattin	Burlison	Carpenter	Chipman	Conway 104
Corlew	Curtman	Dogan	Dunn	Ellington
English	Fitzpatrick	Fitzwater 49	Green	Hicks
Hill	Johnson	Kidd	Kirkton	Koenig
Leara	Marshall	Mathews	McCaherty	McDonald
Mims	Mitten	Moon	Neely	Newman
Norr	Otto	Parkinson	Pietzman	Pogue
Runions	Sommer	Spencer	Taylor	Vescovo
White	Wiemann	Wilson	Zerr	

PRESENT: 000

ABSENT WITH LEAVE: 003

Hubbard Keeney Shull

VACANCIES: 001

Speaker Diehl declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 9** - Ways and Means
- HJR 34** - Ways and Means

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 247** - Civil and Criminal Proceedings
- HB 254** - Civil and Criminal Proceedings
- HB 295** - Transportation
- HB 303** - Health Insurance
- HB 325** - Small Business
- HB 335** - Civil and Criminal Proceedings
- HB 337** - Employment Security
- HB 343** - Health and Mental Health Policy
- HB 344** - Corrections
- HB 379** - Small Business
- HB 385** - Emerging Issues
- HB 422** - Professional Registration and Licensing
- HB 424** - Government Efficiency
- HB 425** - Government Oversight and Accountability
- HB 438** - Government Oversight and Accountability
- HB 439** - Children and Families
- HB 440** - Ways and Means
- HB 460** - Employment Security
- HB 461** - Employment Security
- HB 466** - Children and Families
- HB 468** - Economic Development and Business Attraction and Retention
- HB 517** - Ways and Means
- HB 525** - Civil and Criminal Proceedings
- HB 528** - Economic Development and Business Attraction and Retention
- HB 537** - Emerging Issues
- HB 571** - Consumer Affairs
- HB 574** - Elementary and Secondary Education
- HB 578** - Elementary and Secondary Education

- HB 583** - Emerging Issues
- HB 590** - Ways and Means
- HB 597** - Economic Development and Business Attraction and Retention
- HB 610** - Children and Families
- HB 611** - Children and Families
- HB 612** - Civil and Criminal Proceedings
- HB 627** - Economic Development and Business Attraction and Retention
- HB 633** - Professional Registration and Licensing
- HB 634** - Professional Registration and Licensing
- HB 635** - Public Safety and Emergency Preparedness
- HB 636** - Banking
- HB 639** - Local Government
- HB 643** - Pensions
- HB 645** - Banking
- HB 648** - Elections
- HB 650** - Transportation
- HB 651** - Transportation
- HB 655** - Local Government
- HB 657** - Civil and Criminal Proceedings
- HB 675** - Transportation
- HB 676** - Economic Development and Business Attraction and Retention
- HB 677** - Small Business
- HB 678** - Government Oversight and Accountability
- HB 684** - Children and Families
- HB 686** - Transportation
- HB 689** - Civil and Criminal Proceedings
- HB 700** - Economic Development and Business Attraction and Retention
- HB 702** - Public Safety and Emergency Preparedness
- HB 705** - Health and Mental Health Policy
- HB 712** - Health and Mental Health Policy
- HB 722** - Energy and the Environment
- HB 726** - Ways and Means
- HB 752** - Pensions
- HB 754** - Ways and Means
- HB 777** - Economic Development and Business Attraction and Retention
- HB 799** - Civil and Criminal Proceedings

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

- HB 202** - Health and Mental Health Policy

COMMITTEE REPORTS

Committee on Civil and Criminal Proceedings, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on Civil and Criminal Proceedings, to which was referred **HB 138**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, and pursuant to Rule 27(9) be referred to the Select Committee on Judiciary.

House Committee Amendment No. 1

AMEND House Bill No. 138, Page 1, Section 281.065, Lines 16-17, by deleting all of said lines and inserting in lieu thereof the following:

"not less than [twenty-five] **fifty** thousand dollars [for property damage and bodily injury insurance, each separately and] for each occurrence. Such surety bond or liability insurance shall be maintained"; and

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

Committee on Small Business, Chairman McCaherty reporting:

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 32**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(4) be referred to the Select Committee on Commerce.

Committee on Workforce Standards and Development, Chairman Lant reporting:

Mr. Speaker: Your Committee on Workforce Standards and Development, to which was referred **HB 116**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(10) be referred to the Select Committee on Labor and Industrial Relations.

Mr. Speaker: Your Committee on Workforce Standards and Development, to which was referred **HB 569**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(10) be referred to the Select Committee on Labor and Industrial Relations.

Mr. Speaker: Your Committee on Workforce Standards and Development, to which was referred **HB 582**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 27(10) be referred to the Select Committee on Labor and Industrial Relations.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

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

HCR 30, introduced by Representative Parkinson, relating to a sports stadium in the City of St. Louis.

INTRODUCTION OF HOUSE JOINT RESOLUTION

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

HJR 39, introduced by Representative Ross, relating to the Conservation Commission.

INTRODUCTION OF HOUSE BILLS

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

HB 814, introduced by Representative Miller, relating to abortion.

HB 815, introduced by Representative Rowden, relating to a tax deduction for roll-over investments.

HB 816, introduced by Representative Engler, relating to a prescription drug monitoring program.

HB 817, introduced by Representative Neely, relating to hotel inspections.

HB 818, introduced by Representative Neely, relating to nursing facility inspections.

HB 819, introduced by Representative Rone, relating to refunds of accumulated retirement benefit funds.

HB 820, introduced by Representative McCreery, relating to consumer credit interest rates.

HB 821, introduced by Representative McCreery, relating to the Missouri Air Conservation Commission.

HB 822, introduced by Representative Korman, relating to the nuclear energy standard.

HB 823, introduced by Representative Korman, relating to transportation fees.

HB 824, introduced by Representative Korman, relating to water service.

HB 825, introduced by Representative Hummel, relating to the MO HealthNet program.

HB 826, introduced by Representative McGaugh, relating to certification of wine as produced by verified citizens.

HB 827, introduced by Representative Lant, relating to recreational water use laws.

HB 828, introduced by Representative White, relating to the law enforcement technology advancement fund.

HB 829, introduced by Representative Montecillo, relating to statewide assessments.

HB 830, introduced by Representative Curtman, relating to industrial hemp.

HB 831, introduced by Representative Cierpiot, relating to the Curriculum Transparency Act.

HB 832, introduced by Representative Brown (57), relating to the inspection of certain x-rays systems.

HB 833, introduced by Representative Ross, relating to state forestry.

HB 834, introduced by Representative Ross, relating to state lands.

HB 835, introduced by Representative Ross, relating to state implementation plans.

HB 836, introduced by Representative Ross, relating to boat passengers.

HB 837, introduced by Representative McGaugh, relating to requiring the State Auditor to report on the costs of administering the death penalty.

HB 838, introduced by Representative Cross, relating to tax assessments.

HB 839, introduced by Representative Rowland, relating to the telemarketing no-call list.

HB 840, introduced by Representative Kratky, relating to service dogs.

HB 841, introduced by Representative Koenig, relating to children in protective custody of the state.

HB 842, introduced by Representative McDaniel, relating to the establishment of the Division of Alcohol and Tobacco Control Fund.

HB 843, introduced by Representative McDaniel, relating to the Patient Care Monitoring Act.

HB 844, introduced by Representative Hough, relating to construction management.

COMMITTEE CHANGES

February 4, 2015

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Keith English to the Select Standing Committee on Insurance.

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

Very truly yours,

/s/ John J. Diehl, Jr.
Speaker of the House
District 89

February 4, 2015

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Keith English to the Select Standing Committee on Utilities.

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

Very truly yours,

/s/ John J. Diehl, Jr.
Speaker of the House
District 89

February 4, 2015

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Keith English to the Committee on Small Business.

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

Very truly yours,

/s/ John J. Diehl, Jr.
Speaker of the House
District 89

WITHDRAWAL OF HOUSE BILL

February 4, 2015

Mr. Adam Crumbliss
Chief Clerk, Missouri, House of Representatives
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Mr. Crumbliss,

I respectfully request to withdraw **House Bill 680**, which modifies provisions relating to pole attachments.

Please let me know if you have any questions about this request.

Sincerely,

/s/ Sue Allen
State Representative, District 100

ADJOURNMENT

On motion of Representative Franklin, the House adjourned until 10:00 a.m., Thursday, February 5, 2015.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 10, 2015, 5:00 PM, House Hearing Room 7.
Executive session will be held: HB 233, HB 388, HB 141
Executive session may be held on any matter referred to the committee.

APPROPRIATIONS - AGRICULTURE, CONSERVATION, AND NATURAL RESOURCES

Thursday, February 5, 2015, 9:00 AM, House Hearing Room 1.
Informational meeting with the Department of Natural Resources.

APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Thursday, February 5, 2015, 8:00 AM, House Hearing Room 3.
If needed we will meet to complete discussions which were started in earlier meetings this week.
If you would like to contact the office, please call Linda at 573-751-3762
or email at linda.kerns@house.mo.gov.

CANCELLED

APPROPRIATIONS - HIGHER EDUCATION

Monday, February 9, 2015, 2:30 PM, House Hearing Room 1.
Department of Higher Education follow up.

APPROPRIATIONS - HIGHER EDUCATION

Wednesday, February 11, 2015, 2:00 PM, House Hearing Room 1.

Executive session will be held: HB 3

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

HB 3 markup.

APPROPRIATIONS - REVENUE, TRANSPORTATION, AND ECONOMIC DEVELOPMENT

Wednesday, February 11, 2015, 2:00 PM, House Hearing Room 7.

Executive session will be held: HB 4, HB 7

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

Markup.

EMERGING ISSUES

Monday, February 9, 2015, Upon Adjournment, House Hearing Room 5.

Public hearing will be held: HB 122, HB 384, HB 462, HCR 17

Executive session will be held: HB 279, HB 531

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

Committee will convene upon Adjournment of Technical Session.

EMERGING ISSUES IN EDUCATION

Monday, February 9, 2015, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 42

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

Hearing continued.

ENERGY AND THE ENVIRONMENT

Tuesday, February 10, 2015, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 722

Executive session will be held: HB 600

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

HEALTH AND MENTAL HEALTH POLICY

Tuesday, February 10, 2015, 5:00 PM, House Hearing Room 6.

Public hearing will be held: HB 118, HB 283, HB 319

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

HIGHER EDUCATION

Tuesday, February 10, 2015, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 104, HB 272

Executive session will be held: HB 187

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

PENSIONS

Tuesday, February 10, 2015, 9:00 AM, House Hearing Room 4.

Public hearing will be held: HB 478

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

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, February 10, 2015, Upon Adjournment, House Hearing Room 4.

Public hearing will be held: HB 199, HB 200

Executive session will be held: HB 121

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

PUBLIC SAFETY AND EMERGENCY PREPAREDNESS

Monday, February 9, 2015, Upon Evening Adjournment, House Hearing Room 6.

Public hearing will be held: HB 33, HB 296, HB 269

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

SELECT COMMITTEE ON FINANCIAL INSTITUTIONS AND TAXATION

Thursday, February 5, 2015, 9:00 AM, House Hearing Room 7.

Executive session will be held: HB 64, HB 524

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

SELECT COMMITTEE ON SOCIAL SERVICES

Thursday, February 5, 2015, Upon Adjournment, House Hearing Room 7.

Executive session will be held: HB 241, HCR 20

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

SELECT COMMITTEE ON STATE AND LOCAL GOVERNMENTS

Thursday, February 5, 2015, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 30, HJR 1

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

SELECT COMMITTEE ON UTILITIES

Thursday, February 5, 2015, 8:00 AM, House Hearing Room 6.

Executive session will be held: HCR 15, HCR 21

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

TRADE AND TOURISM

Wednesday, February 11, 2015, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 598, HB 403, HCR 27

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

There will be a brief presentation by the Missouri Department of Tourism.

TRANSPORTATION

Tuesday, February 10, 2015, 1:00 PM, House Hearing Room 7.

Public hearing will be held: HB 507, HB 36, HB 323, HB 35, HB 523

Executive session will be held: HB 179, HB 553, HB 562

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

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 5, 2015

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 30

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 39

HOUSE BILLS FOR SECOND READING

HB 814 through HB 844

HOUSE BILLS FOR THIRD READING

HCS HB 63, E.C. - Dugger