

JOURNAL OF THE HOUSE

First Regular Session, 98th GENERAL ASSEMBLY

SEVENTY-SECOND DAY, WEDNESDAY, MAY 27, 2015

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

Truly my soul waiteth upon God; from Him cometh my salvation. (Psalm 62:1)

O Glorious God the Creator of the World, the sustainer of life, and the goal of our noblest endeavors, teach us to pray that in our prayers You can draw near to us. By Your grace, enable us to live through this day without frustration and with a firm faith in You, without discouragement, and with a decisive devotion to our beloved Missouri.

Give us wisdom and strength that we may rise above the confusion of this age, see clearly the needs of our people, strike forcefully at the roots of our State's ills, and make strong and clear the highway to an intelligent united citizenship. May we keep the wheels of progress turning and never allow any rule or ruler to displace or destroy our democracy.

Abide with every Member of this House and when they depart this day dismiss them with Your blessing.

And the House says, "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: Emily Bounds, Kaitlyn Bounds, and Kate Freiner.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **SS SCS HCS HB 17, SCS HCS HB 18, SCS HCS HB 19, SCS HB 41, CCS SCS HCS HB 42, SCS HCS HB 50, HB 88, SS HB 92, HB 111, SCS HCS HBs 116 & 569, HB 125, SS HCS HB 137, HB 179, HB 269, HB 326, SCS HB 343, HB 361, HCS HB 385, HB 391, HB 400, HB 402, SCS HB 403, HB 404, HB 501, HB 511, HB 514, HB 515, SS SCS HCS HBs 517 & 754, SS SCS HB 522, HB 34, HB 133, HB 134, HB 810, HB 338 & HB 873, HB 524, HB 531, HB 567, HCS HB 587, SCS HCS HB 613, SS HB 616, SCS HCS HB 618, HB 629, HB 650, SCS HB 686, SCS HCS HB 709, SS#2 HCS HB 722, HCS HB 769, HB 778, SS SCS HB 799, HB 859, HB 861, HB 869, HB 874, SCS HB 878, SCS HB 947, HB 1022, HB 1052, SCS HB 1070, SCS HB 1098, HB 1116, HB 1119 and SCS HB 1149** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SS SCS HCS HB 17, SCS HCS HB 18, SCS HCS HB 19, SCS HB 41, CCS SCS HCS HB 42, SCS HCS HB 50, HB 88, SS HB 92, HB 111, SCS HCS HBs 116 & 569, HB 125, SS HCS HB 137, HB 179, HB 269, HB 326, SCS HB 343, HB 361, HCS HB 385, HB 391, HB 400, HB 402, SCS HB 403, HB 404, HB 501, HB 511, HB 514, HB 515, SS SCS HCS HBs 517 & 754, SS SCS HB 522, HB 34, HB 133, HB 134, HB 810, HB 338 & HB 873, HB 524, HB 531, HB 567, HCS HB 587, SCS HCS HB 613, SS HB 616, SCS HCS HB 618, HB 629, HB 650, SCS HB 686, SCS HCS HB 709, SS#2 HCS HB 722, HCS HB 769, HB 778, SS SCS HB 799, HB 859, HB 861, HB 869, HB 874, SCS HB 878, SCS HB 947, HB 1022, HB 1052, SCS HB 1070, SCS HB 1098, HB 1116, HB 1119 and SCS HB 1149** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF SENATE CONCURRENT RESOLUTIONS

All other business of the House was suspended while **SCR 1** and **SCR 2** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **CCS HCS SS SCS SB 5** was read at length and was signed by the Speaker to the end that the same may become law.

Representatives Adams and Lavender offered objections to **CCS HCS SS SCS SB 5**, which were appended to the bill.

CONSTITUTIONAL OBJECTIONS

May 7, 2015

Dana Rademan Miller
Assistant Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO, 65102

Dear Ms. Miller,

Pursuant to Article III, Section 30 of the Missouri Constitution, I do hereby object to the approval of **Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 5**.

One of the offending provisions of Senate Bill No. 5 is Section 67.287, which seeks to impose strict new operating standards for municipalities in St. Louis County, while excluding all other Missouri cities from following those standards. Another is Section 479.359 setting a 20 percent cap on how much operating revenue most Missouri cities may derive from traffic fines and fees but imposing a 12.5 percent on cities located in St. Louis County.

Applying these sections to cities in a single Missouri county to the exclusion of other cities puts them in violation of Article III, Section 40 (30) of the Missouri Constitution, which prohibits the General Assembly from passing any local or special law where a general law can be made applicable, and the Missouri Supreme Court's ruling in *Jefferson County Fire Protection Districts Association, et al., v. Matt Blunt, et al.* (2006) 205 SW 3d 866.

In addition, these sections of Senate Bill No. 5 also violate Article III, Section 42, in that they were published in the affected locality for at least 30 days prior to the bill's introduction as required for proposed local or special laws.

Please note said objection in the House Journal and annex it to **Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 5** to be considered by the Governor in connection therewith as mandated by Article III, Section 30.

Sincerely,

/s/ Joe Adams
State Representative
86th District

May 7, 2015

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

Dear Mr. Crumbliss:

Pursuant to Article III, Section 30 of the Missouri Constitution, I do hereby object to the approval of **Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 5**.

One of the offending provisions of Senate Bill No. 5 is Section 67.287, which seeks to impose strict new operating standards for municipalities in St. Louis County, while excluding all other Missouri cities from following those standards. Another is Section 479.359 setting a 20 percent cap on how much operating revenue most Missouri cities may derive from traffic fines and fees but imposing a 12.5 percent on cities located in St. Louis County.

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Please note said objection in the House Journal and annex it to **Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 5** to be considered by the Governor in connection therewith as mandated by Article III, Section 30.

Sincerely,

/s/ Deb Lavender
State Representative
District 90

Speaker Pro Tem Hoskins assumed the Chair.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SCS SB 18, SB 20, HCS SCS SBs 34 & 105, SS SB 58, CCS HCS SS SCS SB 67, SB 68, SS SCS SB 87, SCS SB 93, CCS#2 HCS SB 104, SCS SB 107, SB 116, SB 141, SS#3 SCS SB 142, SS SCS SB 145, HCS SB 156, HCS SB 164, SB 166, HCS SS SCS SB 174, SCS SB 190, SB 194, CCS HCS SCS SB 210, SCS SB 224, HCS SB 231, HCS SB 244, CCS#2 HCS SB 254, SB 272, SB 317, SB 318, SCS SB 321, SB 334, HCS SCS SB 336, SCS SB 340, HCS SCS SB 341, SCS SB 345, SS SCS SB 354, SS SB 366, SS SB 373, SB 392, SB 405, SB 426, SCS SB 435, CCS HCS SCS SB 445, HCS SCS SB 456, SB 463, SB 474, SB 497, SB 500, SB 524 and SCS SB 539** were read at length and there being no objections, were signed by Speaker Pro Tem to the end that the same may become law.

The following members' presence was noted: Corlew, Dugger, Hoskins, Hurst, Kelley, Kendrick, Koenig, Leara, McCaherty, Norr, Richardson, Ruth, and Walker.

ADJOURNMENT

The Speaker Pro Tem declared the House of Representatives of the Ninety-eighth General Assembly convened in the First Regular Session on January 7, 2015, adjourned as of midnight, May 30, 2015, in accordance with the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House