

JOURNAL OF THE HOUSE

Second Regular Session, 91st GENERAL ASSEMBLY

FIFTH DAY, WEDNESDAY, JANUARY 16, 2002

Speaker Pro Tem Abel in the Chair.

Prayer by Reverend Rudy Beard.

Loving God, we thank You for this new day. Strengthen these men and women of the House, and the staff that supports them in the belief that Your truth is far better than any lie, that the power of love is greater than the power of hate, that the patience to work through conflict is a way to peace, and that the inner struggle to put self-service aside in order to serve others is always worth the effort.

Give to them also, in Your grace, a hearty laugh this day at an unexpected moment. To You be glory and honor. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fourth day was approved as corrected.

RESOLUTION

House Resolution No. 20 was taken up by Representative Green (73) and read.

HOUSE RESOLUTION NO. 20

WHEREAS, the members of the Missouri House of Representatives take pause to recognize a loyal and conscientious state employee who has demonstrated exceptional competence and superb leadership over the years while assisting elected officials with their diverse legislative and fiscal responsibilities; and

WHEREAS, Stephen L. Price will step down from his esteemed position as Staff Director for House Appropriations in order to enjoy the special opportunities and pleasures traditionally associated with the golden years of retirement; and

WHEREAS, employed by the state of Missouri for an impressive twenty-nine years, Stephen Price worked for the State Auditor's Office from July 1973 to January 1977 before shifting the focus of his endeavors to House Appropriations; and

WHEREAS, during his more than two decades with House Appropriations, Stephen Price diligently ensured that the state of Missouri maintained the fiscally sound policy of developing and passing a balanced budget; and

WHEREAS, a Certified Public Accountant and a Certified Government Financial Manager, Stephen Price earned a Bachelor of Science degree in business administration with an emphasis in accounting from the University of Missouri-Columbia; and

WHEREAS, Director Stephen Price holds the rank of Lieutenant Colonel in the Missouri Army National Guard and enjoys membership with numerous professional organizations, Central United Church of Christ, the Missouri State Employees Retirement System Board of Directors, Missouri State Credit Union Board of Directors, Capitol Projects (Sheltered Workshop) Board of Directors, and Capital Region Medical Center Foundation Board of Governors and Board of Trustees; and

WHEREAS, Stephen Price is the devoted husband of Bev and the proud father of Steve and Tricia:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-first General Assembly, join unanimously to applaud the exemplary leadership, superb technical skills, and wide-ranging knowledge of Stephen Price and to convey to him this legislative body's heartiest congratulations upon his retirement from House Appropriations and our best wishes for continued personal and professional success for many more years to come; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution to acknowledge the retirement of Staff Director Stephen L. Price from the Office of House Appropriations.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 36 - Representative Kelly (144)
House Resolution No. 37
and
House Resolution No. 38 - Representatives Ross and Lograsso
House Resolution No. 39 - Representatives Richardson and Jetton
House Resolution No. 40 - Representative Graham
House Resolution No. 41 - Representative Haywood
House Resolution No. 42 - Representative Rizzo
House Resolution No. 43 - Representative Murphy
House Resolution No. 44 - Representative Skaggs, et al
House Resolution No. 45 - Representative Relford

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 7 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1456 through **HB 1472** were read the second time.

COMMITTEE REPORT

Committee on Rules, Joint Rules and Bills Perfected and Printed, Chairman Crump reporting:

Mr. Speaker: Your Committee on Rules, Joint Rules and Bills Perfected and Printed, to which was referred **HCS HBs 1386 & 1038, as amended**, begs leave to report it has examined the same and finds it to be truly perfected and that the printed copies thereof furnished the members are correct.

THIRD READING OF HOUSE BILL

HCS HBs 1386 & 1038, relating to tinted windows, was taken up by Representative O'Connor.

On motion of Representative O'Connor, **HCS HBs 1386 & 1038** was read the third time and passed by the following vote:

AYES: 153

Abel	Baker	Ballard	Barnett	Barnitz
Barry 100	Bartelsmeyer	Bartle	Bearden	Behnen
Berkowitz	Berkstresser	Black	Bland	Boatright
Bonner	Boucher	Bowman	Boykins	Bray 84
Britt	Brooks	Burcham	Burton	Byrd
Campbell	Carnahan	Champion	Cierpiot	Clayton
Cooper	Copenhaver	Crawford	Crowell	Crump
Cunningham	Curls	Daus	Davis	Dempsey
Dolan	Enz	Fares	Farnen	Foley
Franklin	Fraser	Froelker	Gaskill	George
Graham	Gratz	Green 15	Green 73	Griesheimer
Hagan-Harrell	Hampton	Hanaway	Harding	Harlan
Hartzler	Haywood	Hegeman	Henderson	Hendrickson
Hilgemann	Hohulin	Holand	Holt	Hoppe
Hosmer	Hunter	Jetton	Johnson 61	Johnson 90
Jolly	Kelley 47	Kelly 144	Kelly 27	Kelly 36
King	Koller	Lawson	Legan	Liese
Linton	Lograsso	Long	Lowe	Luetkemeyer
Luetkenhaus	Marble	Marsh	May 149	Mayer
Mays 50	McKenna	Merideth	Miller	Monaco
Moore	Myers	Naeger	Nordwald	O'Connor
O'Toole	Ostmann	Overschmidt	Phillips	Portwood
Purgason	Quinn	Ransdall	Rector	Reid
Reinhart	Relford	Richardson	Rizzo	Roark
Robirds	Ross	Scheve	Schwab	Scott
Secrest	Seigfreid	Selby	Shelton	Shields
Shoemaker	Shoemyer	Skaggs	Smith	St. Onge
Surface	Thompson	Townley	Treadway	Troupe
Van Zandt	Villa	Vogel	Wagner	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 003

Hickey	Murphy	Reynolds
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PRESENT: 000

4 *Journal of the House*

ABSENT WITH LEAVE: 004

Gambaro	Hollingsworth	Levin	Ridgeway
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VACANCIES: 003

Speaker Pro Tem Abel declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Abel	Baker	Ballard	Barnett	Barnitz
Barry 100	Bartelsmeyer	Bartle	Bearden	Behnen
Berkowitz	Berkstresser	Black	Bland	Boatright
Bonner	Boucher	Bowman	Boykins	Bray 84
Britt	Brooks	Burcham	Burton	Byrd
Campbell	Carnahan	Champion	Cierpiot	Clayton
Cooper	Copenhaver	Crawford	Crowell	Crump
Cunningham	Curls	Daus	Davis	Dempsey
Dolan	Enz	Fares	Farnen	Foley
Franklin	Fraser	Froelker	Gaskill	George
Graham	Gratz	Green 15	Green 73	Griesheimer
Hagan-Harrell	Hampton	Hanaway	Harding	Harlan
Hartzler	Haywood	Hegeman	Henderson	Hendrickson
Holand	Holt	Hoppe	Hosmer	Hunter
Jetton	Johnson 61	Johnson 90	Jolly	Kelley 47
Kelly 144	Kelly 27	Kelly 36	King	Koller
Lawson	Legan	Liese	Linton	Long
Lowe	Luetkemeyer	Luetkenhaus	Marble	Marsh
May 149	Mayer	Mays 50	McKenna	Merideth
Miller	Monaco	Moore	Naeger	Nordwald
O'Connor	O'Toole	Ostmann	Overschmidt	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Reid	Reinhart	Relford	Richardson	Rizzo
Roark	Robirds	Ross	Scheve	Schwab
Scott	Secrest	Seigfreid	Selby	Shelton
Shields	Shoemaker	Shoemyer	Skaggs	Smith
St. Onge	Surface	Thompson	Townley	Treadway
Troupe	Van Zandt	Villa	Vogel	Wagner
Walton	Ward	Whorton	Williams	Willoughby
Wilson 25	Wilson 42	Wright	Mr. Speaker	

NOES: 005

Hickey	Hohulin	Lograsso	Murphy	Reynolds
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PRESENT: 000

ABSENT WITH LEAVE: 006

Gambaro	Hilgemann	Hollingsworth	Levin	Myers
Ridgeway				

VACANCIES: 003

INTRODUCTION OF HOUSE BILLS

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

HB 1473, introduced by Representatives Green (15), Whorton and Abel, relating to health insurance.

HB 1474, introduced by Representatives Green (15) and Abel, relating to a state employee's leave of absence to perform military duties.

HB 1475, introduced by Representative Kelly (27), et al, relating to tuition reimbursement for state employees.

HB 1476, introduced by Representative Graham, relating to passing bad checks in payment of taxes.

HB 1477, introduced by Representative Farnen, relating to the Missouri health and educational facilities act.

HB 1478, introduced by Representatives Lograsso, Richardson, Crowell, Shields, Black, Bartelsmeyer, Barnett and Merideth, relating to special license plates.

HB 1479, introduced by Representative Ladd Baker, relating to the emergency preparedness resource act administered by the department of social services and the department of health and senior services.

HB 1480, introduced by Representatives Dempsey, Bearden, Moore, Cunningham, Copenhaver and Hendrickson, et al, relating to school board approval of tax increment financing.

HB 1481, introduced by Representatives Bray and Hanaway, relating to foster parent rights and responsibilities.

HB 1482, introduced by Representatives Mays (50) and Burton, relating to the public service commission.

HB 1483, introduced by Representatives Jolly, Willoughby, Selby, Boucher, Harding, Kelly (27), Monaco and Johnson (90), et al, relating to assault crimes.

HB 1484, introduced by Representatives Johnson (90) and Kreider, relating to private investigators.

HB 1485, introduced by Representative Johnson (90), relating to child abuse investigations.

HB 1486, introduced by Representatives Crawford, Scott and Luetkemeyer, relating to residency requirements for fire protection district directors.

HB 1487, introduced by Representatives Hegeman, Secrest and Hanaway, relating to bid preferences for products and services located in Missouri.

HB 1488, introduced by Representatives Skaggs, Van Zandt, Wilson (42), Boucher, Sanders Brooks, Mays (50) and Curls, et al, relating to taxation for public mass transportation systems.

HB 1489, introduced by Representatives Britt, Merideth, Hosmer, Barnitz, Crowell, Mayer and Richardson, relating to county crime reduction funds.

HB 1490, introduced by Representatives Hosmer and Marsh, relating to sentencing.

HB 1491, introduced by Representatives Shelton, Gambaro, Daus, Walton, Hilgemann, Carnahan and Villa, et al, relating to minority teaching scholarships.

HB 1492, introduced by Representative Seigfreid, relating to elections.

HB 1493, introduced by Representative Seigfreid, relating to elections.

HB 1494, introduced by Representative Seigfreid, relating to elections.

HB 1495, introduced by Representative Seigfreid, relating to elections.

HB 1496, introduced by Representatives Green (15) and Hanaway, relating to tax increment financing.

HB 1497, introduced by Representatives Boucher and Wilson (42), relating to tax credits for building universally designed lifetime homes.

HB 1498, introduced by Representatives Johnson (90), Britt, Hosmer, McKenna, Harding, Jolly, Shoemyer (9), Willoughby and Berkowitz, et al, relating to sexual offenses against inmates and residents in skilled nursing facilities and Alzheimer's special units or programs.

HB 1499, introduced by Representative Lograsso, relating to state mental health employees.

HB 1500, introduced by Representative Mays (50), relating to landlord agreements with telecommunication providers.

HB 1501, introduced by Representatives Boucher, Jolly, Harding, Wilson (42), Curls, Monaco, Campbell and Lowe, et al, relating to restrictions for payday loans.

HB 1502, introduced by Representatives Luetkenhaus, Ward, Burton, Abel and Surface, relating to credit information used in insurance underwriting.

HB 1503, introduced by Representative Liese, relating to cemetery services.

HB 1504, introduced by Representative Liese, relating to special license plates.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Boykins has been appointed a member of the Banks and Financial Institutions Committee.

Representative Boykins has been appointed Vice-chair of the Elections Committee.

Representative Bowman has been appointed Vice-chair of the Labor Committee.

WITHDRAWAL OF HOUSE BILLS

January 16, 2002

The Honorable Jim Kreider
Speaker of the House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Speaker:

I request that **House Bill 1238** relating to Neighborhood Improvement District Bonds be withdrawn.

Thank you for your consideration of this request. Please feel free to contact me if you have any questions.

Sincerely,

/s/ Daniel J. Hegeman
5th District State Representative

January 16, 2002

Honorable Jim Kreider
Speaker
Missouri House of Representatives
Capitol Building
Jefferson City, MO 65101

Dear Mr. Speaker:

I respectfully request to withdraw **House Bill 1462** of which I am the sponsor.

Thank you for your consideration of this matter.

Sincerely,

/s/ Henry Rizzo
State Representative
District #40

The following members' presence was noted: Gambaro and Ridgeway.

ADJOURNMENT

On motion of Representative Crump, the House adjourned until 10:00 a.m., Thursday, January 17, 2002.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Fourth Day, Tuesday, January 15, 2002, pages 57 and 58, roll call, by showing Representative Gambaro voting "aye" rather than "absent with leave".

Pages 58 and 59, roll call, by showing Representatives Bartelsmeyer and Gambaro voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 22, 2002, 12:00 p.m. Hearing Room 7.

Office of Administration, Public Debt, Public Defender and Judiciary. CANCELLED.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Thursday, January 17, 2002, 11:00 a.m. or upon adjournment.

Department of Health, Mental Health & Senior Services

Focus on Tobacco and Prescription Drugs.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Monday, January 28, 2002, 12:30 p.m. Hearing Room 5.

Department of Agriculture, Department of Conservation

Hearing on Governor's recommendations.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Tuesday, January 29, 2002. Upon adjournment, Hearing Room 5.

Department of Economic Development, Department of Labor & Industrial Relations

Governor's recommendations.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Wednesday, January 30, 2002. Upon adjournment, Hearing Room 5.

Department of Natural Resources, Department of Insurance

Governor's recommendations.

BUDGET

Thursday, January 17, 2002, 8:30 a.m. Hearing Room 3.

Presentation on the State of Missouri's Public Debt

BUDGET

Monday, January 21, 2002, 1:00 p.m. Hearing Room 3.
Presentation and discussion of private sector reports on Missouri state expenditures.

BUDGET

Wednesday, January 23, 2002, 1:00 p.m. Hearing Room 3.
Presentation by Commission reporting on Missouri's budgetary process.

CHILDREN, FAMILIES, AND HEALTH

Thursday, January 17, 2002, 8:00 a.m. Hearing Room 5.
To be considered - HB 1097, HB 1192, HB 1241

CONSERVATION, STATE PARKS AND MINING

Monday, January 28, 2002, 5:30 p.m. Runge Conservation Nature Center.
To be discussed: Quail; Draft DNR proposed regulations pertaining to sand and gravel mining.

EDUCATION - ELEMENTARY AND SECONDARY

Thursday, January 17, 2002, 8:30 a.m. Hearing Room 1.
To be considered - HB 1062, HB 1063, HB 1338

ENVIRONMENT AND ENERGY

Thursday, January 17, 2002, 8:30 a.m. Hearing Room 7.
To be considered - HB 1149

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, January 17, 2002. Upon Adjournment, Senate Lounge.
For the purpose of electing a committee chairperson and vice-chairperson.

JUDICIARY

Tuesday, January 22, 2002, 12:00 p.m. Hearing Room 5.
To be considered - HB 1037, HB 1074, HB 1188, HB 1271

LOCAL GOVERNMENT AND RELATED MATTERS

Tuesday, January 22, 2002, 3:00 p.m. Hearing Room 7.
Executive Session may follow.
To be considered - HB 1045, HB 1065, HB 1070, HB 1085, HB 1147, HB 1148, HB 1185

HOUSE CALENDAR

SIXTH DAY, THURSDAY, JANUARY 17, 2002

HOUSE BILLS FOR SECOND READING

HB 1473 through HB 1504