

JOURNAL OF THE HOUSE

Second Regular Session, 91st GENERAL ASSEMBLY

SEVENTH DAY, MONDAY, JANUARY 21, 2002

Speaker Kreider in the Chair.

Prayer by Father David Buescher.

Deep within the source of our common human heritage, God, You have somehow planted this idea of the inherent dignity of every human person. Your son, Dr. Martin Luther King, Jr., lived and died for the truth of that noble idea, turning it into an ideal. Our state's constitution highlights that dignity.

Today, God, be with and re-inspire the men and women in this great Chamber with that goal's fire as they begin this week of leadership. In Martin's memory, Almighty Father, we begin this session. Thank You for giving him to our nation and to our world. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixth day was approved as corrected by the following vote:

AYES: 142

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

Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Mr. Speaker			

NOES: 004

Hohulin	Hunter	Lograsso	Wright
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PRESENT: 000

ABSENT WITH LEAVE: 014

Bartelsmeyer	Bland	Bowman	Brooks	Clayton
Froelker	Gaskill	Hickey	Hoppe	Hosmer
Kelly 36	Levin	Reynolds	Thompson	

VACANCIES: 003

RESOLUTION

Representative Marsh offered House Resolution No. 67.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 54	-	Representative Vogel
House Resolution No. 55	-	Representative Luetkemeyer
House Resolution No. 56	-	Representative O'Connor
House Resolution No. 57	-	Representative Crump
House Resolution No. 58	-	Representative Townley, et al
House Resolution No. 59	-	Representative Hohulin
House Resolution No. 60		
through		
House Resolution No. 64	-	Representative Kreider
House Resolution No. 65	-	Representative Relford
House Resolution No. 66	-	Representative Bray
House Resolution No. 68	-	Representative Treadway
House Resolution No. 69		
through		
House Resolution No. 73	-	Representative Hunter
House Resolution No. 74	-	Representative Ross
House Resolution No. 75	-	Representative Vogel
House Resolution No. 76	-	Representative Moore
House Resolution No. 77	-	Representative Holt

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 8 and **HCR 9** were read the second time.

SECOND READING OF HOUSE BILLS

HB 1505 through **HB 1541** were read the second time.

ESCORT COMMITTEES

The Speaker appointed the following Committee to escort Lieutenant Governor Joe Maxwell and members of the Senate to the dais in Joint Session at 10:30 a.m., Wednesday, January 23, 2002: Representatives Bland, Bowman, Lawson, Scheve, Villa, Williams, Crawford, Holand, Purgason and Berkstresser.

The Speaker appointed the following Committee to escort His Excellency Governor Bob Holden to the dais in Joint Session at 10:30 a.m., Wednesday, January 23, 2002, to deliver the State of the State message: Representatives Boykins, Green (73), Green (15), Merideth, Ransdall, Wilson (42), Townley, Dolan, Miller and Reinhart.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1327 - Ways and Means

COMMITTEE REPORT

Committee on Education-Elementary and Secondary, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Education-Elementary and Secondary, to which was referred **HB 1338**, 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 1542, introduced by Representative Liese, relating to a death penalty commission.

HB 1543, introduced by Representative Shelton, relating to collection of motor vehicle sales and use taxes.

HB 1544, introduced by Representative Hoppe, relating to the provision of emergency services.

HB 1545, introduced by Representative Rizzo, relating to transportation development districts.

HB 1546, introduced by Representatives Crowell, Crawford, Portwood and Mayer, et al, relating to workers' compensation.

HB 1547, introduced by Representative Barry, relating to concealed firearms.

HB 1548, introduced by Representative Barry, relating to the newborn hearing screening program.

HB 1549, introduced by Representative Lawson, relating to public water supply districts.

HB 1550, introduced by Representative Surface, relating to an Elks Lodge license plate.

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 **SCS SBs 727 & 703**, entitled:

An act to repeal section 307.173, RSMo, and to enact in lieu thereof one new section relating to tinted windows, with a penalty provision and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Robirds is no longer a member of the Agriculture Committee.

Representative Boykins is no longer a member of the Appropriations-Health and Mental Health Committee.

Representative Dempsey is no longer a member of the Conservation, State Parks and Mining Committee.

Representative Naeger is no longer a member of the Critical Issues Committee.

Representative Levin is no longer a member of the Education-Elementary and Secondary Committee.

Representative Miller is no longer a member of the Education-Elementary and Secondary Committee.

Representative Quinn has been appointed a member of the Agriculture Committee, Education-Elementary and Secondary Committee and the Conservation, State Parks and Mining Committee.

Representative Harlan has been appointed a member of the Appropriations-Health and Mental Health Committee.

Representative Bland has been appointed a member of the Appropriations-Health and Mental Health Committee.

Representative Boykins has been appointed a member of the Appropriations-Natural and Economic Resources Committee.

Representative Shoemaker (8) has been appointed a member of the Education-Elementary and Secondary Committee and the Critical Issues Committee.

WITHDRAWAL OF HOUSE BILLS

January 17, 2002

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

Dear Mr. Speaker:

Please rescind my **HB 1046**, Prevention of Defilement of the U.S. Flag. I have filed a modified version against desecration of the flag which will, hopefully, not alarm 1st Amendment opponents of HB 1046.

Respectfully,

/s/ Sam Gaskill

January 21, 2002

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

Dear Mr. Speaker:

I respectfully request that **House Bill No. 1531** be withdrawn.

Thank you for your assistance.

Sincerely,

/s/ Thomas J. Hoppe
State Representative
46th Legislative District

The following members' presence was noted: Hickey and Gaskill.

ADJOURNMENT

On motion of Representative Foley, the House adjourned until 10:00 a.m., Tuesday, January 22, 2002.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Sixth Day, Thursday, January 17, 2002, pages 80 and 81, roll call, by showing Representative Champion voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Tuesday, January 22, 2002, 1:00 p.m. Hearing Room 1.

AGRICULTURE

Wednesday, January 23, 2002, 3:00 p.m. Hearing Room 7.
Public testimony.

APPROPRIATIONS - EDUCATION

Tuesday, January 22, 2002, 2:00 p.m. Hearing Room 1.
Presentation on foundation formula funding.

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 - 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.

APPROPRIATIONS - SOCIAL SERVICES

Tuesday, January 22, 2002. Hearing Room 3 upon adjournment.

Department of Social Services

Update, projections on Medicaid and federal mandates.

BUDGET

Wednesday, January 23, 2002, 1:00 p.m. Hearing Room 3.

Presentation by Commission reporting on Missouri's budgetary process.

CANCELLED.

CIVIL AND ADMINISTRATIVE LAW

Wednesday, January 23, 2002. Hearing Room 1 upon morning adjournment.

To be considered - HB 1047, HB 1072, HB 1127, HB 1151, HB 1154, HB 1184, HB 1187

COMMERCE AND ECONOMIC DEVELOPMENT

Tuesday, January 22, 2002, 3:00 p.m. House Lounge.

To be considered - HB 1143, HB 1144

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

Tuesday, January 22, 2002, 3:00 p.m. Hearing Room 3.

To be considered - HB 1084, HB 1126, HB 1191, HJR 27

ELECTIONS

Tuesday, January 22, 2002, 7:30 p.m. Hearing Room 5.

To be considered - HB 1030, HB 1461

JUDICIARY

Tuesday, January 22, 2002, 12:00 p.m. Hearing Room 5.

To be considered - HB 1037, HB 1074, HB 1188, HB 1271

LABOR

Tuesday, January 22, 2002, 8:00 p.m. Hearing Room 3.

To be considered - HB 1054, HB 1069

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

PUBLIC SAFETY, LAW ENFORCEMENT AND VETERAN AFFAIRS

Tuesday, January 22, 2002, 8:45 a.m. Hearing Room 6.

Executive Session may follow.

To be considered - HB 1051, HB 1158, HB 1399

PUBLIC SAFETY, LAW ENFORCEMENT AND VETERAN AFFAIRS

Tuesday, January 22, 2002, 5:00 p.m. Senate Lounge.

Joint meeting with House and Senate Veterans Committee members.

UTILITIES REGULATION

Wednesday, January 23, 2002, 8:30 a.m. Hearing Room 7.

To be considered - HB 1142

WAYS AND MEANS

Tuesday, January 22, 2002, 3:00 p.m. Hearing Room 2.

To be considered - HB 1150, HB 1202, HB 1237, HB 1251, HB 1327

HOUSE CALENDAR

EIGHTH DAY, TUESDAY, JANUARY 22, 2002

HOUSE BILLS FOR SECOND READING

HB 1542 through HB 1550

HOUSE BILL FOR PERFECTION

HB 1338 - Relford

SENATE BILL FOR SECOND READING

SCS SB 727 & 703