

# JOURNAL OF THE HOUSE

Second Regular Session, 91st GENERAL ASSEMBLY

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TENTH DAY, THURSDAY, JANUARY 24, 2002

Speaker Kreider in the Chair.

Prayer by Reverend Rudy Beard.

Gracious God, how excellent is Your name in all the Earth. Bless with Your power and presence, these men and women of the House, and their staff. Give to them the measure of patience and insight they require to do the people's business. Protect them from giving up on the things that are important, and help them let go of those things that are trivial. Keep them, and their families, in this new day.

To You be glory and honor. Amen.

The Pledge of Allegiance to the flag was recited.

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

AYES: 148

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	Cunningham
Curls	Daus	Davis	Dempsey	Enz
Fares	Farnen	Foley	Franklin	Fraser
Froelker	Gambaro	Gaskill	George	Graham
Gratz	Green 15	Green 73	Griesheimer	Hagan-Harrell
Hampton	Hanaway	Harding	Harlan	Hartzler
Haywood	Hegeman	Henderson	Hickey	Hilgemann
Holand	Hollingsworth	Holt	Hoppe	Hosmer
Jetton	Johnson 61	Johnson 90	Jolly	Kelley 47
Kelly 144	Kelly 27	Kelly 36	King	Koller
Lawson	Legan	Liese	Linton	Lowe
Luetkemeyer	Luetkenhaus	Marble	Marsh	May 149
Mayer	Mays 50	McKenna	Merideth	Miller
Monaco	Moore	Murphy	Myers	O'Connor
O'Toole	Ostmann	Overschmidt	Phillips	Portwood
Purgason	Quinn	Ransdall	Rector	Reid
Reinhart	Relford	Reynolds	Ridgeway	Rizzo
Roark	Robirds	Ross	Scheve	Schwab
Scott	Secrest	Seigfreid	Selby	Shelton
Shields	Shoemaker	Shoemyer	Skaggs	Smith
St. Onge	Thompson	Townley	Treadway	Troupe
Van Zandt	Villa	Vogel	Wagner	Walton

Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 004

Hendrickson	Hohulin	Hunter	Lograsso
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PRESENT: 000

ABSENT WITH LEAVE: 008

Crump	Dolan	Levin	Long	Naeger
Nordwald	Richardson	Surface		

VACANCIES: 003

## RESOLUTION

Representative Harding offered House Resolution No. 124.

### HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 104	-	Representative Shields
House Resolution No. 105	-	Representative Gratz
House Resolution No. 106		
through		
House Resolution No. 110	-	Representative Williams
House Resolution No. 111	-	Representative Burton
House Resolution No. 112		
and		
House Resolution No. 113	-	Representative Reynolds
House Resolution No. 114	-	Representative Smith
House Resolution No. 115		
through		
House Resolution No. 119	-	Representative Jetton
House Resolution No. 120	-	Representatives Lograsso and Ross
House Resolution No. 121		
through		
House Resolution No. 123	-	Representative Harding
House Resolution No. 125	-	Representative Moore
House Resolution No. 126	-	Representative Froelker
House Resolution No. 127	-	Representative Clayton
House Resolution No. 128	-	Representative Rector

### SECOND READING OF HOUSE JOINT RESOLUTION

**HJR 41** was read the second time.

## **SECOND READING OF HOUSE BILLS**

**HB 1585** through **HB 1616** were read the second time.

## **PERFECTION OF HOUSE BILLS**

**HB 1338**, relating to teacher licenses, was taken up by Representative Relford.

On motion of Representative Relford, **HB 1338** was ordered perfected and printed.

**HB 1399**, relating to World War II medals, was taken up by Representative Ransdall.

Representative Ransdall offered **HS HB 1399**.

On motion of Representative Ransdall, **HS HB 1399** was adopted.

On motion of Representative Ransdall, **HS HB 1399** was ordered perfected and printed.

## **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 **HS HB 1399**, 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.

## **REFERRAL OF HOUSE BILLS**

The following House Bills were referred to the Committee indicated:

**HS HB 1399** - Fiscal Review and Government Reform (Fiscal Note)  
**HB 1134** - Conservation, State Parks and Mining  
**HB 1301** - Correctional and State Institutions  
**HB 1302** - Criminal Law  
**HB 1303** - Children, Families and Health  
**HB 1304** - Insurance  
**HB 1305** - Correctional and State Institutions  
**HB 1306** - Fiscal Review and Government Reform  
**HB 1307** - Motor Vehicle and Traffic Regulations  
**HB 1308** - Motor Vehicle and Traffic Regulations  
**HB 1309** - Social Services, Medicaid and the Elderly  
**HB 1310** - Motor Vehicle and Traffic Regulations  
**HB 1311** - Miscellaneous Bills & Resolutions  
**HB 1312** - Criminal Law

**HB 1313** - Professional Registration and Licensing  
**HB 1314** - Motor Vehicle and Traffic Regulations  
**HB 1315** - Civil and Administrative Law  
**HB 1316** - Judiciary  
**HB 1317** - Judiciary  
**HB 1318** - Labor  
**HB 1319** - Ways and Means  
**HB 1320** - Motor Vehicle and Traffic Regulations  
**HB 1321** - Education-Higher  
**HB 1322** - Education-Elementary and Secondary  
**HB 1323** - Environment and Energy  
**HB 1326** - Elections  
**HB 1328** - Elections  
**HB 1329** - Criminal Law  
**HB 1331** - Criminal Law  
**HB 1332** - Elections  
**HB 1334** - Professional Registration and Licensing  
**HB 1335** - Education-Elementary and Secondary  
**HB 1336** - Education-Elementary and Secondary  
**HB 1337** - Banks and Financial Institutions  
**HB 1341** - Judiciary  
**HB 1342** - Elections  
**HB 1343** - Motor Vehicle and Traffic Regulations  
**HB 1344** - Sportsmanship, Safety and Firearms  
**HB 1347** - Environment and Energy  
**HB 1348** - Agriculture  
**HB 1350** - Miscellaneous Bills & Resolutions  
**HB 1351** - Education-Higher  
**HB 1352** - Education-Elementary and Secondary  
**HB 1353** - Transportation  
**HB 1354** - Education-Elementary and Secondary  
**HB 1355** - Transportation  
**HB 1356** - Education-Elementary and Secondary  
**HB 1357** - Local Government and Related Matters  
**HB 1360** - Social Services, Medicaid and the Elderly  
**HB 1361** - Children, Families and Health  
**HB 1362** - Social Services, Medicaid and the Elderly  
**HB 1363** - Banks and Financial Institutions  
**HB 1368** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1369** - Children, Families and Health  
**HB 1370** - Commerce and Economic Development  
**HB 1372** - Ways and Means  
**HB 1373** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1374** - Social Services, Medicaid and the Elderly  
**HB 1375** - Insurance

**HB 1376** - Commerce and Economic Development  
**HB 1377** - Commerce and Economic Development  
**HB 1378** - Professional Registration and Licensing  
**HB 1380** - Judiciary  
**HB 1381** - Insurance  
**HB 1384** - Social Services, Medicaid and the Elderly  
**HB 1385** - Ways and Means  
**HB 1388** - Utilities Regulation  
**HB 1389** - Transportation  
**HB 1391** - Motor Vehicle and Traffic Regulations  
**HB 1392** - Education-Elementary and Secondary  
**HB 1393** - Miscellaneous Bills & Resolutions  
**HB 1394** - Criminal Law  
**HB 1395** - Commerce and Economic Development  
**HB 1396** - Insurance  
**HB 1397** - Motor Vehicle and Traffic Regulations  
**HB 1398** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1400** - Transportation  
**HB 1479** - Social Services, Medicaid and the Elderly  
**HB 1519** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1592** - Labor

### **COMMITTEE REPORT**

**Committee on Children, Families and Health**, Chairman Barry reporting:

Mr. Speaker: Your Committee on Children, Families and Health, to which was referred **HB 1192**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

### **INTRODUCTION OF HOUSE JOINT RESOLUTION**

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

**HJR 42**, introduced by Representatives Bearden, Hanaway, Hunter, Crawford, Dempsey and Dolan, et al, relating to assessment of real property.

### **INTRODUCTION OF HOUSE BILLS**

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

**HB 1617**, introduced by Representative Griesheimer, relating to retirement of certain state employees.

**HB 1618**, introduced by Representatives Bearden, Hanaway, Hunter, Crawford, Dempsey and Dolan, et al, relating to real and personal property assessment.

**HB 1619**, introduced by Representative Wright, et al, relating to failing to stop on signal of the patrol.

**HB 1620**, introduced by Representatives Ward and Selby, relating to employee salaries within the Missouri department of transportation.

**HB 1621**, introduced by Representatives Clayton, Richardson, Carnahan and Hilgemann, relating to the basic civil legal services fund.

**HB 1622**, introduced by Representative Selby, relating to comprehensive psychiatric services.

**HB 1623**, introduced by Representative Luetkenhaus, relating to the daily observance of one minute of silence.

**HB 1624**, introduced by Representatives Skaggs, Lograsso, Shields, Lawson, Black, Crowell, Fraser, Merideth, Barnett, Richardson and Bartelsmeyer, et al, relating to special license plates.

**HB 1625**, introduced by Representatives Carnahan, Franklin, Copenhaver, Monaco, Harding, Whorton and Shoemyer (9), et al, relating to the character education grant program and fund.

**HB 1626**, introduced by Representatives Kreider, Murphy, Relford and Boucher, et al, relating to the financing of capital improvements for schools.

**HB 1627**, introduced by Representative Kreider, relating to building regulations in certain counties.

**HB 1628**, introduced by Representative Luetkenhaus, relating to reciting the Pledge of Allegiance in public schools.

**HB 1629**, introduced by Representative Hollingsworth, relating to offenses against public order.

**HB 1630**, introduced by Representatives Johnson (90), O'Connor, Hickey, Selby, O'Toole and Green (15), relating to reimbursement for emergency services.

**HB 1631**, introduced by Representatives Byrd, Hanaway, Secrest, Crawford and Hunter, et al, relating to deductions from state employee compensation.

**HB 1632**, introduced by Representative O'Connor, relating to a fraternal order of police license plate.

**HB 1633**, introduced by Representative Hoppe, relating to the procedure for collection of certain taxes.

**HB 1634**, introduced by Representative Hoppe, relating to land trust expenses.

**HB 1635**, introduced by Representative Hoppe, relating to water corporations.

**HB 1636**, introduced by Representative Hoppe, relating to election authority verification boards.

**HB 1637**, introduced by Representative Wright, relating to income taxation.

**HB 1638**, introduced by Representative Wright, relating to the promotion of educational preparedness for children.

**HB 1639**, introduced by Representative Wright, relating to individual income tax rates for Missouri residents.

**HB 1640**, introduced by Representative Wright, relating to income tax credits for child care.

**HB 1641**, introduced by Representatives Monaco, Portwood and Rizzo, relating to the practice of chiropractic.

**HB 1642**, introduced by Representatives Monaco, Ridgeway, Byrd, Richardson and Crowell, et al, relating to the uniform electronic transactions act.

**HB 1643**, introduced by Representatives Holand and Barry, relating to medical records.

**HB 1644**, introduced by Representatives Holand and Barry, relating to required disciplinary reports for medical facilities.

**HB 1645**, introduced by Representative Griesheimer, relating to the designation of the Henry Shaw Ozark Corridor.

**HB 1646**, introduced by Representatives Henderson and Luetkemeyer, et al, relating to insurers.

**HB 1647**, introduced by Representatives Ladd Baker, Portwood, Harlan, Hilgemann, Bray, Campbell, Boucher, Williams and Harding, et al, relating to universal designed homes.

**HB 1648**, introduced by Representative Luetkenhaus, relating to higher education funding.

**HB 1649**, introduced by Representatives Bowman, Carnahan, Gambaro and Reid, et al, relating to urban conservation.

**HB 1650**, introduced by Representatives Bowman, Villa, Johnson (61), Carnahan, Burton, Hagan-Harrell, and Thompson, et al, relating to water pollution bonds.

**HB 1651**, introduced by Representatives Copenhaver, Franklin, Davis and Moore, relating to appropriations for the A+ school program.

**HB 1652**, introduced by Representative Dolan, relating to abandonment of a child.

**HB 1653**, introduced by Representatives Hosmer, Marsh and Holand, et al, relating to use of tobacco products in correctional centers.

**HB 1654**, introduced by Representatives Hosmer, Kreider, Ladd Baker, Abel, Willoughby, Johnson (90), Kelly (27), Monaco, Harding, Carnahan, Marsh, Moore and Smith, relating to protection of the elderly.

### **COMMITTEE CHANGES**

The Speaker submitted the following Committee changes:

Representative Crump is no longer Chair of the Sportsmanship, Safety and Firearms Committee, but will remain a member of the Committee.

Representative Barnitz is no longer Vice-chair of the Sportsmanship, Safety and Firearms Committee, but has been appointed Chair of the Committee.

Representative Sanders Brooks is no longer a member of the Tourism, Recreation and Cultural Affairs Committee.

Representative Hampton has been appointed Vice-chair of the Sportsmanship, Safety and Firearms Committee.

Representative Haywood has been appointed a member of the Tourism, Recreation and Cultural Affairs Committee.

### **WITHDRAWAL OF HOUSE BILL**

January 9, 2002

The Honorable Jim Kreider  
Speaker of the Missouri House of Representatives  
Room 308, State Capitol  
Jefferson City, MO 65101

Dear Speaker Kreider:

Please withdraw **House Bill 1324**. Thank you for your time and attention to this matter.

Sincerely,

/s/ Representative Bill Boucher

The following member's presence was noted: Richardson.



## **ADJOURNMENT**

On motion of Representative Foley, the House adjourned until 4:00 p.m., Monday, January 28, 2002.

## **CORRECTIONS TO THE HOUSE JOURNAL**

Correct House Journal, Ninth Day, Wednesday, January 23, 2002, pages 107 and 108, roll call, by showing Representatives Crawford and Williams voting "aye" rather than "absent with leave".

Pages 107 and 108, roll call, by showing Representative Purgason voting "no" rather than "absent with leave".

Pages 108 and 109, roll call, by showing Representative Hunter voting "aye" rather than "absent with leave".

## **COMMITTEE MEETINGS**

### **AGRICULTURE - SUBCOMMITTEE NUMBER FOUR**

Tuesday, January 29, 2002, 8:30 a.m. Room 200A.

### **AGRICULTURE - SUBCOMMITTEE NUMBER ONE**

Tuesday, January 29, 2002, 3:00 p.m. Hearing Room 7.

### **AGRICULTURE - SUBCOMMITTEE NUMBER THREE**

Tuesday, January 29, 2002, 8:00 a.m. Room 408.

Expanding access to capital for business creation and expansion.

### **APPROPRIATIONS - CORRECTIONS AND PUBLIC SAFETY**

Wednesday, January 30, 2002, 11:00 a.m. Hearing Room 1.

Homeland Security overview. Task Force 1 presentation.

### **APPROPRIATIONS - EDUCATION**

Tuesday, January 29, 2002. Hearing Room 1 upon adjournment.

Department of Elementary and Secondary Education

### **APPROPRIATIONS - EDUCATION**

Wednesday, January 30, 2002, 1:00 p.m. Hearing Room 1.

Department of Elementary and Secondary Education

Public testimony.

### **APPROPRIATIONS - EDUCATION**

Thursday, January 31, 2002. Hearing Room 1 upon adjournment.

APPROPRIATIONS - EDUCATION

Monday, February 4, 2002, 1:00 p.m. Hearing Room 1.  
Continuation of Colleges, Universities, community colleges.  
Public testimony.

APPROPRIATIONS - EDUCATION

Tuesday, February 5, 2002. Hearing Room 1 upon adjournment.  
Mark-up session.

APPROPRIATIONS - EDUCATION

Wednesday, February 6, 2002. Hearing Room 1 upon adjournment.  
Mark-up continued.

APPROPRIATIONS - EDUCATION

Thursday, February 7, 2002. Hearing Room 1 upon adjournment.  
Mark-up continued.

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, January 28, 2002, 2:00 p.m. Hearing Room 7.  
Public debt. Public testimony.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 29, 2002. Hearing Room 7 fifteen minutes after adjournment.  
Department of Revenue.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Monday, January 28, 2002, 1:00 p.m. Hearing Room 6.  
Testimony Department of Health, Mental Health, and Senior Services  
Staff of Department of Health & Senior Services.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Tuesday, January 29, 2002. Hearing Room 6 upon adjournment or 11:00 a.m.  
Testimony Department of Health, Mental Health, and Senior Services  
Staff of Health, Senior Services.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Wednesday, January 30, 2002. Hearing Room 6 upon adjournment or 11:00 a.m.  
Testimony Department of Health, Mental Health, and Senior Services  
Staff Department of Mental Health.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Thursday, January 31, 2002. Hearing Rm.6 upon adjournment or 11:00a.m  
Testimony Department of Health, Mental Health, and Senior Services  
Staff Department of Mental Health.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

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

Department of Agriculture, Department of Conservation  
Hearing on Governor's recommendations

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Tuesday, January 29, 2002. Hearing Room 5 upon adjournment. AMENDED.

Departments of Insurance, Economic Development, Labor and Industrial Relations  
Governor's recommendations.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Wednesday, January 30, 2002. Hearing Room 5 upon adjournment. AMENDED.

Department of Natural Resources  
Governor's recommendations.

APPROPRIATIONS - TRANSPORTATION

Tuesday, January 29, 2002, 8:30 a.m. Hearing Room 7.

MoDOT's budget.

Public testimony February 6, 7 and 8.

APPROPRIATIONS - TRANSPORTATION

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

MoDOT's budget.

Public testimony February 5, 6 and 7.

APPROPRIATIONS - TRANSPORTATION

Thursday, January 31, 2002, 8:30 a.m. Hearing Room 7.

MoDOT's budget.

Public testimony February 5, 6 and 7.

CHILDREN, FAMILIES, AND HEALTH

Tuesday, January 29, 2002, 3:00 p.m. Hearing Room 4.

To be considered - HB 1033, HB 1216, HB 1217

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.

CRIMINAL LAW

Wednesday, January 30, 2002, 8:00 p.m. Hearing Room 7.

To be considered - HB 1211, HB 1227, HB 1245, HB 1256, HB 1498

EDUCATION - ELEMENTARY AND SECONDARY

Tuesday, January 29, 2002, 3:00 p.m. Hearing Room 3.

To be considered - HB 1130, HB 1246, HB 1287, HJR 32

**ETHICS**

Tuesday, January 29, 2002. Side gallery upon morning adjournment.  
Consideration Tourism Caucus. Additions Freshman Caucus.

**JOINT COMMITTEE ON LEGISLATIVE RESEARCH**

Wednesday, January 30, 2002, 1:00 p.m. Hearing Room 4.  
Review of Oversight reports.

**JUDICIARY**

Tuesday, January 29, 2002, 3:00 p.m. Hearing Room 5.  
To be considered - HB 1036, HB 1076, HB 1264, HJR 28

**MISCELLANEOUS BILLS AND RESOLUTIONS**

Wednesday, January 30, 2002, 8:45 a.m. Hearing Room 6.  
To be considered - HCR 5, HCR 7, HJR 34, HJR 35

**MOTOR VEHICLE AND TRAFFIC REGULATIONS**

Tuesday, January 29, 2002, 3:00 p.m. Hearing Room 1.  
To be considered - HB 1075, HB 1093, HB 1094, HB 1095, HB 1099, HB 1204, HB 1205,  
HB 1265, HB 1272, SB 727

**PUBLIC SAFETY, LAW ENFORCEMENT AND VETERAN AFFAIRS**

Tuesday, January 29, 2002, 8:30 a.m. Hearing Room 6.  
Executive Session may follow.  
To be considered - HB 1258, HB 1519

**SOCIAL SERVICES, MEDICAID AND THE ELDERLY**

Tuesday, January 29, 2002, 8:00 p.m. Hearing Room 6.  
To be considered - HB 1156, HB 1157

**HOUSE CALENDAR**

ELEVENTH DAY, MONDAY, JANUARY 28, 2002

**HOUSE JOINT RESOLUTION FOR SECOND READING**

HJR 42

**HOUSE BILLS FOR SECOND READING**

HB 1617 through HB 1654

**HOUSE BILL FOR PERFECTION**

HCS HB 1037, 1188, 1074 & 1271 - Hosmer

**HOUSE BILLS FOR THIRD READING**

- 1 HB 1338 - Relford
- 2 HS HB 1399, E.C. - Ransdall (Fiscal Review 1-24-02)