

# JOURNAL OF THE HOUSE

Second Regular Session, 91st GENERAL ASSEMBLY

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EIGHTEENTH DAY, THURSDAY, FEBRUARY 7, 2002

Speaker Kreider in the Chair.

Prayer by Father David Buescher.

From the Psalms of The Hebrew Scriptures we read: "All the heavens declare your glory, and all the earth Your handiwork." Lord, we can't do much about Your heavens, but You've put us in some charge of the earth. As these women and men try to improve the lot of our earthly society in Missouri, we ask Your aid and succor. We finish another legislative week today. We pray for safety and health for our citizens back home, safe travel for our representatives to their homes for the weekend, happiness and spiritual prosperity in their families, and we count on Your assistance in facilitating those laws and statutes which pass their way this day. Help us always to mirror more closely Your heavenly commonwealth. 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: Chris Jackson, Megan Bogle, Daniel Ortiz, Danielle Halbert and Pamela Williams.

The Journal of the seventeenth day was approved as corrected.

## RESOLUTIONS

Representatives Shields, Wright and Cierpiot offered House Resolution No. 244.  
Representatives Williams and Berkstresser offered House Resolution No. 262.

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 199

through

House Resolution No. 243 - Representative Crowell

House Resolution No. 245

and

House Resolution No. 246 - Representative Fares

House Resolution No. 247 - Representative Vogel

House Resolution No. 248 - Representative St. Onge, et al

House Resolution No. 249 - Representatives Monaco and Mays (50)

House Resolution No. 250

through

House Resolution No. 256 - Representatives Linton and Secrest

House Resolution No. 257 - Representative Cunningham  
House Resolution No. 258 - Representative Scott  
House Resolution No. 259 - Representative Campbell  
House Resolution No. 260 - Representative Ransdall  
House Resolution No. 261 - Representative Purgason  
House Resolution No. 263 - Representative Liese  
House Resolution No. 264  
and  
House Resolution No. 265 - Representative Crump  
House Resolution No. 266  
through  
House Resolution No. 270 - Representative Crowell

### **SECOND READING OF HOUSE BILL - APPROPRIATIONS**

**HB 1105** was read the second time.

### **SECOND READING OF HOUSE BILLS**

**HB 1811** through **HB 1835** 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**, begs leave to report it has examined the foregoing bill and finds the same to be truly and correctly printed as agreed to and finally passed.

### **SIGNING OF HOUSE BILL**

All other business of the House was suspended while **HCS HBs 1386 & 1038** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HBs 1386 & 1038** was delivered to the Governor by the Chief Clerk of the House.

### **THIRD READING OF HOUSE BILL**

**HCS HB 1154**, relating to juvenile court, was taken up by Representative Smith.

On motion of Representative Smith, **HCS HB 1154** was read the third time and passed by the following vote:

AYES: 148

Abel	Baker	Ballard	Barnett	Barnitz
Barry 100	Bartelsmeyer	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	Gambaro	George	Graham
Gratz	Green 15	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	Long
Lowe	Luetkemeyer	Luetkenhaus	Marble	Marsh
May 149	Mayer	Mays 50	McKenna	Merideth
Miller	Monaco	Moore	Murphy	Myers
Naeger	Nordwald	O'Toole	Ostmann	Overschmidt
Phillips	Portwood	Purgason	Quinn	Ransdall
Rector	Reid	Reinhart	Relford	Reynolds
Richardson	Ridgeway	Rizzo	Roark	Robirds
Ross	Scheve	Scott	Secrest	Seigfreid
Selby	Shelton	Shields	Shoemaker	Shoemyer
Smith	St. Onge	Thompson	Townley	Treadway
Van Zandt	Villa	Vogel	Wagner	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 001

Lograsso

PRESENT: 000

ABSENT WITH LEAVE: 010

Bartle	Gaskill	Green 73	Hickey	Hollingsworth
O'Connor	Schwab	Skaggs	Surface	Troupe

VACANCIES: 004

Speaker Kreider declared the bill passed.

## ADOPTION AND THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

**HCR 5**, relating to Deaf Awareness Week, was taken up by Representative Reynolds.

Speaker Pro Tem Abel assumed the Chair.

Representative Merideth offered **House Amendment No. 1**.

*House Amendment No. 1*

AMEND House Concurrent Resolution No. 5, Page 1, Line 15, by deleting the word “and”; and

Further amend said page and said line by adding:

**“; require the diversity of deaf and hard of hearing citizens, including both the oral deaf and the signing deaf; and”.**

On motion of Representative Merideth, **House Amendment No. 1** was adopted.

On motion of Representative Reynolds, **HCR 5, as amended**, was read the third time and passed by the following vote:

AYES: 148

Abel	Baker	Ballard	Barnett	Barnitz
Barry 100	Bartelsmeyer	Bearden	Behnen	Berkowitz
Berkstresser	Black	Bland	Boatright	Bonner
Boucher	Bowman	Boykins	Bray 84	Britt
Brooks	Burcham	Burton	Byrd	Campbell
Carnahan	Cierpiot	Clayton	Cooper	Copenhaver
Crawford	Crowell	Crump	Cunningham	Curls
Daus	Davis	Dempsey	Dolan	Enz
Fares	Farnen	Foley	Franklin	Fraser
Froelker	Gambaro	Gaskill	George	Graham
Gratz	Green 15	Green 73	Griesheimer	Hagan-Harrell
Hampton	Hardway	Harding	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	Lowe
Luetkemeyer	Luetkenhaus	Marble	Marsh	May 149
Mayer	Mays 50	McKenna	Merideth	Miller
Monaco	Moore	Murphy	Myers	Naeger
Nordwald	O'Toole	Ostmann	Overschmidt	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Reid	Reinhart	Relford	Reynolds	Richardson
Ridgeway	Rizzo	Roark	Robirds	Ross
Scheve	Schwab	Scott	Secrest	Seigfreid
Selby	Shelton	Shields	Shoemaker	Shoemyer
Smith	St. Onge	Thompson	Townley	Treadway
Van Zandt	Villa	Vogel	Wagner	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 000

PRESENT: 001

Champion

ABSENT WITH LEAVE: 010

Bartle	Harlan	Hickey	Hollingsworth	Lograsso
Long	O'Connor	Skaggs	Surface	Troupe

VACANCIES: 004

Speaker Pro Tem Abel declared the bill passed.

**HCR 7**, relating to bioterrorism, was taken up by Representative Boykins.

On motion of Representative Boykins, **HCR 7** was read the third time and passed by the following vote:

AYES: 150

Abel	Baker	Ballard	Barnett	Barnitz
Barry 100	Bartelsmeyer	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	Gambara	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	Lowe	Luetkemeyer	Luetkenhaus	Marble
Marsh	May 149	Mayer	Mays 50	McKenna
Merideth	Miller	Monaco	Moore	Murphy
Myers	Naeger	Nordwald	O'Toole	Ostmann
Overschmidt	Phillips	Portwood	Purgason	Quinn
Ransdall	Rector	Reid	Reinhart	Relford
Reynolds	Richardson	Ridgeway	Rizzo	Roark
Robirds	Ross	Scheve	Schwab	Scott
Secrest	Seigfreid	Selby	Shelton	Shields
Shoemaker	Shoemyer	Smith	St. Onge	Thompson
Townley	Treadway	Van Zandt	Villa	Vogel
Wagner	Walton	Ward	Whorton	Williams
Willoughby	Wilson 25	Wilson 42	Wright	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bartle	Hickey	Hollingsworth	Lograsso	Long
O'Connor	Skaggs	Surface	Troupe	

VACANCIES: 004

Speaker Pro Tem Abel declared the bill passed.

**HCR 6**, relating to response to September 11th, was taken up by Representative Jetton.

Representative Jetton offered **House Amendment No. 1**.

*House Amendment No. 1*

AMEND House Concurrent Resolution No. 6, Page 1, Section 1, Line 3, by adding after the word “**D.C.**” the following: “, **and a fourth into the ground in Pennsylvania**”; and

Further amend said resolution, Page 1, Section 1, Line 11, by deleting the word “**First**” and inserting in lieu thereof the word “**Second**”.

On motion of Representative Jetton, **House Amendment No. 1** was adopted.

On motion of Representative Jetton, **HCR 6, as amended**, was read the third time and passed by the following vote:

AYES: 142

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

NOES: 000

PRESENT: 001

Campbell

ABSENT WITH LEAVE: 016

Bartle	Bray 84	Curls	Green 73	Hickey
Hilgemann	Hollingsworth	Liese	Long	O'Connor
Seigfreid	Skaggs	Surface	Troupe	Van Zandt
Wilson 25				

VACANCIES: 004

Speaker Pro Tem Abel declared the bill passed.

### THIRD READING OF HOUSE BILLS - CONSENT

**HB 1519**, relating to Patriots Day, was taken up by Representative Boucher.

On motion of Representative Boucher, **HB 1519** was read the third time and passed by the following vote:

AYES: 144

Abel	Ballard	Barnett	Barnitz	Barry 100
Bartelsmeyer	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	Gambaro	Gaskill	George	Graham
Gratz	Green 15	Griesheimer	Hagan-Harrell	Hampton
Hanaway	Harding	Harlan	Hartzler	Haywood
Hegeman	Henderson	Hendrickson	Hohulin	Holand
Holt	Hoppe	Hosmer	Hunter	Johnson 61
Johnson 90	Jolly	Kelley 47	Kelly 144	Kelly 27
Kelly 36	King	Koller	Lawson	Legan
Linton	Lowe	Luetkemeyer	Luetkenhaus	Marsh
May 149	Mayer	Mays 50	McKenna	Merideth
Miller	Monaco	Moore	Murphy	Myers
Naeger	Nordwald	O'Toole	Ostmann	Overschmidt
Phillips	Portwood	Purgason	Quinn	Ransdall
Rector	Reid	Reinhart	Relford	Reynolds
Richardson	Ridgeway	Rizzo	Roark	Robirds
Ross	Scheve	Schwab	Scott	Secrest
Seigfreid	Selby	Shelton	Shields	Shoemaker
Shoemyer	Smith	St. Onge	Thompson	Townley
Treadway	Van Zandt	Villa	Vogel	Wagner
Walton	Ward	Whorton	Williams	Willoughby
Wilson 25	Wilson 42	Wright	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Baker	Bartle	Green 73	Hickey	Hilgemann
Hollingsworth	Jetton	Liese	Lograsso	Long
Marble	O'Connor	Skaggs	Surface	Troupe

VACANCIES: 004

Speaker Pro Tem Abel declared the bill passed.

**HB 1192**, relating to industrial development corporations, was taken up by Representative Harding.

On motion of Representative Harding, **HB 1192** was read the third time and passed by the following vote:

AYES: 111

Abel	Barnett	Barnitz	Barry 100	Behnen
Berkowitz	Black	Bland	Bonner	Boucher
Bowman	Boykins	Bray 84	Britt	Burcham
Burton	Campbell	Carnahan	Clayton	Cooper
Copenhaver	Crawford	Crowell	Crump	Curls
Daus	Davis	Dempsey	Dolan	Enz
Fares	Farnen	Foley	Fraser	Gambaro
Gaskill	Graham	Gratz	Green 15	Griesheimer
Hagan-Harrell	Hampton	Hanaway	Harding	Harlan
Hartzler	Haywood	Hegeman	Hilgemann	Holand
Holt	Hoppe	Hosmer	Jetton	Johnson 61
Johnson 90	Jolly	Kelley 47	Kelly 144	Kelly 27
Kelly 36	King	Koller	Lawson	Lowe
Luetkenhaus	Marsh	May 149	Mayer	Mays 50
McKenna	Merideth	Monaco	Moore	Murphy
Myers	Naeger	O'Toole	Overschmidt	Phillips
Ransdall	Reid	Reinhart	Relford	Reynolds
Richardson	Rizzo	Roark	Ross	Scheve
Schwab	Secrest	Seigfreid	Selby	Shelton
Shields	Shoemaker	Shoemyer	Smith	Treadway
Villa	Vogel	Wagner	Walton	Ward
Whorton	Williams	Willoughby	Wilson 25	Wilson 42
Wright				

NOES: 029

Ballard	Bartelsmeyer	Bearden	Berkstresser	Boatright
Champion	Cierpiot	Cunningham	Froelker	Henderson
Hendrickson	Hohulin	Hunter	Legan	Linton
Luetkemeyer	Marble	Miller	Nordwald	Ostmann
Portwood	Purgason	Quinn	Rector	Ridgeway
Robirds	Scott	St. Onge	Townley	

PRESENT: 002

Brooks	Thompson
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ABSENT WITH LEAVE: 017

Baker	Bartle	Byrd	Franklin	George
Green 73	Hickey	Hollingsworth	Liese	Lograsso
Long	O'Connor	Skaggs	Surface	Troupe
Van Zandt	Mr. Speaker			

VACANCIES:004

Speaker Pro Tem Abel declared the bill passed.

Speaker Kreider resumed the Chair.

### **SIGNING OF SENATE BILL**

All other business of the House was suspended while **SCS SBs 727 & 703** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

### **REFERRAL OF HOUSE JOINT RESOLUTIONS**

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

**HJR 24** - Miscellaneous Bills & Resolutions  
**HJR 38** - Ways and Means  
**HJR 39** - Education-Elementary and Secondary  
**HJR 40** - Miscellaneous Bills & Resolutions  
**HJR 42** - Ways and Means  
**HJR 43** - Miscellaneous Bills & Resolutions

### **REFERRAL OF HOUSE BILLS**

The following House Bills were referred to the Committee indicated:

**HB 1029** - Criminal Law  
**HB 1044** - Ways and Means  
**HB 1048** - Ways and Means  
**HB 1057** - Ways and Means  
**HB 1060** - Ways and Means  
**HB 1073** - Local Government and Related Matters  
**HB 1087** - Ways and Means  
**HB 1160** - Miscellaneous Bills & Resolutions  
**HB 1169** - Elections  
**HB 1206** - Ways and Means  
**HB 1230** - Ways and Means  
**HB 1235** - Ways and Means  
**HB 1325** - Ways and Means  
**HB 1358** - Ways and Means

**HB 1431** - Ways and Means  
**HB 1460** - Miscellaneous Bills & Resolutions  
**HB 1467** - Ways and Means  
**HB 1501** - Banks and Financial Institutions  
**HB 1504** - Motor Vehicle and Traffic Regulations  
**HB 1506** - Transportation  
**HB 1507** - Transportation  
**HB 1508** - Transportation  
**HB 1509** - Urban Affairs  
**HB 1510** - Urban Affairs  
**HB 1511** - Ways and Means  
**HB 1512** - Education-Elementary and Secondary  
**HB 1514** - Local Government and Related Matters  
**HB 1515** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1516** - Judiciary  
**HB 1517** - Professional Registration and Licensing  
**HB 1518** - Insurance  
**HB 1522** - Education-Higher  
**HB 1523** - Civil and Administrative Law  
**HB 1524** - Retirement  
**HB 1525** - Miscellaneous Bills & Resolutions  
**HB 1527** - Education-Higher  
**HB 1528** - Professional Registration and Licensing  
**HB 1529** - Retirement  
**HB 1534** - Motor Vehicle and Traffic Regulations  
**HB 1535** - Transportation  
**HB 1536** - Judiciary  
**HB 1537** - Judiciary  
**HB 1538** - Retirement  
**HB 1539** - Judiciary  
**HB 1541** - Ways and Means  
**HB 1542** - Criminal Law  
**HB 1543** - Motor Vehicle and Traffic Regulations  
**HB 1544** - Local Government and Related Matters  
**HB 1545** - Miscellaneous Bills & Resolutions  
**HB 1546** - Workers Compensation and Employment Security  
**HB 1547** - Sportsmanship, Safety and Firearms  
**HB 1548** - Children, Families and Health  
**HB 1549** - Environment and Energy  
**HB 1550** - Motor Vehicle and Traffic and Regulations  
**HB 1552** - Children, Families and Health  
**HB 1553** - Education-Elementary and Secondary  
**HB 1554** - Ways and Means  
**HB 1555** - Civil and Administrative Law  
**HB 1556** - Ways and Means

**HB 1557** - Education-Elementary and Secondary  
**HB 1558** - Miscellaneous Bills & Resolutions  
**HB 1560** - Retirement  
**HB 1562** - Commerce and Economic Development  
**HB 1563** - Local Government and Related Matters  
**HB 1564** - Ways and Means  
**HB 1565** - Correctional and State Institutions  
**HB 1566** - Education-Elementary and Secondary  
**HB 1567** - Insurance  
**HB 1568** - Insurance  
**HB 1571** - Retirement  
**HB 1572** - Retirement  
**HB 1575** - Ways and Means  
**HB 1576** - Ways and Means  
**HB 1578** - Judiciary  
**HB 1579** - Civil and Administrative Law  
**HB 1580** - Local Government and Related Matters  
**HB 1581** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1582** - Ways and Means  
**HB 1585** - Municipal Corporations  
**HB 1587** - Criminal Law  
**HB 1588** - Miscellaneous Bills & Resolutions  
**HB 1590** - Transportation  
**HB 1595** - Sportsmanship, Safety and Firearms  
**HB 1596** - Miscellaneous Bills & Resolutions  
**HB 1597** - Children, Families and Health  
**HB 1598** - Motor Vehicle and Traffic Regulations  
**HB 1599** - Environment and Energy  
**HB 1600** - Professional Registration and Licensing  
**HB 1602** - Miscellaneous Bills & Resolutions  
**HB 1603** - Judiciary  
**HB 1607** - Criminal Law  
**HB 1610** - Commerce and Economic Development  
**HB 1613** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1614** - Ways and Means  
**HB 1615** - Fiscal Review and Government Reform  
**HB 1616** - Professional Registration and Licensing  
**HB 1617** - Retirement  
**HB 1618** - Ways and Means  
**HB 1619** - Criminal Law  
**HB 1620** - Transportation  
**HB 1621** - Civil and Administrative Law  
**HB 1622** - Children, Families and Health  
**HB 1623** - Judiciary  
**HB 1624** - Motor Vehicle and Traffic Regulations

**HB 1627** - Miscellaneous Bills & Resolutions  
**HB 1629** - Criminal Law  
**HB 1630** - Local Government and Related Matters  
**HB 1631** - Labor  
**HB 1633** - Judiciary  
**HB 1634** - Local Government and Related Matters  
**HB 1635** - Local Government and Related Matters  
**HB 1636** - Local Government and Related Matters  
**HB 1641** - Professional Registration and Licensing  
**HB 1642** - Judiciary  
**HB 1643** - Professional Registration and Licensing  
**HB 1644** - Professional Registration and Licensing  
**HB 1645** - Transportation  
**HB 1646** - Judiciary  
**HB 1648** - Education-Higher  
**HB 1649** - Municipal Corporations  
**HB 1650** - Local Government and Related Matters  
**HB 1655** - Banks and Financial Institutions  
**HB 1657** - Ways and Means  
**HB 1659** - Judiciary  
**HB 1660** - Ways and Means  
**HB 1662** - Ways and Means  
**HB 1663** - Elections  
**HB 1664** - Motor Vehicle and Traffic Regulations  
**HB 1665** - Judiciary  
**HB 1667** - Insurance  
**HB 1668** - Public Safety, Law Enforcement and Veteran Affairs  
**HB 1669** - Ways and Means  
**HB 1671** - Professional Registration and Licensing  
**HB 1672** - Ways and Means  
**HB 1674** - Retirement  
**HB 1675** - Judiciary  
**HB 1677** - Children, Families and Health  
**HB 1679** - Miscellaneous Bills & Resolutions  
**HB 1680** - Sportsmanship, Safety and Firearms  
**HB 1682** - Professional Registration and Licensing  
**HB 1684** - Miscellaneous Bills & Resolutions  
**HB 1685** - Transportation  
**HB 1686** - Criminal Law  
**HB 1687** - Local Government and Related Matters  
**HB 1688** - Motor Vehicle and Traffic Regulations  
**HB 1689** - Professional Registration and Licensing  
**HB 1690** - Environment and Energy  
**HB 1691** - Correctional and State Institutions  
**HB 1692** - Tourism, Recreation and Cultural Affairs

**HB 1693** - Civil and Administrative Law  
**HB 1694** - Children, Families and Health  
**HB 1695** - Critical Issues, Consumer Protection and Housing  
**HB 1696** - Motor Vehicle and Traffic Regulations  
**HB 1697** - Judiciary  
**HB 1698** - Judiciary  
**HB 1699** - Miscellaneous Bills & Resolutions  
**HB 1700** - Criminal Law  
**HB 1744** - Transportation  
**HB 1761** - Ways and Means  
**HB 1762** - Banks and Financial Institutions  
**HB 1798** - Ways and Means  
**HB 1807** - Local Government and Related Matters  
**HB 1817** - Education-Elementary and Secondary  
**HB 1834** - Ways and Means

### **INTRODUCTION OF HOUSE JOINT RESOLUTIONS**

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

**HJR 46**, introduced by Representative Froelker, relating to personal property taxation.  
**HJR 47**, introduced by Representatives Willoughby, Relford, Davis, Richardson, Mays (50), Byrd and Wright, relating to political subdivision revenue bonds for utility, industrial, and airport purposes.

### **INTRODUCTION OF HOUSE BILL - APPROPRIATIONS**

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

**HB 1104**, introduced by Representative Green (73), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue and the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2002 and ending June 30, 2003.

### **INTRODUCTION OF HOUSE BILLS**

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

**HB 1836**, introduced by Representatives Hosmer, Skaggs, Murphy, Barry, Sanders Brooks, Boucher, Shelton, Bartelsmeyer and Daus, et al, relating to offenses against the person.

**HB 1837**, introduced by Representatives Berkowitz, Shoemyer (9), Whorton, Hampton, Davis, Copenhaver and Smith, et al, relating to the Missouri qualified fuel ethanol producer incentive fund.

**HB 1838**, introduced by Representative Hosmer, relating to licensure of motor vehicle and watercraft dealers.

**HB 1839**, introduced by Representative Seigfreid, relating to dissolution of special road districts.

**HB 1840**, introduced by Representative Seigfreid, relating to electronic filing of lobbying reports.

**HB 1841**, introduced by Representatives Boatright, Merideth and Purgason, et al, relating to state purchasing.

**HB 1842**, introduced by Representative Froelker, relating to the assisted suicide funding restriction act.

**HB 1843**, introduced by Representative Johnson (90), relating to professional counselors.

**HB 1844**, introduced by Representatives Johnson (90), Barry and Daus, relating to funeral directors and embalmers.

**HB 1845**, introduced by Representatives Copenhaver, George, Franklin, Hickey, O'Connor, Foley and Bray, relating to teachers of the public schools.

**HB 1846**, introduced by Representative Scott, relating to boards of trustees of towns and villages.

**HB 1847**, introduced by Representatives Phillips, Luetkenhaus, Kelly (36), Holt, Dolan, Reid, Portwood and Bartle, et al, relating to informed consent for abortion.

**HB 1848**, introduced by Representatives Hegeman and Merideth, relating to economic development tax credit programs.

**HB 1849**, introduced by Representatives Barnitz and Overschmidt, to authorize the conveyance of property owned by the state in the county of Crawford to the county commission of Crawford county.

**HB 1850**, introduced by Representative O'Toole, relating to sheriff's charges.

**HB 1851**, introduced by Representatives Curls, Bland, Lowe, Van Zandt, Campbell, Mays (50) and Monaco, et al, relating to housing authorities.

**HB 1852**, introduced by Representative Villa, relating to special license plates.

**HB 1853**, introduced by Representative Wagner, relating to financial interest statements.

**HB 1854**, introduced by Representatives Crawford, Moore, Hunter, Quinn, Holt, Hegeman, Shoemaker (8), Barry, Reinhart, Bartelsmeyer, Berkstresser, Daus, Robirds, King, Cooper and Black, relating to overtime pay for state employees.

**HB 1855**, introduced by Representative Hollingsworth, relating to state property preservation.

**HB 1856**, introduced by Representatives Myers, King, Quinn, Mayer, Merideth and Black, et al, relating to genetically enhanced seed.

**HB 1857**, introduced by Representative Bray, relating to qualifications for school board members of certain school districts.

**HB 1858**, introduced by Representative Bray, relating to qualifications for school board members of certain school districts.

**HB 1859**, introduced by Representative Hendrickson, relating to income taxation.

**HB 1860**, introduced by Representative Hendrickson, relating to presidential electors.

**HB 1861**, introduced by Representative Burcham, to authorize the conveyance of property owned by the state in the County of St. Francois to the Habitat for Humanity of St. Francois County.

**HB 1862**, introduced by Representatives May (149), Dolan, Crawford, Myers, Fraser, Holt, Quinn, Shoemaker (8), Luetkenhaus, Griesheimer, Reinhart, Byrd, Froelker, Gaskill, Dempsey, Hunter and Graham, relating to special license plates for Rotary International members.

**HB 1863**, introduced by Representatives Whorton, Berkowitz, Shoemyer (9), Myers, Barnitz, Merideth and Black, et al, relating to the biodiesel incentive fund.

**HB 1864**, introduced by Representative Cunningham, relating to required usage of lighted lamps by motor vehicle operators.

**HB 1865**, introduced by Representatives Willoughby, Relford, Davis, Richardson, Mays (50), Byrd and Wright, relating to joint municipal utility projects.

### **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 **SS #2 SB 650**, entitled:

An act to repeal section 556.036, RSMo, relating to sexual offenses, and to enact in lieu thereof one new section relating to the same subject, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

**MESSAGE FROM THE GOVERNOR**

February 7, 2002

**REORGANIZATION PLAN NO. 1**

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 1 of 2002, by Executive Order 02-03, providing for the re-establishment of the Motor Carrier Services Unit in the Department of Transportation.

Respectfully submitted,

/s/ Bob Holden  
Governor

**EXECUTIVE ORDER  
02-03**

WHEREAS, the Department of Transportation's Motor Carrier Services Unit is currently the state agency designated to issue permits to commercial motor vehicles for oversize and overweight vehicles, conduct the house-moving permit system, and issue bridge-stress studies and administer other road-safety programs for the citizens of Missouri; and

WHEREAS, the Department of Economic Development, Division of Motor Carrier and Railroad Safety currently administers the Federal Single State Registration Program (SSRS) for commercial motor vehicles, the railroad and light rail safety program, the regulation of household goods and passenger transportation, and other safety, insurance and training programs in relation to commercial motor vehicles for the citizens of Missouri; and

WHEREAS, the Department of Revenue, Highway Reciprocity Commission provides commercial motor vehicle apportioned license plates through the International Registration Plan (IRP), cab cards, and International Fuel Tax (IFTA) licenses, and temporary trip permits to commercial motor vehicles and administers the provision of such services to its clients; and

WHEREAS, the Department of Natural Resources issues hazardous waste transporter licenses and waste tire hauling permits to commercial motor vehicles for the hauling of such material for the benefit of Missouri citizens; and

WHEREAS, these agencies have worked closely together in the past; and

WHEREAS, consolidation of the commercial motor vehicle licensing and permit programs currently administered by the Division of Motor Carrier and Railroad Safety, the Highway Reciprocity Commission, the Department of Transportation's Motor Carrier Services Unit, and the Department of Natural Resources' hazardous waste transporter licensing and waste tire permit functions in one state agency will benefit the citizens of the state by promoting efficiency and eliminating duplication of activities and administrative costs; and

WHEREAS, the Department of Transportation currently compiles statistical information which is essential to the efficient operation of the transportation system; and



WHEREAS, combining the research and analysis functions of the Department of Transportation with other commercial motor vehicle licensing and permitting programs will result in a single point of contact for the motor carrier industry and a better consolidation of the functions relating to commercial motor vehicle licensing, permitting, regulation, safety and travel and would benefit the citizens of the state by further promoting safer and more efficient use of our highways by commercial motor vehicles.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the constitution and laws of the state of Missouri, do hereby re-establish the Motor Carrier Services Unit within the Department of Transportation. Said unit shall be designated to receive highway funds, shall administer programs under the federally mandated IRP, IFTA and SSRS agreements, and shall otherwise coordinate and administer the commercial motor vehicle licensing and permitting activities in order to improve transportation safety and customer satisfaction for the citizens of the state of Missouri.

All the authority, powers, permits, licenses, credentials, functions, records, personnel, property, receipts, contracts, and matters pending and other pertinent vestiges of the: 1. Division of Motor Carrier and Railroad Safety within the Department of Economic Development, and 2. Highway Reciprocity Commission within the Department of Revenue are hereby transferred by a Type I transfer to the Division of Motor Carrier Services within the Department of Transportation. The authority of the Administrative Law Judge shall be as currently provided in statute.

All the authority, powers, permits, licenses, credentials, functions, records, contracts, and matters pending and other pertinent vestiges of issuing hazardous waste transporter licenses and waste tire hauling permits within the Department of Natural Resources are also hereby transferred by a Type I transfer to the Motor Carrier Services Unit within the Department of Transportation. The personnel, receipts and property of this unit will remain at the Department of Natural Resources. The Department of Natural Resources shall continue to exist and perform its functions and duties related to the preservation of the state's land and water resources with the exception of issuing hazardous waste transporter licenses and waste tire hauling permits, for which it shall contract with the Department of Transportation.

The Motor Carrier Services Unit shall maintain a working relationship with the Department of Natural Resources for future improvements and upgrades to the hazardous waste transporter licensing and waste tire hauling permitting functions. The Division of Motor Carrier and Railroad Safety within the Department of Economic Development and the Highway Reciprocity Commission within the Department of Revenue are abrogated.

There shall be coordination between the training, licensing, permitting, and audit programs performed by the Department of Revenue, the Department of Natural Resources and the Motor Carrier Services Unit. There shall also be coordination between the motor vehicle insurance functions of the Department of Revenue and the Motor Carrier Services Unit.

IN WITNESS WHEREOF, I have hereunto  
set my hand and caused to be affixed this  
Great Seal of the State of Missouri, in the  
City of Jefferson on this 7th day of February, 2002.

/s/ Bob Holden  
Governor

ATTEST:  
/s/ Matt Blunt  
Secretary of State

## **WITHDRAWAL OF HOUSE BILL**

February 6, 2002

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

Dear Speaker Kreider,

I request that **HB 1043** (relating to a Minute of Silence in Schools) be withdrawn.

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

Sincerely,

/s/ Rep. Carl Bearden

The following members' presence was noted: Skaggs, Hickey, O'Connor and Troupe.

## **ADJOURNMENT**

On motion of Representative Crump, the House adjourned until 4:00 p.m., Monday, February 11, 2002.

## **CORRECTIONS TO THE HOUSE JOURNAL**

Correct House Journal, Seventeenth Day, Wednesday, February 6, 2002, pages 205 and 206, roll call, by showing Representatives Hunter, Jetton, Portwood and Sanders Brooks voting "aye" rather than "absent with leave".

Pages 205 and 206, roll call, by showing Representative Reynolds voting "no" rather than "absent with leave".

## **COMMITTEE MEETINGS**

APPROPRIATIONS - CORRECTIONS AND PUBLIC SAFETY  
Tuesday, February 12, 2002, 5:30 p.m. Hearing Room 1.  
Department of Corrections.  
Public testimony.

APPROPRIATIONS - CORRECTIONS AND PUBLIC SAFETY  
Wednesday, February 13, 2002, 3:00 p.m. Hearing Room 5.  
Mark-up.

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 11, 2002, 1:00 p.m. Hearing Room 7.  
Department of Revenue, Office of Administration.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Tuesday, February 12, 2002. Hearing Room 6 upon adjournment or 1:00 to 2:45 p.m.  
Mark-ups.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Wednesday, February 13, 2002. Hearing Room 6 upon adjournment or 1:00 to 2:45 p.m.  
Mark-ups.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Tuesday, February 12, 2002. Hearing Room 5 upon adjournment.  
Mark-up.  
Department of Economic Development, Department of Labor and Industrial Relations.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Wednesday, February 13, 2002. Hearing Room 5 upon adjournment.  
Mark-up.  
Department of Natural Resources.

APPROPRIATIONS - SOCIAL SERVICES

Monday, February 11, 2002, 1:00 p.m. Hearing Room 3.  
Department of Social Services

APPROPRIATIONS - SOCIAL SERVICES

Tuesday, February 12, 2002. Hearing Room 3 upon adjournment.  
Department of Social Services.

APPROPRIATIONS - SOCIAL SERVICES

Wednesday, February 13, 2002. Hearing Room 3 upon adjournment.  
Department of Social Services.

APPROPRIATIONS - TRANSPORTATION

Monday, February 11, 2002, 7:00 p.m. Hearing Room 7.  
To be considered - HB 1104

APPROPRIATIONS - TRANSPORTATION

Thursday, February 14, 2002, 8:30 a.m. Hearing Room 7.  
To be considered - HB 1104

BUDGET

Tuesday, February 12, 2002, 8:30 a.m. Hearing Room 3.

Possible Executive Session to follow.

To be considered - HB 1115, HB 1711

BUDGET

Wednesday, February 13, 2002, 8:30 a.m. Hearing Room 3.

Executive Session on previously heard bills.

CHILDREN, FAMILIES, AND HEALTH

Tuesday, February 12, 2002, 3:00 p.m. Hearing Room 4.

Executive Session may follow.

To be considered - HB 1303, HB 1444, HB 1481

CRIMINAL LAW

Monday, February 11, 2002. Side gallery upon adjournment.

Executive Session.

CRIMINAL LAW

Wednesday, February 13, 2002, 8:00 p.m. Hearing Room 7.

To be considered - HB 1430, HB 1433, HB 1447, HB 1483, HB 1490

CRITICAL ISSUES, CONSUMER PROTECTION AND HOUSING

Monday, February 11, 2002, 8:00 p.m. Hearing Room 3.

To be considered - HB 1061

EDUCATION - ELEMENTARY AND SECONDARY

Tuesday, February 12, 2002, 3:00 p.m. Hearing Room 3.

Executive Session may follow on HB 1625.

To be considered - HB 1267, HB 1817

ELECTIONS

Tuesday, February 12, 2002, 7:30 p.m. Hearing Room 5.

Executive Session may follow.

To be considered - HB 1492, HB 1494, HB 1495

FISCAL REVIEW AND GOVERNMENT REFORM

Tuesday, February 12, 2002, 8:30 a.m. Hearing Room 7.

To be considered - HB 1306, HB 1404

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Wednesday, February 13, 2002, 2:00 p.m. Hearing Room 2.

**JUDICIARY**

Tuesday, February 12, 2002, 3:00 p.m. Hearing Room 5.

To be considered - HB 1428, HB 1656, HB 1749, Executive Session - HB 1055,  
Executive Session - HB 1139, Executive Session - HB 1434, Executive Session - HJR 28

**LABOR**

Tuesday, February 12, 2002, 5:30 p.m. Hearing Room 3.

To be considered - HB 1427, Executive Session - HB 1069, Executive Session - HB 1403,  
Executive Session - HB 1592

**MISCELLANEOUS BILLS AND RESOLUTIONS**

Wednesday, February 13, 2002, 8:30 a.m. Hearing Room 6.

To be considered - HB 1066, HB 1350, HB 1393, HR 26, HR 124, HR 136, HR 137

**MUNICIPAL CORPORATIONS**

Wednesday, February 13, 2002, 3:00 p.m. Hearing Room 4.

To be considered - HB 1194, HB 1209

**SOCIAL SERVICES, MEDICAID AND THE ELDERLY**

Tuesday, February 12, 2002, 8:00 p.m. Hearing Room 6.

To be considered - HB 1384, HB 1469, HB 1485

**URBAN AFFAIRS**

Tuesday, February 12, 2002, 4:00 p.m. Hearing Room 1.

To be considered - HB 1488

**HOUSE CALENDAR**

NINETEENTH DAY, MONDAY, FEBRUARY 11, 2002

**HOUSE JOINT RESOLUTIONS FOR SECOND READING**

1 HJR 46

2 HJR 47

**HOUSE BILLS FOR SECOND READING**

HB 1836 through HB 1865

**HOUSE BILL FOR SECOND READING - APPROPRIATIONS**

HB 1104

**HOUSE JOINT RESOLUTION FOR PERFECTION**

HJR 32 - Barry

**HOUSE BILLS FOR PERFECTION**

- 1 HCS HB 1150, 1237 & 1327 - Bray
- 2 HCS HB 1134, 1100 & 1559 - Relford

**HOUSE BILL FOR PERFECTION - CONSENT**

(February 4, 2002)

HB 1151 - Smith

**SENATE BILL FOR SECOND READING**

SS#2 SB 650