

JOURNAL OF THE HOUSE

Second Regular Session, 91st GENERAL ASSEMBLY

THIRTY-NINTH DAY, FRIDAY, MARCH 15, 2002

Representative Green (73) in the Chair.

Prayer by Stephen S. Davis, Chief of Staff for Representative Catherine Hanaway.

Father, we thank Thee for all that Thou has given us - for our lives, our freedom and the land in which we live. Please help us to remember that everything we are and have are gifts from Thee. Help us to be faithful stewards, to be righteous and humble and to understand that we will prosper in this land of liberty, only to the extent that we live righteously and follow Thy Word.

Bless the good members of this House and the leaders of our state to seek inspiration and wisdom from Thee in the decisions they make. Bless the leaders of our nation. Please sustain and strengthen our President with the heavy weight that he bears in leading us through adversity.

Father, bless the people of this state that they will seek Thee and hearken to Thy Word. Help us to teach our children of Thee and Thy love for them. Heal our nation and help us to remember Thee always, that we may return to and be with Thee forever, we pray. Amen.

The Pledge of Allegiance to the flag was recited.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 804 - Representative Shields
House Resolution No. 805 - Representative Roark
House Resolution No. 806
through
House Resolution No. 812 - Representative Jolly

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 35 and **HCR 36** were read the second time.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 59 was read the second time.

SECOND READING OF HOUSE BILLS

HB 2175 through **HB 2210** were read the second time.

SECOND READING OF SENATE BILLS

SB 859, SB 1050 and **SCS SB 1151** were read the second time.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

HCR 31 - Miscellaneous Bills & Resolutions

HCR 33 - Transportation

HCR 34 - Education-Higher

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 2202 - Elections

COMMITTEE REPORTS

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 HCS HB 1392**, 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.

Committee on Critical Issues, Consumer Protection and Housing, Chairman Harlan reporting:

Mr. Speaker: Your Committee on Critical Issues, Consumer Protection and Housing, to which was referred **HB 1803**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Critical Issues, Consumer Protection and Housing, to which was referred **HB 1921**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

INTRODUCTION OF HOUSE BILLS

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

HB 2211, introduced by Representative Henderson, relating to transportation funding.

HB 2212, introduced by Representative Kelly (36), relating to unlawful use of a weapon.

HB 2213, introduced by Representative Kelly (36), relating to signs permitted on certain highways.

HB 2214, introduced by Representatives Moore, Crawford and Shoemaker (8), et al, relating to salary adjustments for state employees.

HB 2215, introduced by Representatives Moore, Berkstresser, Hendrickson, Secrest, Holand, Kelly (144) and Lawson, et al, relating to trespass.

HB 2216, introduced by Representative Murphy, relating to a sales tax on the sale of securities.

HB 2217, introduced by Representative Murphy, relating to fee agents of the department of revenue.

HB 2218, introduced by Representatives Naeger and Crowell, relating to expungement.

HB 2219, introduced by Representative Naeger, relating to intoxication-related traffic offenses.

HB 2220, introduced by Representative Naeger, et al, relating to biennial registration of motor vehicles.

HB 2221, introduced by Representatives Naeger, Hendrickson and Henderson, et al, relating to the pharmacy benefit management regulation.

HB 2222, introduced by Representatives Villa and Gratz, to authorize the conveyance of property owned by the state in the County of Cole to the General Services Administration.

HB 2223, introduced by Representative Wright, relating to the expiration of certain state initiatives and programs.

HB 2224, introduced by Representatives Hunter, Dempsey, Bearden and Crowell, et al, relating to income taxation.

HB 2225, introduced by Representatives Bearden, Crowell, Cunningham, Byrd, Jetton, Reid and Bartle, et al, relating to anti-terrorism and homeland security.

HB 2226, introduced by Representative Mayer, relating to unsolicited facsimiles.

HB 2227, introduced by Representative Quinn, relating to criminal justice.

HB 2228, introduced by Representative Lawson, relating to issuance of bonds for highway repair and construction.

HB 2229, introduced by Representatives Behnen and Shoemaker (8), relating to rural school districts.

HB 2230, introduced by Representatives Cooper and Marble, relating to the historic structures rehabilitation tax credit.

HB 2231, introduced by Representatives Bearden, Byrd, Hunter and Hanaway, et al, relating to estimates of revenue for state budget purposes.

ADJOURNMENT

On motion of Representative Green (73), the House adjourned until 4:00 p.m, Monday, March 18, 2002.

COMMITTEE MEETINGS

BUDGET

Monday, March 18, 2002, 10:00 a.m. Hearing Room 3.
Executive Session on previously heard bills.
House Bills 1102 through 1112.

BUDGET

Monday, March 18, 2002. Hearing Room 3 upon evening adjournment.
Executive Session House Bills 1102 through 1112.

BUDGET

Tuesday, March 19, 2002, 8:00 a.m. Hearing Room 3.
Executive Session House Bills 1102 through 1112.

BUDGET

Tuesday, March 19, 2002. Hearing Room 3 upon morning adjournment.
Executive Session House Bills 1102 through 1112.

BUDGET

Tuesday, March 19, 2002, 8:00 p.m. Hearing room 3 on adjournment

CHILDREN, FAMILIES, AND HEALTH

Tuesday, March 19, 2002. Hearing Room 4 upon morning adjournment.
Executive Session may follow.
To be considered - HB 1975, HB 1987, HB 2028

CRITICAL ISSUES, CONSUMER PROTECTION AND HOUSING

Monday, March 18, 2002, 8:00 p.m. Hearing Room 5.
Executive Session may follow.
To be considered - HB 2015, HCR 30

EDUCATION - ELEMENTARY AND SECONDARY

Tuesday, March 19, 2002, 8:00 a.m. Hearing Room 7.

To be considered - HB 1034, HB 1566, HB 1845, HCR 18

Executive Session - HB 1725, Executive Session - HB 1726, Executive Session - HCR 18

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Wednesday, March 20, 2002. Senate Lounge upon adjournment or 6:00 p.m.

Rule #19 CSR 60-50.200/300/400/410/420/430 450/700/800/900.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Tuesday, March 19, 2002, 8:15 a.m. Senate Committee Room 1. AMENDED NOTICE.

MOTOR VEHICLE AND TRAFFIC REGULATIONS

Tuesday, March 19, 2002. Hearing Room 1 upon morning adjournment.

Executive Session to follow.

To be considered - HB 1763, HB 1786, HB 1868, HB 2041

PUBLIC SAFETY, LAW ENFORCEMENT AND VETERAN AFFAIRS

Tuesday, March 19, 2002, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

To be considered - HB 1259, HB 2052, HB 2160

SPECIAL COMMITTEE ON PUBLIC-PRIVATE PARTNERSHIPS

Wednesday, March 20, 2002. Hearing Room 4 upon evening adjournment.

To be considered - HCR 24

SUBCOMMITTEE ON BUDGET

Tuesday, March 19, 2002, 8:00 a.m. Hearing Room 4. CANCELLED.

To be considered - Executive Session - HB 1114

WAYS AND MEANS

Tuesday, March 19, 2002, 8:00 a.m. Hearing Room 5.

Executive Session may follow.

To be considered - HB 1371, HB 1896, HB 2044, HB 2077

HOUSE CALENDAR

FORTIETH DAY, MONDAY, MARCH 18, 2002

HOUSE BILLS FOR SECOND READING

HB 2211 through HB 2231

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1762 - Harding
- 2 HB 1748 - Ransdall
- 3 HB 1994 - Hosmer
- 4 HB 1851 - Curls
- 5 HB 1773 - Shelton
- 6 HCS HB 1654 & 1156 - Hosmer
- 7 HB 1306 - Williams
- 8 HB 1926 - Fraser
- 9 HCS HB 1502 & 1821 - Luetkenhaus
- 10 HB 1455 - O'Toole
- 11 HCS HB 1735 - Hoppe
- 12 HB 1058 - Haywood
- 13 HCS HB 1756 - Reid
- 14 HCS HB 1443 - Barry
- 15 HB 1489 - Britt
- 16 HCS HB 1692 - Overschmidt

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HB 1594, as amended - Gratz
- 2 HCS HB 1069 - Bray
- 3 HB 1679, as amended, HSA 1 for HA 11 & HA 11, pending - Crump
- 4 HCS HB 1479 - Ladd Baker
- 5 HB 1496 - Green (73)
- 6 HCS HB 1440 - Riback Wilson (25)
- 7 HCS HB 1556 - Rizzo
- 8 HCS HB 1689 - Treadway

HOUSE BILL FOR PERFECTION - REVISION

HB 2078 - Clayton

HOUSE BILLS FOR PERFECTION - CONSENT

(3-13-02)

- 1 HB 1986 - Hosmer
- 2 HB 1196 - Barnett
- 3 HB 1041 - Myers

(3-14-02)

- 1 HB 1953 - Van Zandt
- 2 HB 2025 - Walton
- 3 HB 2123 - Barry
- 4 HB 1872 - Hosmer
- 5 HB 1881 - Rizzo
- 6 HB 2008 - O'Connor
- 7 HB 1837 - Berkowitz
- 8 HB 2031 - O'Connor
- 9 HB 1838 - Hosmer
- 10 HB 2047 - Ransdall
- 11 HB 2009 - O'Connor
- 12 HB 1867 - Griesheimer
- 13 HB 2022 - Richardson
- 14 HB 1969 - Reid

(3-15-02)

- 1 HB 2039 - Kreider
- 2 HB 2002 - Farnen
- 3 HB 2080 - Britt
- 4 HB 1537 - Clayton
- 5 HB 1674 - O'Toole
- 6 HB 1757 - George
- 7 HB 1635 - Hoppe
- 8 HB 1659 - Kelly (27)
- 9 HB 2130 - Boykins
- 10 HB 2026 - Green (15)
- 11 HB 1937 - Barry
- 12 HB 1811 - Gambaro
- 13 HB 1973 - Bowman
- 14 HB 2023 - Franklin
- 15 HB 2064 - Walton
- 16 HB 1964 - Gambaro
- 17 HB 1085 - Mays (50)
- 18 HB 2155 - Willoughby
- 19 HB 1812 - Riback Wilson (25)
- 20 HB 1839 - Seigfreid
- 21 HB 1776 - Harlan
- 22 HB 1636 - Hoppe
- 23 HB 1148 - Ross
- 24 HB 1645 - Griesheimer
- 25 HB 2018 - Bartle
- 26 HB 2001 - Hegeman

- 27 HB 1580 - Barnett
- 28 HB 1982 - Richardson
- 29 HB 1846 - Scott

(3-18-02)

- 1 HB 1903 - Liese
- 2 HB 2087 - Whorton
- 3 HB 1955 - Hilgemann
- 4 HB 1701 - Luetkenhaus
- 5 HB 2117 - Boucher
- 6 HB 2032 - Hosmer
- 7 HB 2062 - Hosmer
- 8 HB 1921 - Green (73)
- 9 HB 1803 - Green (73)
- 10 HB 2029 - Hosmer
- 11 HB 1890 - Hilgemann
- 12 HB 2120 - Ridgeway
- 13 HB 1715 - Moore

HOUSE JOINT RESOLUTION FOR THIRD READING

HJR 32 - Barry

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1472, (Fiscal Review 2-25-02) - Whorton
- 2 HS HCS HB 1461 & 1470, E.C. (Fiscal Review 3-11-02) - Seigfreid
- 3 HCS HB 1202 - Smith
- 4 HCS HB 1403 - St. Onge
- 5 HB 1592 - Hickey
- 6 HCS HB 1344 & 1944 - Crump
- 7 HS HCS HB 1532 - Hoppe
- 8 HCS HB 1898, E.C. - Campbell
- 9 HS HCS HB 1392 - Davis

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1159 - Boykins
- 2 HB 1214 - Davis
- 3 HB 1624 - Skaggs
- 4 HB 1204 - Seigfreid
- 5 HB 1093 - Relford
- 6 HB 1714 - Hilgemann
- 7 HB 1205 - Seigfreid

- 8 HB 1411 - Skaggs
- 9 HB 1094 - Relford
- 10 HB 1397 - Ransdall
- 11 HB 1391 - Smith
- 12 HB 1272 - Smith
- 13 HB 1412 - Skaggs
- 14 HB 1918 - Koller
- 15 HB 1265 - Gratz
- 16 HB 1242 - Griesheimer
- 17 HB 1075 - Nordwald
- 18 HB 1320 - Reid
- 19 HB 1515 - Burton
- 20 HB 1569 - Davis
- 21 HB 1795 - Berkowitz
- 22 HB 1849 - Barnitz
- 23 HB 1745 - Koller
- 24 HB 1400 - Merideth
- 25 HB 1141 - Naeger
- 26 HB 1270 - Gratz
- 27 HB 1822 - Walton
- 28 HB 1783 - Lowe
- 29 HB 1768 - Hosmer
- 30 HB 1814 - Monaco
- 31 HB 1712 - Monaco
- 32 HB 1895 - Carnahan
- 33 HB 1722 - Hosmer
- 34 HB 1779 - Green (73)
- 35 HB 1788 - Ross
- 36 HB 1778 - Monaco
- 37 HB 1789 - Ross
- 38 HB 1314 - Mays (50)
- 39 HB 1632 - O'Connor
- 40 HB 1548 - Barry
- 41 HB 1473 - Green (15)
- 42 HB 1781 - Green (73)
- 43 HB 1194 - Gambaro
- 44 HB 1518 - Luetkenhaus
- 45 HB 1568 - Luetkenhaus
- 46 HB 1409 - Campbell
- 47 HB 1600 - Treadway
- 48 HB 1840 - Seigfreid
- 49 HB 1504 - Liese
- 50 HB 1852 - Villa
- 51 HB 1755 - Merideth
- 52 HB 1643 - Holand

- 53 HB 1861 - Burcham
- 54 HB 1032 - Portwood
- 55 HB 1313 - Burton
- 56 HB 1862 - May (149)

HOUSE RESOLUTIONS

- 1 HR 150, (2-21-02, page 344) - Vogel
- 2 HCS HR 51, (3-7-02, pages 514 & 515) - Boykins
- 3 HR 278, (3-7-02, page 517) - Bonner
- 4 HR 262, (3-7-02, pages 516 & 517) - Williams
- 5 HR 341, (3-7-02, page 518) - Ladd Baker
- 6 HCS HR 361, (3-7-02, pages 518 & 519) - Hanaway
- 7 HR 318, (3-7-02, pages 517 & 518) - Crawford