

# JOURNAL OF THE HOUSE

Second Regular Session, 91st GENERAL ASSEMBLY

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FIFTY-EIGHTH DAY, WEDNESDAY, APRIL 24, 2002

Speaker Kreider in the Chair.

Prayer by Marilyn Seaton.

Almighty God, creator of all things good, You are the author of our liberty, and by Your hand we are given every gift necessary for our lives. Keep us mindful of the price that has been paid for our freedom and the cost to maintain freedom.

Grant Your grace to the Speaker and all the men and women of the House, as they seek to serve the people of Missouri. Illuminate minds, touch hearts, that the actions of this day may reflect Your Holy truth. To You be glory and honor. 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: Lucy Hanaway, Tyler Conner, Kevin Casey, Garth Sherman, Kevin Coyne, Colin Rohde, Andrew Connor, Regan Post, Daniel Hampel, John Merlo, Tatiana (Tanya) Kuzmina, Alexis Snowgen, Julia Scales, Drew Thome and Andrew Truetzel.

The Journal of the fifty-seventh day was approved as corrected.

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1496

and

House Resolution No. 1497 - Representatives Lograsso and Ross

House Resolution No. 1498

and

House Resolution No. 1499 - Representatives Rector and Cooper

House Resolution No. 1500 - Representative Rector

House Resolution No. 1501 - Representative Copenhaver

House Resolution No. 1502 - Representatives Scott and Moore

## SECOND READING OF SENATE BILLS

SCS SBs 662 & 704, SS#2 SCS SBs 688, 663, 691, 716, 759, 824 & 955, SCS SB 739, SS#2 SCS SBs 984 & 985, SB 1014, SCS SB 1026, SCS SB 1060, SS SCS SB 1107 and SB 1236 were read the second time.

## 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 **HB 1508** and **HS HCS HBs 1577, 1760, 1433, 1430, 1029 & 1700**, begs leave to report it has examined the same and finds them to be truly perfected and that the printed copies thereof furnished the members are correct.

**Committee on Fiscal Review and Government Reform**, Chairman Hollingsworth reporting:

Mr. Speaker: Your Committee on Fiscal Review and Government Reform, to which was referred **HCS HB 1717 (Fiscal Note)**, begs leave to report it has been furnished an updated fiscal note and does not require fiscal review.

## PERFECTION OF HOUSE BILL - INFORMAL

**HB 1594, as amended**, relating to pay raises for correctional officers, was taken up by Representative Gratz.

Representative Gratz offered **HS HB 1594**.

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

### *House Amendment No. 1*

AMEND House Substitute for House Bill No. 1594, Page 1, Section 105.935, Lines 14 through 20, by striking all of said lines and inserting in lieu thereof the following:

**“2. A state employee shall be paid at a rate of one and one half time the employee’s straight time hourly rate for all time worked in excess of forty hours a week. Any state employee who works on a designated state holiday shall be granted equal compensatory time off duty or shall receive, at his or her choice, the employee’s straight time hourly rate in cash payment. A state employee shall be paid in cash for overtime unless the employee requests compensatory time off at the applicable overtime rate. As used in this section, the term “state employee” means any person who is employed by the state and earns a salary or wage in a position normally requiring the actual performance by him or her of duties on behalf of the state.”; and**

Further amend said section, Line 22, by inserting immediately after the word “employees” the following:

**“paid by an hourly rate”;** and

Further amend said section, Page 2, Line 3, by inserting immediately at the end of said line the following:

**“All state employees paid by an hourly rate shall have the option of retaining at least eighty compensatory time hours at the end of each calendar year.”.**

Speaker Pro Tem Abel assumed the Chair.

Representative Bearden offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

*House Substitute Amendment No. 1  
for  
House Amendment No. 1*

AMEND House Substitute for House Bill No. 1594, Page 1, Section 105.935, Lines 14 through 20, by striking all of said lines and inserting in lieu thereof the following:

**“2. A state employee shall be paid at a rate of one and one half time the employee’s straight time hourly rate for all time worked in excess of forty hours a week. Any state employee who works on a designated state holiday shall be granted equal compensatory time off duty or shall receive, at his or her choice, the employee’s straight time hourly rate in cash payment. A state employee shall be paid in cash for overtime unless the employee requests compensatory time off at the applicable overtime rate. As used in this section, the term “state employee” means any person who is employed by the state and earns a salary or wage in a position normally requiring the actual performance by him or her of duties on behalf of the state.”; and**

Further amend said section, Line 22, by inserting immediately after the word “employees” the following:

**“paid by an hourly rate”;** and

Further amend said section, Page 2, Line 3, by inserting immediately at the end of said line the following;

**“All state employees paid by an hourly rate shall have the option of retaining up to a total of eighty compensatory time hours.”.**

On motion of Representative Bearden, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

Representative Byrd offered **House Amendment No. 2**.

Representative Foley raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Byrd appealed the ruling of the Chair.

The ruling of the Chair was sustained by the following vote:

AYES: 079

Abel	Baker	Barnitz	Barry 100	Berkowitz
Bland	Boucher	Bowman	Boykins	Bray 84
Britt	Brooks	Campbell	Carnahan	Clayton
Copenhaver	Crump	Curls	Daus	Davis
Farnen	Foley	Franklin	Fraser	Gambaro
George	Graham	Gratz	Green 15	Green 73
Hagan-Harrell	Hampton	Harding	Harlan	Hickey
Hilgemann	Hollingsworth	Holt	Hosmer	Johnson 61

Johnson 90	Jolly	Jones	Kelly 27	Kelly 36
Koller	Lawson	Liese	Lowe	Luetkenhaus
Mays 50	McKenna	Merideth	O'Connor	O'Toole
Paone	Ransdall	Relford	Reynolds	Rizzo
Scheve	Seigfreid	Selby	Shelton	Shoemyer
Skaggs	Smith	Thompson	Treadway	Van Zandt
Villa	Wagner	Walker	Ward	Whorton
Willoughby	Wilson 25	Wilson 42	Mr. Speaker	

NOES: 064

Ballard	Barnett	Bartelsmeyer	Bartle	Bearden
Behnen	Berkstresser	Black	Boatright	Burton
Byrd	Champion	Cierpiot	Cooper	Crawford
Crowell	Cunningham	Dempsey	Fares	Froelker
Griesheimer	Hanaway	Hartzler	Hegeman	Henderson
Hendrickson	Hohulin	Hunter	Jetton	Kelley 47
Kelly 144	King	Legan	Lograsso	Luetkemeyer
Marble	May 149	Mayer	Miller	Moore
Myers	Naeger	Nordwald	Ostmann	Phillips
Purgason	Quinn	Rector	Reid	Reinhart
Ridgeway	Roark	Robirds	Ross	Schwab
Scott	Secrest	Shields	Shoemaker	St. Onge
Surface	Townley	Vogel	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 019

Bonner	Burcham	Dolan	Enz	Gaskill
Haywood	Holand	Hoppe	Linton	Long
Marsh	Monaco	Murphy	Overschmidt	Portwood
Richardson	Troupe	Walton	Williams	

VACANCIES: 001

Representative Crowell requested a verification of the roll call on the motion to appeal the ruling of the Chair.

Representative Merideth offered **House Amendment No. 2**.

*House Amendment No. 2*

AMEND House Substitute for House Bill No. 1594, Page 1, Section 105.935, Line 10, by inserting immediately before said line the following:

“105.270. 1. All officers and employees of this state, or of any department or agency thereof, or of any county, municipality, school district, or other political subdivision, and all other public employees of this state who are or may become members of the national guard or of any reserve component of the armed forces of the United States, shall be entitled to leave of absence from their respective duties, without loss of time, pay, regular leave, impairment of efficiency rating, or of any other rights or benefits, to which otherwise entitled, for all periods of military services during which they are engaged in the performance of duty or training in the service of this state at the call of the governor and as ordered by the adjutant general without regard to length of time, and for all periods of military services during which they are engaged in the performance of duty in the service of the United States under competent orders for a period not to exceed a total of fifteen calendar days in any federal fiscal year.

2. Before any payment of salary is made covering the period of the leave the officer or the employee shall file

with the appointing authority or supervising agency an official order from the appropriate military authority as evidence of such duty for which military leave pay is granted which order shall contain the certification of the officer or employee's commanding officer of performance of duty in accordance with the terms of such order.

3. No member of the organized militia shall be discharged from employment by any of the aforementioned agencies because of being a member of the organized militia, nor shall [he] **such member** be hindered or prevented from performing any militia service [he] **the member** may be called upon to perform by proper authority nor otherwise be discriminated against or dissuaded from enlisting or continuing [his service] **to serve** in the militia by threat or injury [to him] in respect to [his] **the member's** employment. Any officer or agent of the aforementioned agencies violating any of the provisions of this section is guilty of a misdemeanor.

4. **Notwithstanding any collective bargaining agreement or other agreement or law to the contrary, the state, or any department, agency, or political subdivision thereof, at the request of any employee who is employed by the state or any department, agency, or political subdivision thereof and who is called to active duty for more than fifteen calendar days as described in subsection 1 of this section, or at the request of such employee's spouse or dependent, shall continue or reactivate the health, medical, hospital, dental, vision, and surgical benefits coverage, whether provided by an insurance company, health insuring corporation, or other health benefit plan or entity, of the person for the duration of the time the employee is engaged in active duty as described in subsection 1 of this section. The employee, or the employee's spouse or dependent, who requests the continuation or reactivation of the coverage and the employing state or state entity are each liable for payment of the same costs for the coverage as if the employee were not on a leave of absence."**

On motion of Representative Merideth, **House Amendment No. 2** was adopted.

Representative Seigfreid offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND House Substitute for House Bill No. 1594, Page 2, Section 105.935, Line 3, by inserting immediately after all of said line the following:

**"4. The provisions of subsection 2 of this section shall only apply to state employees who are otherwise eligible for compensatory time. Nothing in this section shall be construed as creating a new compensatory benefit for state employees."**

On motion of Representative Seigfreid, **House Amendment No. 3** was adopted.

On motion of Representative Gratz, **HS HB 1594, as amended**, was adopted.

On motion of Representative Gratz, **HS HB 1594, as amended**, was ordered perfected and printed.

Speaker Kreider resumed the Chair.

**PERFECTION OF HOUSE BILL**

**HCS HB 1216**, relating to suicide prevention, was taken up by Representative Johnson (61).

Representative Johnson (61) offered **House Amendment No. 1**.

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1216, Page 2, Section 630.900, Line 18, by deleting “**July 1, 2003,**” and inserting in lieu thereof “**July, 1, 2004,**”; and

Further amend said bill, said page, said section, said line, by deleting the word “**odd**” and inserting in lieu thereof the word “**even**”; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (61), **House Amendment No. 1** was adopted.

Representative Froelker offered **House Amendment No. 2.**

*House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 1216, Page 1, In the Title, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"To amend chapters 21 and 630, RSMo, by adding thereto two new sections relating to suicide."; and

Further amend said bill, Page 1, Section A, Lines 1 and 2, by deleting all of said lines and inserting in lieu thereof the following:

"Section A. Chapters 21 and 630, RSMo, are amended by adding thereto two new sections, to be known as sections 21.755 and 630.900, to read as follows:

**"21.755. 1. This section shall be known and may be cited as the "Assisted Suicide Funding Restriction Act".**

**2. Notwithstanding any provision of law to the contrary, no funds appropriated by the general assembly shall be used to procure, furnish, fund, or support, or compel any individual, institution, or government entity to provide, procure, furnish, fund, or support any item, good, benefit, program, or service to cause or assist in causing the suicide, euthanasia, or mercy killing of any individual.**

**3. Nothing in this section shall be construed to create any limitation relating to:**

**(1) The withholding or withdrawing of medical treatment or care;**

**(2) The withholding or withdrawing of nutrition or hydration;**

**(3) Abortion; or**

**(4) The use of any item, good, benefit, or service furnished to alleviate pain or discomfort, even if such use may increase the risk of death, so long as such item, good, benefit, or service is not also furnished to cause or assist in causing death for any reason."; and**

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Froelker, **House Amendment No. 2** was adopted by the following vote:

AYES: 122

Abel	Ballard	Barnett	Barnitz	Barry 100
Bartelsmeyer	Bartle	Bearden	Behnen	Berkowitz
Black	Bland	Boatright	Bonner	Boucher
Bowman	Boykins	Britt	Burton	Byrd
Carnahan	Champion	Cierpiot	Clayton	Cooper
Crawford	Crowell	Crump	Cunningham	Curls

Daus	Davis	Dempsey	Dolan	Farnen
Froelker	Gambaro	Gaskill	George	Gratz
Griesheimer	Hagan-Harrell	Hampton	Hanaway	Hartzler
Haywood	Hegeman	Henderson	Hendrickson	Hickey
Hohulin	Holand	Holt	Hoppe	Hunter
Jetton	Johnson 90	Jolly	Kelley 47	Kelly 144
Kelly 27	Kelly 36	King	Legan	Liese
Luetkemeyer	Marble	Marsh	May 149	Mayer
McKenna	Merideth	Miller	Monaco	Moore
Murphy	Myers	O'Connor	O'Toole	Ostmann
Overschmidt	Paone	Phillips	Portwood	Purgason
Quinn	Ransdall	Rector	Reid	Reinhart
Reynolds	Richardson	Ridgeway	Rizzo	Roark
Robirds	Ross	Scheve	Schwab	Secrest
Seigfreid	Selby	Shields	Shoemaker	Shoemyer
Skaggs	Smith	St. Onge	Surface	Thompson
Townley	Treadway	Troupe	Villa	Vogel
Walker	Walton	Ward	Whorton	Willoughby
Wilson 42	Wright			

NOES: 014

Bray 84	Campbell	Fares	Franklin	Fraser
Harding	Harlan	Hollingsworth	Johnson 61	Mays 50
Relford	Shelton	Wilson 25	Mr. Speaker	

PRESENT: 002

Brooks Hilgemann

ABSENT WITH LEAVE: 024

Baker	Berkstresser	Burcham	Copenhaver	Enz
Foley	Graham	Green 15	Green 73	Hosmer
Jones	Koller	Lawson	Linton	Lograsso
Long	Lowe	Luetkenhaus	Naeger	Nordwald
Scott	Van Zandt	Wagner	Williams	

VACANCIES: 001

Representative Portwood offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 1216, Page 1, Section 630.900, Line 2, by inserting after the words “and senior services” the following: “**elementary and secondary education, higher education**”; and

Further amend said section, Line 9, by inserting the following:

**“(3) Promote the use of student assistance and educational programs to support students with depression and other psychiatric illnesses and substance abuse disorders. In promoting such programs, the director shall collaborate with educators, administrators, students and parents with emphasis on identification of the risk factors associated with suicide”.**

Representative Johnson (90) raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

On motion of Representative Portwood, **House Amendment No. 3** was adopted.

On motion of Representative Johnson (61), **HCS HB 1216, as amended**, was adopted.

On motion of Representative Johnson (61), **HCS HB 1216, as amended**, was ordered perfected and printed.

### **PERFECTION OF HOUSE JOINT RESOLUTION**

**HCS HJR 47**, relating to the Joint Municipal Utility Commission, was taken up by Representative Willoughby.

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

#### *House Amendment No. 1*

AMEND House Committee Substitute for House Joint Resolution No. 47, Page 2, Section A, Line 25, by inserting immediately before the word “faith” the following: “**full**”.

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

On motion of Representative Willoughby, **HCS HJR 47, as amended**, was adopted.

On motion of Representative Willoughby, **HCS HJR 47, as amended**, was ordered perfected and printed.

On motion of Representative Foley, the House recessed until 2:00 p.m.

### **AFTERNOON SESSION**

The hour of recess having expired, the House was called to order by Representative Britt.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Daniel Stark and Mackenzie Patterson.

### **HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED**

House Resolution No. 1503 - Representative Schwab

House Resolution No. 1504 - Representative Naeger

House Resolution No. 1505  
through

House Resolution No. 1511 - Representative Campbell

House Resolution No. 1512 - Representative Bartelsmeyer

House Resolution No. 1513 - Representative Fares



House Resolution No. 1514 - Representative Wilson (42)  
 House Resolution No. 1515 - Representatives Villa and Gambaro  
 House Resolution No. 1516 - Representative St. Onge  
 House Resolution No. 1517 - Representative Harlan  
 House Resolution No. 1518 - Representative Hilgemann  
 House Resolution No. 1519 - Representative Willoughby  
 House Resolution No. 1520 - Representative Berkstresser  
 House Resolution No. 1521 - Representative Skaggs  
 House Resolution No. 1522 - Representative Farnen  
 House Resolution No. 1523  
     through  
 House Resolution No. 1536 - Representative Cierpiot  
 House Resolution No. 1537  
     through  
 House Resolution No. 1554 - Representative Champion

Speaker Pro Tem Abel resumed the Chair.

### ADOPTION AND THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

**HCR 4**, relating to the Armenian Genocide, was taken up by Representative Boucher.

On motion of Representative Boucher, **HCR 4** was read the third time and passed by the following vote:

AYES: 130

Abel	Ballard	Barnett	Barnitz	Barry 100
Bartelsmeyer	Bartle	Bearden	Behnen	Berkowitz
Berkstresser	Black	Bland	Boatright	Bonner
Boucher	Bowman	Britt	Burton	Byrd
Campbell	Carnahan	Champion	Cooper	Copenhaver
Crawford	Crowell	Crump	Cunningham	Curls
Daus	Davis	Dempsey	Enz	Fares
Farnen	Foley	Froelker	Gambaro	Gaskill
George	Graham	Gratz	Green 15	Green 73
Griesheimer	Hagan-Harrell	Hampton	Hanaway	Harding
Haywood	Hegeman	Henderson	Hendrickson	Hilgemann
Holand	Hollingsworth	Holt	Hoppe	Hosmer
Hunter	Jetton	Johnson 61	Johnson 90	Jolly
Jones	Kelley 47	Kelly 144	Kelly 27	Kelly 36
Lawson	Legan	Liese	Long	Lowe
Luetkenhaus	Marble	Marsh	May 149	Mayer
Mays 50	McKenna	Merideth	Miller	Murphy
Myers	Naeger	O'Connor	Overschmidt	Paone
Phillips	Portwood	Purgason	Quinn	Ransdall
Rector	Reid	Reinhart	Relford	Reynolds
Rizzo	Roark	Robirds	Ross	Scheve
Schwab	Scott	Secrest	Seigfreid	Selby

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Shelton	Shields	Shoemaker	Smith	St. Onge
Surface	Thompson	Townley	Treadway	Villa
Vogel	Wagner	Walker	Walton	Ward
Williams	Willoughby	Wilson 42	Wright	Mr. Speaker

NOES: 001

Wilson 25

PRESENT: 000

ABSENT WITH LEAVE: 031

Baker	Boykins	Bray 84	Brooks	Burcham
Cierpiot	Clayton	Dolan	Franklin	Fraser
Harlan	Hartzler	Hickey	Hohulin	King
Koller	Linton	Lograsso	Luetkemeyer	Monaco
Moore	Nordwald	O'Toole	Ostmann	Richardson
Ridgeway	Shoemyer	Skaggs	Troupe	Van Zandt
Whorton				

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

**HCR 25**, relating to Delta Regional Authority, was taken up by Representative Merideth.

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

*House Amendment No. 1*

AMEND House Concurrent Resolution No. 25, Page 2, Lines 11 and 12, by striking said lines and inserting in lieu thereof the following:

**“(1) Five regional planning commission members or executive directors, one from each of the regional planning commissions serving the area, appointed by the governor;”**.

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

On motion of Representative Merideth, **HCR 25, as amended**, was read the third time and passed by the following vote:

AYES: 138

Abel	Ballard	Barnett	Barnitz	Barry 100
Bartelsmeyer	Bartle	Bearden	Behnen	Berkowitz
Berkstresser	Black	Bland	Boatright	Bonner
Bowman	Britt	Brooks	Burton	Byrd
Campbell	Carnahan	Champion	Cierpiot	Cooper
Copenhaver	Crawford	Crowell	Cunningham	Curls
Daus	Davis	Dempsey	Enz	Fares
Farnen	Foley	Franklin	Fraser	Froelker
Gambaro	Gaskill	George	Graham	Gratz
Green 15	Griesheimer	Hagan-Harrell	Hampton	Hanaway

Harding	Hartzler	Haywood	Hegeman	Henderson
Hendrickson	Hickey	Hilgemann	Holand	Hollingsworth
Holt	Hoppe	Hosmer	Hunter	Jetton
Johnson 61	Johnson 90	Jolly	Jones	Kelley 47
Kelly 144	Kelly 27	Kelly 36	King	Lawson
Legan	Liese	Long	Lowe	Luetkenhaus
Marble	Marsh	May 149	Mayer	Mays 50
McKenna	Merideth	Miller	Moore	Murphy
Myers	Naeger	O'Connor	Ostmann	Overschmidt
Paone	Phillips	Portwood	Purgason	Quinn
Ransdall	Rector	Reid	Reinhart	Relford
Reynolds	Roark	Robirds	Ross	Scheve
Schwab	Scott	Secrest	Seigfreid	Selby
Shelton	Shields	Shoemaker	Shoemyer	Smith
St. Onge	Surface	Thompson	Townley	Treadway
Villa	Vogel	Wagner	Walker	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 001

Rizzo

PRESENT: 000

ABSENT WITH LEAVE: 023

Baker	Boucher	Boykins	Bray 84	Burcham
Clayton	Crump	Dolan	Green 73	Harlan
Hohulin	Koller	Linton	Lograsso	Luetkemeyer
Monaco	Nordwald	O'Toole	Richardson	Ridgeway
Skaggs	Troupe	Van Zandt		

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

### HOUSE RESOLUTIONS

**HR 341**, relating to use of chamber, was taken up by Representative Ladd Baker.

On motion of Representative Ladd Baker, **HR 341** was adopted.

**HR 281**, relating to agriculture industries, was taken up by Representative Hampton.

On motion of Representative Hampton, **HR 281** was adopted.

### PERFECTION OF HOUSE BILLS

**HB 1350**, relating to community improvement districts, was taken up by Representative Liese.

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

*House Amendment No. 1*

AMEND House Bill No. 1350, Page 3, Section 67.1451, Line 71, by inserting after all of said line the following:

"67.1461. 1. Each district shall have all the powers, except to the extent any such power has been limited by the petition approved by the governing body of the municipality to establish the district, necessary to carry out and effectuate the purposes and provisions of sections 67.1401 to 67.1571 including, but not limited to, the following:

(1) To adopt, amend, and repeal bylaws, not inconsistent with sections 67.1401 to 67.1571, necessary or convenient to carry out the provisions of sections 67.1401 to 67.1571;

(2) To sue and be sued;

(3) To make and enter into contracts and other instruments, with public and private entities, necessary or convenient to exercise its powers and carry out its duties pursuant to sections 67.1401 to 67.1571;

(4) To accept grants, guarantees and donations of property, labor, services, or other things of value from any public or private source;

(5) To employ or contract for such managerial, engineering, legal, technical, clerical, accounting, or other assistance as it deems advisable;

(6) To acquire by purchase, lease, gift, grant, bequest, devise, or otherwise, any real property within its boundaries, personal property, or any interest in such property;

(7) To sell, lease, exchange, transfer, assign, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest in such property;

(8) To levy and collect special assessments and taxes as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivision (5) of section 137.100, RSMo. Those exempt pursuant to subdivision (5) of section 137.100, RSMo, may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(9) If the district is a political subdivision, to levy real property taxes and business license taxes in the county seat of a county of the first classification without a charter form of government containing a population of at least two hundred thousand, as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100, RSMo. Those exempt pursuant to subdivisions (2) and (5) of section 137.100, RSMo, may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(10) If the district is a political subdivision in a city with a population of at least four hundred thousand located in more than one county, to levy sales taxes pursuant to sections 67.1401 to 67.1571;

(11) To fix, charge, and collect fees, rents, and other charges for use of any of the following:

(a) The district's real property, except for public rights-of-way for utilities;

(b) The district's personal property, except in a city not within a county; or

(c) Any of the district's interests in such real or personal property, except for public rights-of-way for utilities;

(12) To borrow money from any public or private source and issue obligations and provide security for the repayment of the same as provided in sections 67.1401 to 67.1571;

(13) To loan money as provided in sections 67.1401 to 67.1571;

(14) To make expenditures, create reserve funds, and use its revenues as necessary to carry out its powers or duties and the provisions and purposes of sections 67.1401 to 67.1571;

(15) To enter into one or more agreements with the municipality for the purpose of abating any public nuisance within the boundaries of the district including, but not limited to, the stabilization, repair or maintenance or demolition and removal of buildings or structures, provided that the municipality has declared the existence of a public nuisance;

(16) Within its boundaries, to provide assistance to or to construct, reconstruct, install, repair, maintain, and equip any of the following public improvements:

(a) Pedestrian or shopping malls and plazas;

(b) Parks, lawns, trees, and any other landscape;

(c) Convention centers, arenas, aquariums, aviaries, and meeting facilities;

(d) Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;

(e) Parking lots, garages, or other facilities;

(f) Lakes, dams, and waterways;

(g) Streetscape, lighting, benches or other seating furniture, trash receptacles, marquees, awnings, canopies,

walls, and barriers;

- (h) Telephone and information booths, bus stop and other shelters, rest rooms, and kiosks;
  - (i) Paintings, murals, display cases, sculptures, and fountains;
  - (j) Music, news, and child-care facilities; and
  - (k) Any other useful, necessary, or desired improvement;
  - (17) To dedicate to the municipality, with the municipality's consent, streets, sidewalks, parks, and other real property and improvements located within its boundaries for public use;
  - (18) Within its boundaries and with the municipality's consent, to prohibit or restrict vehicular and pedestrian traffic and vendors on streets, alleys, malls, bridges, ramps, sidewalks, and tunnels and to provide the means for access by emergency vehicles to or in such areas;
  - (19) Within its boundaries, to operate or to contract for the provision of music, news, child-care, or parking facilities, and buses, minibuses, or other modes of transportation;
  - (20) Within its boundaries, to lease space for sidewalk café tables and chairs;
  - (21) Within its boundaries, to provide or contract for the provision of security personnel, equipment, or facilities for the protection of property and persons;
  - (22) Within its boundaries, to provide or contract for cleaning, maintenance, and other services to public and private property;
  - (23) To produce and promote any tourism, recreational or cultural activity or special event in the district by, but not limited to, advertising, decoration of any public place in the district, promotion of such activity and special events, and furnishing music in any public place;
  - (24) To support business activity and economic development in the district including, but not limited to, the promotion of business activity, development and retention, and the recruitment of developers and businesses;
  - (25) To provide or support training programs for employees of businesses within the district;
  - (26) To provide refuse collection and disposal services within the district;
  - (27) To contract for or conduct economic, planning, marketing or other studies; [and]
  - (28) **To repair, restore, or maintain any abandoned cemetery on public or private land within the district;**
- and**
- (29) To carry out any other powers set forth in sections 67.1401 to 67.1571.

2. Each district which is located in a blighted area or which includes a blighted area shall have the following additional powers:

- (1) Within its blighted area, to contract with any private property owner to demolish and remove, renovate, reconstruct, or rehabilitate any building or structure owned by such private property owner; and
- (2) To expend its revenues or loan its revenues pursuant to a contract entered into pursuant to this subsection, provided that the governing body of the municipality has determined that the action to be taken pursuant to such contract is reasonably anticipated to remediate the blighting conditions and will serve a public purpose.

3. Each district shall annually reimburse the municipality for the reasonable and actual expenses incurred by the municipality to establish such district and review annual budgets and reports of such district required to be submitted to the municipality; provided that, such annual reimbursement shall not exceed one and one-half percent of the revenues collected by the district in such year.

4. Nothing in sections 67.1401 to 67.1571 shall be construed to delegate to any district any sovereign right of municipalities to promote order, safety, health, morals, and general welfare of the public, except those such police powers, if any, expressly delegated pursuant to sections 67.1401 to 67.1571.

5. The governing body of the municipality establishing the district shall not decrease the level of publicly funded services in the district existing prior to the creation of the district or transfer the financial burden of providing the services to the district unless the services at the same time are decreased throughout the municipality, nor shall the governing body discriminate in the provision of the publicly funded services between areas included in such district and areas not so included."; and

Further amend said title, enacting clause and intersectional references accordingly.

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

Representative Cunningham offered **House Amendment No. 2**.

AMEND House Bill No. 1350, Page 3, Section B, Line 6, by inserting after all of said line the following:

**"67.2115. Sections 67.2115 to 67.2124 shall be known as the "Missouri Equalization of Local Governmental Services for Homeowners Act".**

**67.2118. For the purposes of sections 67.2115 to 67.2124, the following terms shall mean:**

**(1) "Common-interest community", real property which a person, by virtue of such person's ownership of a unit, is obligated to pay for real property taxes, insurance premiums, maintenance, or improvement of other real property described in a declaration;**

**(2) "Condominium", any real estate, portions of which are designated for separate ownership and the remainder of which is designated for common ownership solely by the owners of those portions. Real estate is not a condominium unless the undivided interest in the common elements are vested in the unit owners;**

**(3) "Cooperative", a common-interest community in which the real property is owned by an association, each of whose members are entitled by virtue of such member's ownership interest in the association to exclusive possession of a unit;**

**(4) "Planned community", a common-interest community that is not a condominium or a cooperative;**

**(5) "Qualified common-interest community", a residential common-interest community, the residents of which do not receive any tax abatement or tax exemption related to its construction, comprised of a condominium association, cooperative corporation, or homeowners association of a planned community, in which the cost of providing essential services is paid for by a nonprofit organization consisting exclusively of lot owners or unit owners within the community, regardless of whether the developer has transferred control of such organization to the owners. No apartment building owned by an individual or entity that receives rental payments from tenants who occupy the premises, nor any campground facility, nor any common-interest community in which fifty percent or more of the lots or units are held for lease, shall be considered a qualified common-interest community.**

**67.2121. 1. Except as otherwise provided in subsection 2 of this section, the governing body of every political subdivision shall reimburse a qualified common-interest community for the cost of collection of trash, garbage, leaves, and recyclable materials or provide the service of collecting trash, garbage, leaves, and recyclable materials within a qualified common-interest community to the same extent as the political subdivision provides these services to other owners of individual residential properties within such political subdivisions.**

**2. In the event the governing body of a political subdivision elects to reimburse the qualified common-interest community for any services set forth in subsection 1 of this section, such reimbursement shall be made at the end of the calendar year and shall be limited to the annual expenditures for the preceding calendar year actually incurred by the qualified common-interest community. Reimbursement shall be made on the basis of the following budget years of the political subdivision, beginning January 1, 2003:**

**(1) In the first local budget year, twenty percent of the cost of services;**

**(2) In the second local budget year, forty percent of the cost of services;**

**(3) In the third local budget year, sixty percent of the cost of services;**

**(4) In the fourth local budget year, eighty percent of the cost of services; and**

**(5) In the fifth local budget year and thereafter, one hundred percent of the cost of services.**

**The political subdivision may annually elect to provide any or all of the services set forth in subsection 1 of this section in lieu of reimbursement.**

**67.2124. The governing body of the political subdivision shall enter into a written agreement with every qualifying common-interest community within its jurisdiction to implement the political subdivision's responsibilities pursuant to sections 67.2115 to 67.2124. For each service, the cost of which is reimbursed, the governing body of the political subdivision shall disclose the cost basis for the amount of the reimbursement.";**  
**and**

Further amend said bill, Page 3, Section B, Line 5, by inserting thereafter the following:

"Section B. Section 67.2115, 67.2118, 67.2121, and 67.2124 of this act shall become effective January 1, 2003."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Cunningham moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Quinn offered **House Amendment No. 3**.

*House Amendment No. 3*

AMEND House Bill No. 1350, Page 3, Section 67.1451, Line 71, by inserting immediately thereafter the following:

"349.045. The corporation shall have a board of directors in which all the powers of the corporation shall be vested and which shall consist of any number of directors, not less than five, all of whom shall be duly qualified electors of and taxpayers in the county or municipality; **except that, for any industrial development corporation formed by any municipality located wholly within any county of the third or fourth classification, directors may be qualified taxpayers in and registered voters of such county.** The directors shall serve as such without compensation except that they shall be reimbursed for their actual expenses incurred in and about the performance of their duties hereunder. The directors shall be resident taxpayers for [five years] **at least one year** immediately prior to their appointment. No director shall be an officer or employee of the county or municipality. All directors shall be appointed by the chief executive officer of the county or municipality with the advice and consent of a majority of the governing body of the county or municipality, and in all counties, other than a city not within a county and first class counties under a charter form of government, the appointments shall be made by the county commission and they shall be so appointed that they shall hold office for staggered terms. At the time of the appointment of the first board of directors the governing body of the municipality or county shall divide the directors into three groups containing as nearly equal whole numbers as may be possible. The first term of the directors included in the first group shall be two years, the first term of the directors included in the second group shall be four years, the first term of the directors in the third group shall be six years; provided, that if at the expiration of any term of office of any director a successor thereto shall not have been appointed, then the director whose term of office shall have expired shall continue to hold office until [his] **a** successor shall be appointed by the chief executive officer of the county or municipality with the advice and consent of a majority of the governing body of the county or municipality. The successors shall be resident taxpayers for [five years] **at least one year** immediately prior to their appointment."; and

Further amend said bill by amending title, enacting clause, and intersectional references accordingly.

On motion of Representative Quinn, **House Amendment No. 3** was adopted.

On motion of Representative Liese, **HB 1350, as amended**, was ordered perfected and printed.

**HCS HB 1656**, relating to sexual offenses, was taken up by Representative Wright.

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

*House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1656, Pages 1 and 2, Section 556.030-556.060, Lines 7 and 11 on Page 1, and Line 7 on Page 2, by inserting the following after the words “life imprisonment”: **without possibility of parole.”.**

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

Representative Reid offered **House Amendment No. 2.**

*House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 1656 by inserting in the appropriate location the following:

“547.170. In all cases where an appeal or writ of error is prosecuted from a judgment in a criminal cause, except where the defendant is under sentence of death or imprisonment in the penitentiary for life, or a sentence of imprisonment for a violation of sections 195.222, RSMo, 565.021, RSMo, 565.050, RSMo, [or] subsections 1 and 2 of section 566.030, **566.032, 566.040, 566.060, 566.062, 566.070, or 566.100**, RSMo, any court or officer authorized to order a stay of proceedings under the preceding provisions may allow a writ of habeas corpus, to bring up the defendant, and may thereupon let him to bail upon a recognizance, with sufficient sureties, to be approved by such court or judge.”; and

Further amend the title, enacting clause and intersectional references accordingly.

On motion of Representative Reid, **House Amendment No. 2** was adopted.

Representative Burton offered **House Amendment No. 3.**

Representative Britt resumed the Chair.

**House Amendment No. 3** was withdrawn.

Representative Burton offered **House Amendment No. 3.**

*House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 1656 by inserting in the appropriate location the following:

“650.057. 1. Except as provided in subsection 3 of this section, no local law enforcement agency may establish or operate a system before January 15, 1992, and unless:

(1) The equipment of the local system is compatible with that of the state system; and  
(2) The local system is equipped to receive and answer inquiries from the Missouri DNA profiling system or FBI databank and transmit data to the Missouri DNA profiling system and FBI databank; and  
(3) The procedure and rules for the collection, analysis, storage, expungement and use of DNA profiling data do not conflict with procedures and rules applicable to the Missouri system and the FBI DNA databank.

2. The Missouri department of public safety shall adopt rules to implement this section.

3. Nothing in subdivisions (1) and (2) of this section shall prohibit a local law enforcement agency from performing DNA profiling analysis in individual cases to assist law enforcement officials and prosecutors in the preparation and use of DNA evidence for presentation in court. Implementation of sections 650.050 to 650.057 shall be subject to future appropriations except for section 650.050.



**4. Nothing in this section shall prohibit a law enforcement agency from obtaining a saliva sample through the use of a sterile cotton swab for the purpose of obtaining a DNA sample for purposes of DNA analysis as part of the agency's normal booking process for individuals arrested for any felony violation, if taken in conjunction with the other procedures followed by the law enforcement agency in processing an individual arrested for a felony violation. This subsection does not authorize the drawing of a blood sample for this purpose unless a search warrant is first obtained.”; and**

Further amend the title, enacting clause and intersectional references accordingly.

On motion of Representative Burton, **House Amendment No. 3** was adopted.

Representative Riback Wilson (25) offered **House Amendment No. 4**.

Speaker Pro Tem Abel resumed the Chair.

Representative Wright raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Behnen offered **House Amendment No. 4**.

*House Amendment No. 4*

AMEND House Committee Substitute for House Bill No. 1656 by inserting in the appropriate location the following:

**“192.978. The department of health and senior services shall, subject to appropriations, provide upon request to any hospital, as defined in section 197.020, RSMo, rape kits and similar collection materials to aid in the identification of rape suspects.”; and**

Further amend the title, enacting clause and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 4** was adopted.

On motion of Representative Wright, **HCS HB 1656, as amended**, was adopted.

On motion of Representative Wright, **HCS HB 1656, as amended**, was ordered perfected and printed.

**HCS HB 1650**, relating to the water pollution control bonds, was placed on the Informal Calendar.

**HB 1627**, relating to building regulations, was taken up by Representative Kreider.

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

*House Amendment No. 1*

AMEND House Bill No. 1627, Page 3, Section 64.180, Line 31, by placing an opening bracket after the “adoption.” and a closing bracket at the end of Line 33.

Representative Ballard moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Ballard	Barnett	Bartelsmeyer	Bartle	Bearden
Behnen	Berkstresser	Black	Boatright	Burton
Byrd	Champion	Cierpiot	Cooper	Crawford
Crowell	Cunningham	Dempsey	Dolan	Enz
Fares	Froelker	Gaskill	Griesheimer	Hanaway
Hartzler	Hegeman	Henderson	Hendrickson	Hohulin
Holand	Hunter	Jetton	Kelly 144	King
Legan	Lograsso	Long	Luetkemeyer	Marble
Marsh	May 149	Mayer	Miller	Moore
Myers	Naeger	Nordwald	Ostmann	Phillips
Portwood	Purgason	Quinn	Rector	Reid
Reinhart	Richardson	Ridgeway	Roark	Robirds
Schwab	Scott	Secrest	Shields	Shoemaker
Surface	Townley	Vogel	Wright	

NOES: 088

Abel	Baker	Barnitz	Barry 100	Berkowitz
Bland	Bonner	Boucher	Bowman	Bray 84
Britt	Brooks	Campbell	Carnahan	Clayton
Copenhaver	Crump	Curls	Daus	Davis
Farnen	Foley	Franklin	Fraser	Gambaro
George	Graham	Gratz	Green 15	Green 73
Hagan-Harrell	Hampton	Harding	Haywood	Hickey
Hilgemann	Hollingsworth	Holt	Hoppe	Hosmer
Johnson 61	Johnson 90	Jolly	Jones	Kelley 47
Kelly 27	Kelly 36	Koller	Lawson	Liese
Lowe	Luetkenhaus	Mays 50	McKenna	Merideth
Monaco	Murphy	O'Connor	O'Toole	Overschmidt
Paone	Ransdall	Relford	Reynolds	Rizzo
Scheve	Seigfreid	Selby	Shelton	Shoemyer
Skaggs	Smith	St. Onge	Thompson	Treadway
Troupe	Van Zandt	Villa	Wagner	Walker
Walton	Ward	Whorton	Williams	Willoughby
Wilson 25	Wilson 42	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 005

Boykins	Burcham	Harlan	Linton	Ross
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VACANCIES: 001

Representative Campbell offered **House Amendment No. 2**.

*House Amendment No. 2*

AMEND House Bill No. 1627, Page 5, Section 64.205, Line 2, by inserting immediately thereafter the following:

“701.359. **1.** A political subdivision which has, on August 28, 1994, adopted the ANSI elevator codes specified in 701.353 and maintains, and continues to maintain at all times, after enactment of sections 701.350 to 701.380, a duly constituted department, bureau, or division for the purposes of enforcing these codes, is exempt from the provisions of 701.353, except insofar as the statute requires state certification of inspection or inspections by certified inspectors. Adoption of any code by a political subdivision or the establishment of any code pursuant to sections 701.350 to 701.380 does not preempt common law or statutory liability.

**2. The board may grant variances from the rules and regulations promulgated pursuant to sections 701.350 to 701.380 for all equipment regulated by such sections that is located in any political subdivision that has already granted a variance for such equipment.**

701.363. Each privately owned or operated installation and each installation owned or operated by the state of Missouri or any political subdivision of the state shall have a state certificate of inspection and meet the safety code promulgated pursuant to sections 701.350 to 701.380; **provided, however, that any device that is maintained and operated by any establishment categorized and described by Standard Industrial Classification (SIC) 2048 in Industry Group 204 of Major Group 20 of Division D or SIC 5153 in Industry Group 515 or SIC 5191 in Industry Group 519 of Major Group 51 of Division F of the Occupational Safety & Health Administration’s SIC Manual, if the device is used in the manufacture or distribution of the establishment’s products, shall be exempt from the provisions of sections 701.350 to 701.380.**

**701.370. The board shall promulgate rules and regulations prohibiting any inspecting company, or any agent or employee of the inspecting company, from providing any maintenance or repair of any elevator the inspecting company inspects.**

701.377. As otherwise provided by sections 701.350 to 701.380, the board shall set fees for inspection, permits, licenses, certificates, and plan review required by the provisions of sections 701.350 to 701.380. Fees shall be determined by the board to provide sufficient funds for the operation of the board, except that no fee for the certificate shall exceed twenty-five dollars. The board may alter the fee schedule once each year. Any funds collected pursuant to sections 701.350 to 701.380 shall be deposited in the "Elevator Safety Fund" which is hereby created. Moneys shall be appropriated from the fund for the expense of the board. Any unexpended funds in the elevator safety fund at the close of the biennium shall revert to the general revenue as required by section 33.080, RSMo. A municipality or other political subdivision enforcing the provisions of sections 701.350 to 701.380 under the provisions of subsection 2 of section 701.365 and which performs the plan review, permitting, inspections, and certifications as required, the fee for that inspection shall be paid directly to the municipality or political subdivision and shall not be preempted by sections 701.350 to 701.380, except that any fee established by the board for the issuance of appropriate state certificates shall be paid to the board.”; and

Further amend said bill by amending title, enacting clause and intersectional references accordingly.

Representative Green (73) raised a point of order that **House Amendment No. 2** is not germane to the bill.

The Chair ruled the point of order not well taken.

Representative Campbell moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Portwood offered **House Amendment No. 3**.

Representative Kreider raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

Representative Monaco raised an additional point of order that **House Amendment No. 3** is not germane to the bill.

The Chair ruled the points of order well taken.

On motion of Representative Kreider, **HB 1627** was ordered perfected and printed.

Representative Monaco assumed the Chair.

**HCS HB 1886**, relating to municipal economic authorities, was taken up by Representative Rizzo.

On motion of Representative Rizzo, **HCS HB 1886** was adopted.

On motion of Representative Rizzo, **HCS HB 1886** was ordered perfected and printed.

#### **PERFECTION OF HOUSE BILL - INFORMAL**

**HCS HB 1650**, relating to water pollution control bonds, was taken up by Representative Hoppe.

Representative Hoppe offered **HS HCS HB 1650**.

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

#### *House Amendment No. 1*

AMEND House Substitute for House Committee Substitute for House Bill No. 1650, Page 10, Section 393.705, Line 3 of said page, by inserting immediately after all of said line the following:

“610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public within seventy-two hours after execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when

personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body must be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

- (4) The state militia or national guard or any part thereof;
- (5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;
- (6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;
- (7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;
- (8) Welfare cases of identifiable individuals;
- (9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;
- (10) Software codes for electronic data processing and documentation thereof;
- (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;
- (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;
- (13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such;
- (14) Records which are protected from disclosure by law;
- (15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;
- (16) Records relating to municipal hot lines established for the reporting of abuse and wrongdoing;
- (17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; [and]
- (18) In preparation for and implementation of electric restructuring, a municipal electric utility may close that portion of its financial records and business plans which contains information regarding the name of the suppliers of services to said utility and the cost of such services, and the records and business plans concerning the municipal electric utility's future marketing and service expansion areas. However, this exception shall not be construed to limit access to other records of a municipal electric utility, including but not limited to the names and addresses of its business and residential customers, its financial reports, including but not limited to its budget, annual reports and other financial statements prepared in the course of business, and other records maintained in the course of doing business as a municipal electric utility. This exception shall become null and void if the state of Missouri fails to implement by December 31, 2001, electric restructuring through the adoption of statutes permitting the same in this state; **and**
- (19) Portions of documents detailing plans or proposals for protection from and response to domestic terrorism, as defined in 18 U.S.C. section 2331, including the protection of critical physical structures and evacuation plans from those structures, protection and response plans relating to the potential contamination of reservoirs, water supplies, or sewers, and protection and response plans relating to the damaging of electric and gas utilities, except that information related to the costs budgeted and expended to protect such structures, water supplies, sewers, or utilities shall not be a closed record under this exception.”; and**

Further amend said bill in the title, enacting clause, and intersectional references accordingly.

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

Representative Shoemyer (9) offered **House Amendment No. 2.**

*House Amendment No. 2*

AMEND House Substitute for House Committee Substitute for House Bill No. 1650 by placing the following in the appropriate location:

"640.620. In any case, the grant shall not be in excess of one thousand four hundred dollars per connection, or, in the case of a source water protection project, for more than twenty percent of the cost per acre for conservation reserve, and[, except as otherwise provided in this section,] no district or system may receive more than one grant for [any purpose] **a construction project and one grant for a source water protection project** in any two-year period. [Grantees who received or who are receiving funds under the 1993-1994 special allocation for flood-impacted communities are not subject to the prohibition against receiving more than one grant during any two-year period for a period ending two years after the final grant allocation for flood-impacted communities is received by that grantee.]

Section B. Because of the need to provide adequate sewer systems within local political subdivisions, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shoemyer (9), **House Amendment No. 2** was adopted.

Representative Lawson offered **House Amendment No. 3.**

**House Amendment No. 3** was withdrawn.

Representative Dolan offered **House Amendment No. 3.**

Representative Foley raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

Representative Monaco requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Kelly (144) offered **House Amendment No. 3.**

*House Amendment No. 3*

AMEND House Substitute for House Committee Substitute for House Bill No. 1650 by inserting in the appropriate location the following:

"644.016. When used in sections 644.006 to 644.141 and in standards, rules and regulations promulgated pursuant to sections 644.006 to 644.141, the following words and phrases mean:

(1) **"Aquaculture", a facility which uses water for the controlled propagation, growth and harvest of aquatic organisms;**

[(1)] (2) "Commission", the clean water commission of the state of Missouri created in section 644.021;

[(2)] (3) "Conference, conciliation and persuasion", a process of verbal or written communications consisting of meetings, reports, correspondence or telephone conferences between authorized representatives of the department

and the alleged violator. The process shall, at a minimum, consist of one offer to meet with the alleged violator tendered by the department. During any such meeting, the department and the alleged violator shall negotiate in good faith to eliminate the alleged violation and shall attempt to agree upon a plan to achieve compliance;

[(3)] (4) "Department", the department of natural resources;

[(4)] (5) "Director", the director of the department of natural resources;

[(5)] (6) "Discharge", the causing or permitting of one or more water contaminants to enter the waters of the state;

[(6)] (7) "Effluent control regulations", limitations on the discharge of water contaminants;

[(7)] (8) "General permit", a permit written with a standard group of conditions and with applicability intended for a designated category of water contaminant sources that have the same or similar operations, discharges and geographical locations, and that require the same or similar monitoring, and that would be more appropriately controlled pursuant to a general permit rather than pursuant to a site-specific permit;

[(8)] (9) "Human sewage", human excreta and wastewater, including bath and toilet waste, residential laundry waste, residential kitchen waste, and other similar waste from household or establishment appurtenances;

[(9)] (10) "Income" includes retirement benefits, consultant fees, and stock dividends;

[(10)] (11) "Minor violation", a violation which possesses a small potential to harm the environment or human health or cause pollution, was not knowingly committed, and is not defined by the United States Environmental Protection Agency as other than minor;

[(11)] (12) "Permit by rule", a permit granted by rule, not by a paper certificate, and conditioned by the permit holder's compliance with commission rules;

[(12)] (13) "Permit holders or applicants for a permit" shall not include officials or employees who work full time for any department or agency of the state of Missouri;

[(13)] (14) "Person", any individual, partnership, copartnership, firm, company, public or private corporation, association, joint stock company, trust, estate, political subdivision, or any agency, board, department, or bureau of the state or federal government, or any other legal entity whatever which is recognized by law as the subject of rights and duties;

[(14)] (15) "Point source", any discernible, confined and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, or vessel or other floating craft, from which pollutants are or may be discharged;

[(15)] (16) "Pollution", such contamination or other alteration of the physical, chemical or biological properties of any waters of the state, including change in temperature, taste, color, turbidity, or odor of the waters, or such discharge of any liquid, gaseous, solid, radioactive, or other substance into any waters of the state as will or is reasonably certain to create a nuisance or render such waters harmful, detrimental or injurious to public health, safety or welfare, or to domestic, industrial, agricultural, recreational, or other legitimate beneficial uses, or to wild animals, birds, fish or other aquatic life;

[(16)] (17) "Pretreatment regulations", limitations on the introduction of pollutants or water contaminants into publicly owned treatment works or facilities which the commission determines are not susceptible to treatment by such works or facilities or which would interfere with their operation, except that wastes as determined compatible for treatment pursuant to any federal water pollution control act or guidelines shall be limited or treated pursuant to this chapter only as required by such act or guidelines;

[(17)] (18) "Residential housing development", any land which is divided or proposed to be divided into three or more lots, whether contiguous or not, for the purpose of sale or lease as part of a common promotional plan for residential housing;

[(18)] (19) "Sewer system", pipelines or conduits, pumping stations, and force mains, and all other structures, devices, appurtenances and facilities used for collecting or conducting wastes to an ultimate point for treatment or handling;

[(19)] (20) "Significant portion of his or her income" shall mean ten percent of gross personal income for a calendar year, except that it shall mean fifty percent of gross personal income for a calendar year if the recipient is over sixty years of age, and is receiving such portion pursuant to retirement, pension, or similar arrangement;

[(20)] (21) "Site-specific permit", a permit written for discharges emitted from a single water contaminant source and containing specific conditions, monitoring requirements and effluent limits to control such discharges;

[(21)] (22) "Treatment facilities", any method, process, or equipment which removes, reduces, or renders less obnoxious water contaminants released from any source;

[(22)] (23) "Water contaminant", any particulate matter or solid matter or liquid or any gas or vapor or any

combination thereof, or any temperature change which is in or enters any waters of the state either directly or indirectly by surface runoff, by sewer, by subsurface seepage or otherwise, which causes or would cause pollution upon entering waters of the state, or which violates or exceeds any of the standards, regulations or limitations set forth in sections 644.006 to 644.141 or any federal water pollution control act, or is included in the definition of pollutant in such federal act;

[(23)] **(24)** "Water contaminant source", the point or points of discharge from a single tract of property on which is located any installation, operation or condition which includes any point source defined in sections 644.006 to 644.141 and nonpoint source pursuant to any federal water pollution control act, which causes or permits a water contaminant therefrom to enter waters of the state either directly or indirectly;

[(24)] **(25)** "Water quality standards", specified concentrations and durations of water contaminants which reflect the relationship of the intensity and composition of water contaminants to potential undesirable effects;

[(25)] **(26)** "Waters of the state", all rivers, streams, lakes and other bodies of surface and subsurface water lying within or forming a part of the boundaries of the state which are not entirely confined and located completely upon lands owned, leased or otherwise controlled by a single person or by two or more persons jointly or as tenants in common and includes waters of the United States lying within the state.

644.051. 1. It is unlawful for any person:

(1) To cause pollution of any waters of the state or to place or cause or permit to be placed any water contaminant in a location where it is reasonably certain to cause pollution of any waters of the state;

(2) To discharge any water contaminants into any waters of the state which reduce the quality of such waters below the water quality standards established by the commission;

(3) To violate any pretreatment and toxic material control regulations, or to discharge any water contaminants into any waters of the state which exceed effluent regulations or permit provisions as established by the commission or required by any federal water pollution control act;

(4) To discharge any radiological, chemical, or biological warfare agent or high-level radioactive waste into the waters of the state.

2. It shall be unlawful for any person to build, erect, alter, replace, operate, use or maintain any water contaminant or point source in this state that is subject to standards, rules or regulations promulgated pursuant to the provisions of sections 644.006 to 644.141 unless such person holds a permit from the commission, subject to such exceptions as the commission may prescribe by rule or regulation. However, no permit shall be required of any person for any emission into publicly owned treatment facilities or into publicly owned sewer systems tributary to publicly owned treatment works.

3. Every proposed water contaminant or point source which, when constructed or installed or established, will be subject to any federal water pollution control act or sections 644.006 to 644.141 or regulations promulgated pursuant to the provisions of such act shall make application to the director for a permit at least thirty days prior to the initiation of construction or installation or establishment. Every water contaminant or point source in existence when regulations or sections 644.006 to 644.141 become effective shall make application to the director for a permit within sixty days after the regulations or sections 644.006 to 644.141 become effective, whichever shall be earlier. The director shall promptly investigate each application, which investigation shall include such hearings and notice, and consideration of such comments and recommendations as required by sections 644.006 to 644.141 and any federal water pollution control act. If the director determines that the source meets or will meet the requirements of sections 644.006 to 644.141 and the regulations promulgated pursuant thereto, the director shall issue a permit with such conditions as he or she deems necessary to ensure that the source will meet the requirements of sections 644.006 to 644.141 and any federal water pollution control act as it applies to sources in this state. If the director determines that the source does not meet or will not meet the requirements of either act and the regulations pursuant thereto, the director shall deny the permit pursuant to the applicable act and issue any notices required by sections 644.006 to 644.141 and any federal water pollution control act.

4. Before issuing a permit to build or enlarge a water contaminant or point source or reissuing any permit, the director shall issue such notices, conduct such hearings, and consider such factors, comments and recommendations as required by sections 644.006 to 644.141 or any federal water pollution control act. The director shall determine if any state or any provisions of any federal water pollution control act the state is required to enforce, any state or federal effluent limitations or regulations, water quality-related effluent limitations, national standards of performance, toxic and pretreatment standards, or water quality standards which apply to the source, or any such standards in the vicinity of the source, are being exceeded, and shall determine the impact on such water quality standards from the source. The director, in order to effectuate the purposes of sections 644.006 to 644.141, shall deny a permit if the source will violate



any such acts, regulations, limitations or standards or will appreciably affect the water quality standards or the water quality standards are being substantially exceeded, unless the permit is issued with such conditions as to make the source comply with such requirements within an acceptable time schedule. **Prior to the development or renewal of a general permit or permit by rule, for aquaculture, the director shall convene a meeting or meetings of permit holders, applicants and public to evaluate the pollution impacts of permits and to discuss any terms and conditions that may be necessary to protect waters of the state. Following the discussions, the director shall finalize a draft permit that considers the comments of the meeting participants and post the draft permit on notice for public comment. The director shall concurrently post with the draft permit an explanation of the draft permit and shall identify types of facilities which are subject to the permit conditions. Concerned, affected public or applicants for new general permits, renewed general permits or permits by rule may request a hearing with respect to the new requirements in accordance with this section. If a request for a hearing is received, the commission shall hold a hearing to receive comments on issues of significant technical merit and concerns related to the responsibilities of the Missouri clean water law. The commission shall conduct such hearings in accordance with this section. After consideration of such comments, a final action on the permit shall be rendered. The time between the date of the hearing request and the hearing itself shall not be counted as time elapsed pursuant to subdivision (1) of subsection 13 of this section.**

5. The director shall grant or deny the permit within sixty days after all requirements of the Federal Water Pollution Control Act concerning issuance of permits have been satisfied unless the application does not require any permit pursuant to any federal water pollution control act. The director or the commission may require the applicant to provide and maintain such facilities or to conduct such tests and monitor effluents as necessary to determine the nature, extent, quantity or degree of water contaminant discharged or released from the source, establish and maintain records and make reports regarding such determination.

6. The director shall promptly notify the applicant in writing of his or her action and if the permit is denied state the reasons therefor. The applicant may appeal to the commission from the denial of a permit or from any condition in any permit by filing notice of appeal with the commission within thirty days of the notice of denial or issuance of the permit. The commission shall set the matter for hearing not less than thirty days after the notice of appeal is filed. In no event shall a permit constitute permission to violate the law or any standard, rule or regulation promulgated pursuant thereto.

7. In any hearing held pursuant to this section the burden of proof is on the applicant for a permit. Any decision of the commission made pursuant to a hearing held pursuant to this section is subject to judicial review as provided in section 644.071.

8. In any event, no permit issued pursuant to this section shall be issued if properly objected to by the federal government or any agency authorized to object pursuant to any federal water pollution control act unless the application does not require any permit pursuant to any federal water pollution control act.

**9. Unless a site-specific permit is requested by the applicant, aquaculture facilities shall be governed by a general permit issued pursuant to this section with a fee not to exceed two hundred fifty dollars pursuant to subdivision (5) of subsection 6 of section 644.052. However, any aquaculture facility which materially violates the conditions and requirements of such permit may be required to obtain a site-specific permit.**

[9.] 10. No manufacturing or processing plant or operating location shall be required to pay more than one operating fee. Operating permits shall be issued for a period not to exceed five years after date of issuance, except that general permits shall be issued for a five-year period, and also except that neither a construction nor an annual permit shall be required for a single residence's waste treatment facilities. Applications for renewal of an operating permit shall be filed at least one hundred eighty days prior to the expiration of the existing permit.

[10.] 11. Every permit issued to municipal or any publicly owned treatment works or facility shall require the permittee to provide the clean water commission with adequate notice of any substantial new introductions of water contaminants or pollutants into such works or facility from any source for which such notice is required by sections 644.006 to 644.141 or any federal water pollution control act. Such permit shall also require the permittee to notify the clean water commission of any substantial change in volume or character of water contaminants or pollutants being introduced into its treatment works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility and the anticipated impact of such introduction on the quality or quantity of effluent to be released from such works or facility into waters of the state.

[11.] **12.** The director or the commission may require the filing or posting of a bond as a condition for the issuance of permits for construction of temporary or future water treatment facilities in an amount determined by the commission to be sufficient to ensure compliance with all provisions of sections 644.006 to 644.141, and any rules or regulations of the commission and any condition as to such construction in the permit. The bond shall be signed by the applicant as principal, and by a corporate surety licensed to do business in the state of Missouri and approved by the commission. The bond shall remain in effect until the terms and conditions of the permit are met and the provisions of sections 644.006 to 644.141 and rules and regulations promulgated pursuant thereto are complied with.

[12.] **13.** (1) The department shall issue or deny applications for construction and site-specific operating permits received after January 1, 2001, within one hundred eighty days of the department's receipt of an application. For general construction and operating permit applications received after January 1, 2001, that do not require a public participation process, the department shall issue or deny the requested permits within sixty days of the department's receipt of an application.

(2) If the department fails to issue or deny with good cause a construction or operating permit application within the time frames established in subdivision (1) of this subsection, the department shall refund the full amount of the initial application fee within forty-five days of failure to meet the established time frame. If the department fails to refund the application fee within forty-five days, the refund amount shall accrue interest at a rate established pursuant to section 32.065, RSMo.

(3) Permit fee disputes may be appealed to the commission within thirty days of the date established in subdivision (2) of this subsection. If the applicant prevails in a permit fee dispute appealed to the commission, the commission may order the director to refund the applicant's permit fee plus interest and reasonable attorney's fees as provided in sections 536.085 and 536.087, RSMo. A refund of the initial application or annual fee does not waive the applicant's responsibility to pay any annual fees due each year following issuance of a permit.

(4) No later than December 31, 2001, the commission shall promulgate regulations defining shorter review time periods than the time frames established in subdivision (1) of this subsection, when appropriate, for different classes of construction and operating permits. In no case shall commission regulations adopt permit review times that exceed the time frames established in subdivision (1) of this subsection. The department's failure to comply with the commission's permit review time periods shall result in a refund of said permit fees as set forth in subdivision (2) of this subsection. On a semiannual basis, the department shall submit to the commission a report which describes the different classes of permits and reports on the number of days it took the department to issue each permit from the date of receipt of the application and show averages for each different class of permits.

(5) During the department's technical review of the application, the department may request the applicant submit supplemental or additional information necessary for adequate permit review. The department's technical review letter shall contain a sufficient description of the type of additional information needed to comply with the application requirements.

(6) Nothing in this subsection shall be interpreted to mean that inaction on a permit application shall be grounds to violate any provisions of sections 644.006 to 644.141 or any rules promulgated pursuant to sections 644.006 to 644.141.

[13.] **14.** The department shall respond to all requests for individual certification under Section 401 of the Federal Clean Water Act within the lesser of sixty days or the allowed response period established pursuant to applicable federal regulations without request for an extension period unless such extension is determined by the commission to be necessary to evaluate significant impacts on water quality standards and the commission establishes a timetable for completion of such evaluation in a period of no more than one hundred eighty days.

[14.] **15.** All permit fees generated pursuant to this chapter shall not be used for the development or expansion of total maximum daily loads studies on either the Missouri or Mississippi rivers.

644.052. 1. Persons with operating permits or permits by rule issued pursuant to this chapter shall pay fees pursuant to subsections 2 to 8 and 12 to 13 of this section. Persons with a sewer service connection to public sewer systems owned or operated by a city, public sewer district, public water district or other publicly owned treatment works shall pay a permit fee pursuant to subsections 10 and 11 of this section.

2. A privately owned treatment works or an industry which treats only human sewage shall annually pay a fee based upon the design flow of the facility as follows:

- (1) One hundred dollars if the design flow is less than five thousand gallons per day;
- (2) One hundred fifty dollars if the design flow is equal to or greater than five thousand gallons per day but less than six thousand gallons per day;
- (3) One hundred seventy-five dollars if the design flow is equal to or greater than six thousand gallons per day

but less than seven thousand gallons per day;

(4) Two hundred dollars if the design flow is equal to or greater than seven thousand gallons per day but less than eight thousand gallons per day;

(5) Two hundred twenty-five dollars if the design flow is equal to or greater than eight thousand gallons per day but less than nine thousand gallons per day;

(6) Two hundred fifty dollars if the design flow is equal to or greater than nine thousand gallons per day but less than ten thousand gallons per day;

(7) Three hundred seventy-five dollars if the design flow is equal to or greater than ten thousand gallons per day but less than eleven thousand gallons per day;

(8) Four hundred dollars if the design flow is equal to or greater than eleven thousand gallons per day but less than twelve thousand gallons per day;

(9) Four hundred fifty dollars if the design flow is equal to or greater than twelve thousand gallons per day but less than thirteen thousand gallons per day;

(10) Five hundred dollars if the design flow is equal to or greater than thirteen thousand gallons per day but less than fourteen thousand gallons per day;

(11) Five hundred fifty dollars if the design flow is equal to or greater than fourteen thousand gallons per day but less than fifteen thousand gallons per day;

(12) Six hundred dollars if the design flow is equal to or greater than fifteen thousand gallons per day but less than sixteen thousand gallons per day;

(13) Six hundred fifty dollars if the design flow is equal to or greater than sixteen thousand gallons per day but less than seventeen thousand gallons per day;

(14) Eight hundred dollars if the design flow is equal to or greater than seventeen thousand gallons per day but less than twenty thousand gallons per day;

(15) One thousand dollars if the design flow is equal to or greater than twenty thousand gallons per day but less than twenty-three thousand gallons per day;

(16) Two thousand dollars if the design flow is equal to or greater than twenty-three thousand gallons per day but less than twenty-five thousand gallons per day;

(17) Two thousand five hundred dollars if the design flow is equal to or greater than twenty-five thousand gallons per day but less than thirty thousand gallons per day;

(18) Three thousand dollars if the design flow is equal to or greater than thirty thousand gallons per day but less than one million gallons per day; or

(19) Three thousand five hundred dollars if the design flow is equal to or greater than one million gallons per day.

3. Persons who produce industrial process wastewater which requires treatment and who apply for or possess a site-specific permit shall annually pay:

(1) Five thousand dollars if the industry is a class IA animal feeding operation as defined by the commission; or

(2) For facilities issued operating permits based upon categorical standards pursuant to the Federal Clean Water Act and regulations implementing such act:

(a) Three thousand five hundred dollars if the design flow is less than one million gallons per day; or

(b) Five thousand dollars if the design flow is equal to or greater than one million gallons per day.

4. Persons who apply for or possess a site-specific permit solely for industrial storm water shall pay an annual fee of:

(1) One thousand three hundred fifty dollars if the design flow is less than one million gallons per day; or

(2) Two thousand three hundred fifty dollars if the design flow is equal to or greater than one million gallons per day.

5. Persons who produce industrial process wastewater who are not included in subsection 2 or 3 of this section shall annually pay:

(1) One thousand five hundred dollars if the design flow is less than one million gallons per day; or

(2) Two thousand five hundred dollars if the design flow is equal to or greater than one million gallons per day.

6. Persons who apply for or possess a general permit shall pay:

(1) Three hundred dollars for the discharge of storm water from a land disturbance site;

(2) Fifty dollars annually for the operation of a chemical fertilizer or pesticide facility;

(3) One hundred fifty dollars for the operation of an animal feeding operation or a concentrated animal

feeding operation;

(4) One hundred fifty dollars annually for new permits for the discharge of process water or storm water potentially contaminated by activities not included in subdivisions (1) to (3) of this subsection. Persons paying fees pursuant to this subdivision with existing general permits on August 27, 2000, and persons paying fees pursuant to this subdivision who receive renewed general permits on the same facility after August 27, 2000, shall pay sixty dollars annually;

**(5) Up to two hundred fifty dollars annually for the operation of an aquaculture facility.**

7. Requests for modifications to state operating permits on entities that charge a service connection fee pursuant to subsection 10 of this section shall be accompanied by a two hundred-dollar fee. The department may waive the fee if it is determined that the necessary modification was either initiated by the department or caused by an error made by the department.

8. Requests for state operating permit modifications other than those described in subsection 7 of this section shall be accompanied by a fee equal to twenty-five percent of the annual operating fee assessed for the facility pursuant to this section. The department may waive the fee if it is determined that the necessary modification was either initiated by the department or caused by an error made by the department.

9. Persons requesting water quality certifications in accordance with Section 401 of the Federal Clean Water Act shall pay a fee of seventy-five dollars and shall submit the standard application form for a Section 404 permit as administered by the U.S. Army Corps of Engineers or similar information required for other federal licenses and permits, except that the fee is waived for water quality certifications issued and accepted for activities authorized pursuant to a general permit or nationwide permit by the U.S. Army Corps of Engineers.

10. Persons with a direct or indirect sewer service connection to a public sewer system owned or operated by a city, public sewer district, public water district, or other publicly owned treatment works shall pay an annual fee per water service connection as provided in this subsection. Customers served by multiple water service connections shall pay such fee for each water service connection, except that no single facility served by multiple connections shall pay more than a total of seven hundred dollars per year. The fees provided for in this subsection shall be collected by the agency billing such customer for sewer service and remitted to the department. The fees may be collected in monthly, quarterly or annual increments, and shall be remitted to the department no less frequently than annually. The fees collected shall not exceed the amounts specified in this subsection and, except as provided in subsection 11 of this section, shall be collected at the specified amounts unless adjusted by the commission in rules. The annual fees shall not exceed:

(1) For sewer systems that serve more than thirty-five thousand customers, forty cents per residential customer as defined by the provider of said sewer service until such time as the commission promulgates rules defining the billing procedure;

(2) For sewer systems that serve equal to or less than thirty-five thousand but more than twenty thousand customers, fifty cents per residential customer as defined by the provider of said sewer service until such time as the commission promulgates rules defining the billing procedure;

(3) For sewer systems that serve equal to or less than twenty thousand but more than seven thousand customers, sixty cents per residential customer as defined by the provider of said sewer service until such time as the commission promulgates rules defining the billing procedure;

(4) For sewer systems that serve equal to or less than seven thousand but more than one thousand customers, seventy cents per residential customer as defined by the provider of said sewer service until such time as the commission promulgates rules defining the billing procedure;

(5) For sewer systems that serve equal to or less than one thousand customers, eighty cents per residential customer as defined by the provider of said sewer service until such time as the commission promulgates rules defining the billing procedure;

(6) Three dollars for commercial or industrial customers not served by a public water system as defined in chapter 640, RSMo;

(7) Three dollars per water service connection for all other customers with water service connections of less than or equal to one inch excluding taps for fire suppression and irrigation systems;

(8) Ten dollars per water service connection for all other customers with water service connections of more than one inch but less than or equal to four inches, excluding taps for fire suppression and irrigation systems;

(9) Twenty-five dollars per water service connection for all other customers with water service connections of more than four inches, excluding taps for fire suppression and irrigation systems.

11. Customers served by any district formed pursuant to the provisions of section 30(a) of article VI of the

Missouri Constitution shall pay the fees set forth in subsection 10 of this section according to the following schedule:

(1) From August 28, 2000, through September 30, 2001, customers of any such district shall pay fifty percent of such fees; and

(2) Beginning October 1, 2001, customers of any such districts shall pay one hundred percent of such fees.

12. Persons submitting a notice of intent to operate pursuant to a permit by rule shall pay a filing fee of twenty-five dollars.

13. For any general permit issued to a state agency for highway construction pursuant to subdivision (1) of subsection 6 of this section, a single fee may cover all sites subject to the permit."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Kelly (144), **House Amendment No. 3** was adopted.

On motion of Representative Hoppe, **HS HCS HB 1650, as amended**, was adopted.

On motion of Representative Hoppe, **HS HCS HB 1650, as amended**, was ordered perfected and printed.

### MOTION

Representative Rizzo, having voted on the prevailing side, moved that the vote by which **HCS HB 1886** was ordered perfected and printed, be reconsidered.

Which motion was adopted by the following vote:

AYES: 138

Abel	Barnett	Barnitz	Barry 100	Bartelsmeyer
Bartle	Bearden	Behnen	Berkowitz	Berkstresser
Black	Bland	Boatright	Bonner	Boucher
Bray 84	Britt	Brooks	Byrd	Campbell
Carnahan	Champion	Cierpiot	Clayton	Cooper
Copenhaver	Crowell	Crump	Curls	Daus
Davis	Dempsey	Dolan	Enz	Fares
Farnen	Foley	Franklin	Fraser	Froelker
Gambaro	Gaskill	George	Graham	Gratz
Griesheimer	Hampton	Hanaway	Harding	Hartzler
Haywood	Hegeman	Henderson	Hendrickson	Hilgemann
Hohulin	Hollingsworth	Holt	Hoppe	Hunter
Jetton	Johnson 61	Johnson 90	Jolly	Kelley 47
Kelly 144	Kelly 27	Kelly 36	King	Koller
Lawson	Legan	Liese	Lograsso	Lowe
Luetkemeyer	Luetkenhaus	Marble	Marsh	May 149
Mayer	Mays 50	McKenna	Merideth	Miller
Monaco	Moore	Myers	Naeger	Nordwald
O'Connor	Ostmann	Overschmidt	Paone	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Reid	Reinhart	Relford	Reynolds	Ridgeway
Rizzo	Roark	Robirds	Ross	Scheve
Schwab	Scott	Secrest	Seigfreid	Selby
Shelton	Shields	Shoemyer	Skaggs	Smith

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St. Onge	Surface	Thompson	Townley	Treadway
Van Zandt	Villa	Vogel	Walker	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 001

Murphy

PRESENT: 000

ABSENT WITH LEAVE: 023

Baker	Ballard	Bowman	Boykins	Burcham
Burton	Crawford	Cunningham	Green 15	Green 73
Hagan-Harrell	Harlan	Hickey	Holand	Hosmer
Jones	Linton	Long	O'Toole	Richardson
Shoemaker	Troupe	Wagner		

VACANCIES: 001

Representative Rizzo, having voted on the prevailing side, moved that the vote by which **HCS HB 1886** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 143

Abel	Barnett	Barnitz	Barry 100	Bartelsmeyer
Bartle	Bearden	Behnen	Berkowitz	Berkstresser
Black	Bland	Boatright	Bonner	Boucher
Bowman	Bray 84	Britt	Brooks	Byrd
Campbell	Carnahan	Champion	Cierpiot	Clayton
Cooper	Copenhaver	Crowell	Crump	Cunningham
Curls	Daus	Davis	Dempsey	Dolan
Enz	Fares	Farnen	Foley	Franklin
Fraser	Froelker	Gambaro	Gaskill	George
Graham	Gratz	Griesheimer	Hagan-Harrell	Hampton
Hanaway	Harding	Harlan	Hartzler	Haywood
Hegeman	Henderson	Hendrickson	Hickey	Hilgemann
Hohulin	Hollingsworth	Holt	Hoppe	Hunter
Jetton	Johnson 61	Johnson 90	Jolly	Kelley 47
Kelly 144	Kelly 27	Kelly 36	King	Koller
Lawson	Legan	Liese	Lograsso	Lowe
Luetkemeyer	Luetkenhaus	Marble	Marsh	May 149
Mayer	Mays 50	McKenna	Merideth	Miller
Monaco	Moore	Myers	Naeger	Nordwald
Ostmann	Overschmidt	Paone	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	Surface	Thompson	Townley	Treadway
Van Zandt	Villa	Vogel	Walker	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 002

Murphy O'Connor

PRESENT: 000

ABSENT WITH LEAVE: 017

Baker	Ballard	Boykins	Burcham	Burton
Crawford	Green 15	Green 73	Holand	Hosmer
Jones	Linton	Long	O'Toole	Richardson
Troupe	Wagner			

VACANCIES: 001

**HCS HB 1886**, relating to municipal economic authorities, was again taken up by Representative Rizzo.

**HCS HB 1886** was laid over.

On motion of Representative Graham, the House recessed until 8:00 p.m.

### EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Kreider.

### THIRD READING OF SENATE BILLS - CONSENT

**HCS SCS SB 645**, relating to correctional facilities, was taken up by Representative Relford.

On motion of Representative Relford, **HCS SCS SB 645** was adopted.

On motion of Representative Relford, **HCS SCS SB 645** was read the third time and passed by the following vote:

AYES: 142

Abel	Barnett	Barnitz	Barry 100	Bartelsmeyer
Bearden	Behnen	Berkowitz	Berkstresser	Black
Bland	Boatright	Bonner	Boucher	Bowman
Boykins	Bray 84	Britt	Brooks	Burton
Byrd	Campbell	Carnahan	Champion	Cierpiot
Clayton	Cooper	Copenhaver	Crawford	Crump
Cunningham	Curls	Daus	Davis	Dempsey
Enz	Fares	Farnen	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
Hunter	Johnson 61	Johnson 90	Jolly	Jones
Kelley 47	Kelly 144	Kelly 27	Kelly 36	King

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Koller	Lawson	Legan	Liese	Lograsso
Lowe	Luetkemeyer	Luetkenhaus	Marble	Marsh
May 149	Mayer	Mays 50	McKenna	Merideth
Miller	Monaco	Moore	Myers	Naeger
Nordwald	O'Connor	O'Toole	Ostmann	Overschmidt
Paone	Phillips	Quinn	Ransdall	Rector
Reinhart	Relford	Reynolds	Richardson	Ridgeway
Rizzo	Robirds	Ross	Scheve	Schwab
Scott	Seigfreid	Selby	Shelton	Shields
Shoemaker	Shoemyer	Skaggs	Smith	St. Onge
Surface	Thompson	Townley	Treadway	Van Zandt
Villa	Vogel	Wagner	Walker	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wright	Mr. Speaker			

NOES: 008

Bartle	Crowell	Dolan	Hendrickson	Jetton
Portwood	Reid	Roark		

PRESENT: 000

ABSENT WITH LEAVE: 012

Baker	Ballard	Burcham	Foley	Hohulin
Linton	Long	Murphy	Purgason	Secrest
Troupe	Wilson 42			

VACANCIES: 001

Speaker Kreider declared the bill passed.

**HCS SCS SB 776**, relating to higher education savings program, was taken up by Representative Harlan.

On motion of Representative Harlan, **HCS SCS SB 776** was adopted.

On motion of Representative Harlan, **HCS SCS SB 776** was read the third time and passed by the following vote:

AYES: 120

Abel	Baker	Barnett	Barnitz	Barry 100
Berkowitz	Berkstresser	Bland	Bonner	Boucher
Bowman	Boykins	Bray 84	Britt	Brooks
Campbell	Carnahan	Champion	Clayton	Copenhaver
Crawford	Crump	Cunningham	Curls	Daus
Davis	Dolan	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	Hickey
Hilgemann	Holand	Hollingsworth	Holt	Hoppe
Hosmer	Johnson 61	Johnson 90	Jolly	Jones
Kelley 47	Kelly 27	Kelly 36	King	Koller
Lawson	Legan	Liese	Lowe	Luetkenhaus



Marsh	May 149	Mays 50	McKenna	Merideth
Miller	Monaco	Naeger	Nordwald	O'Connor
O'Toole	Ostmann	Overschmidt	Paone	Portwood
Quinn	Ransdall	Reid	Reinhart	Relford
Reynolds	Richardson	Rizzo	Robirds	Ross
Scheve	Secrest	Seigfreid	Selby	Shelton
Shields	Shoemaker	Shoemyer	Skaggs	Smith
Thompson	Treadway	Van Zandt	Villa	Vogel
Wagner	Walker	Walton	Ward	Whorton
Williams	Willoughby	Wilson 25	Wilson 42	Mr. Speaker

NOES: 034

Bartelsmeyer	Bearden	Behnen	Black	Boatright
Burton	Byrd	Cierpiot	Cooper	Crowell
Dempsey	Enz	Henderson	Hendrickson	Hohulin
Hunter	Jetton	Kelly 144	Luetkemeyer	Marble
Mayer	Moore	Myers	Phillips	Purgason
Rector	Ridgeway	Roark	Schwab	Scott
St. Onge	Surface	Townley	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 008

Ballard	Bartle	Burcham	Linton	Lograsso
Long	Murphy	Troupe		

VACANCIES: 001

Speaker Kreider declared the bill passed.

Speaker Pro Tem Abel resumed the Chair.

**HCS SCS SB 1113**, relating to coroner's inquest, was taken up by Representative Farnen.

On motion of Representative Farnen, **HCS SCS SB 1113** was adopted.

On motion of Representative Farnen, **HCS SCS SB 1113** was read the third time and passed by the following vote:

AYES: 141

Abel	Baker	Barnett	Barnitz	Barry 100
Bartelsmeyer	Bearden	Behnen	Berkowitz	Berkstresser
Black	Bland	Boatright	Bonner	Boucher
Bowman	Boykins	Bray 84	Britt	Brooks
Burton	Campbell	Carnahan	Champion	Clayton
Cooper	Copenhaver	Crawford	Crump	Curls
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	Hickey	Hilgemann

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Hollingsworth	Holt	Hunter	Jetton	Johnson 61
Johnson 90	Jolly	Jones	Kelley 47	Kelly 144
Kelly 36	King	Koller	Lawson	Legan
Liese	Lowe	Luetkemeyer	Luetkenhaus	Marble
Marsh	May 149	Mays 50	McKenna	Merideth
Miller	Monaco	Moore	Myers	Naeger
Nordwald	O'Connor	O'Toole	Ostmann	Overschmidt
Paone	Phillips	Portwood	Purgason	Quinn
Ransdall	Rector	Reid	Reinhart	Relford
Reynolds	Richardson	Rizzo	Robirds	Ross
Scheve	Schwab	Scott	Secrest	Seigfreid
Selby	Shelton	Shields	Shoemaker	Shoemyer
Skaggs	Smith	St. Onge	Surface	Thompson
Townley	Treadway	Van Zandt	Villa	Vogel
Wagner	Walker	Walton	Ward	Whorton
Williams	Willoughby	Wilson 25	Wilson 42	Wright
Mr. Speaker				

NOES: 013

Ballard	Bartle	Byrd	Cierpiot	Crowell
Cunningham	Hohulin	Hoppe	Hosmer	Lograsso
Mayer	Ridgeway	Roark		

PRESENT: 000

ABSENT WITH LEAVE: 008

Burcham	Green 73	Holand	Kelly 27	Linton
Long	Murphy	Troupe		

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

**HCS SB 1012**, relating to energy efficiency projects, was taken up by Representative Lawson.

On motion of Representative Lawson, **HCS SB 1012** was adopted.

On motion of Representative Lawson, **HCS SB 1012** 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	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	Hartzler	Haywood

Hegeman	Henderson	Hendrickson	Hickey	Hilgemann
Hohulin	Hollingsworth	Holt	Hoppe	Hosmer
Hunter	Jetton	Johnson 61	Johnson 90	Jolly
Jones	Kelley 47	Kelly 144	Kelly 27	Kelly 36
King	Koller	Lawson	Legan	Liese
Lograsso	Lowe	Luetkemeyer	Luetkenhaus	Marble
Marsh	May 149	Mayer	Mays 50	McKenna
Merideth	Miller	Monaco	Moore	Myers
Naeger	Nordwald	O'Connor	O'Toole	Ostmann
Overschmidt	Paone	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	Skaggs	Smith
St. Onge	Surface	Thompson	Townley	Treadway
Villa	Vogel	Wagner	Walker	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Burcham	Green 73	Harlan	Holand	Linton
Long	Murphy	Troupe	Van Zandt	

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

**HCS SB 795**, relating to boiler and pressure vessels safety fund, was taken up by Representative Treadway.

On motion of Representative Treadway, **HCS SB 795** was adopted.

On motion of Representative Treadway, **HCS SB 795** was read the third time and passed by the following vote:

AYES: 099

Abel	Barry 100	Bearden	Berkowitz	Berkstresser
Black	Bland	Bonner	Boucher	Bowman
Boykins	Bray 84	Britt	Brooks	Burton
Campbell	Carnahan	Clayton	Copenhaver	Crawford
Cunningham	Curls	Daus	Davis	Dempsey
Dolan	Enz	Fares	Farnen	Foley
Franklin	Fraser	Gambaro	George	Graham
Gratz	Green 15	Hagan-Harrell	Hampton	Hanaway
Harding	Hartzler	Haywood	Hickey	Hilgemann
Hollingsworth	Holt	Hoppe	Hosmer	Johnson 61
Johnson 90	Jolly	Jones	Kelly 27	Kelly 36
Koller	Lawson	Liese	Lowe	Luetkenhaus
Marsh	Mays 50	McKenna	Merideth	Monaco

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Nordwald	O'Connor	O'Toole	Ostmann	Overschmidt
Paone	Ransdall	Reid	Reinhart	Relford
Reynolds	Rizzo	Robirds	Scheve	Seigfreid
Selby	Shelton	Shields	Shoemyer	Skaggs
Smith	Surface	Thompson	Treadway	Villa
Wagner	Walker	Walton	Whorton	Williams
Willoughby	Wilson 25	Wilson 42	Mr. Speaker	

NOES: 051

Ballard	Barnett	Barnitz	Bartelsmeyer	Bartle
Behnen	Boatright	Byrd	Champion	Cierpiot
Cooper	Crowell	Froelker	Gaskill	Griesheimer
Hegeman	Henderson	Hendrickson	Hohulin	Hunter
Jetton	Kelley 47	Kelly 144	King	Legan
Lograsso	Luetkemeyer	Marble	May 149	Mayer
Miller	Moore	Myers	Naeger	Phillips
Portwood	Purgason	Quinn	Rector	Richardson
Ridgeway	Roark	Ross	Schwab	Scott
Secrest	Shoemaker	St. Onge	Townley	Vogel
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 012

Baker	Burcham	Crump	Green 73	Harlan
Holand	Linton	Long	Murphy	Troupe
Van Zandt	Ward			

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

**HCS SCS SBs 1086 & 1126**, relating to nuisance abatement, was taken up by Representative Hoppe.

On motion of Representative Hoppe, **HCS SCS SBs 1086 & 1126** was adopted.

On motion of Representative Hoppe, **HCS SCS SBs 1086 & 1126** was read the third time and passed by the following vote:

AYES: 094

Abel	Baker	Barnitz	Barry 100	Bearden
Berkowitz	Berkstresser	Bland	Bonner	Boucher
Bray 84	Britt	Burton	Campbell	Carnahan
Champion	Cierpiot	Clayton	Copenhaver	Crump
Davis	Dolan	Fares	Farnen	Foley
Franklin	Fraser	Froelker	Gambara	George
Graham	Gratz	Green 15	Griesheimer	Hagan-Harrell
Hampton	Harding	Harlan	Hartzler	Haywood
Hickey	Hilgemann	Hollingsworth	Holt	Hoppe
Hosmer	Hunter	Johnson 90	Jolly	Jones
Kelly 27	Kelly 36	Koller	Lawson	Liese
Lograsso	Lowe	Luetkenhaus	Marble	Marsh

Mays 50	McKenna	Monaco	Myers	Nordwald
O'Connor	O'Toole	Ostmann	Overschmidt	Paone
Ransdall	Reid	Reinhart	Relford	Robirds
Ross	Scheve	Seigfreid	Selby	Shelton
Shields	Shoemyer	Skaggs	Smith	Surface
Treadway	Villa	Wagner	Walton	Williams
Willoughby	Wilson 25	Wilson 42	Mr. Speaker	

NOES: 060

Ballard	Barnett	Bartelsmeyer	Bartle	Behnen
Black	Boatright	Bowman	Boykins	Brooks
Byrd	Cooper	Crawford	Crowell	Cunningham
Curls	Daus	Dempsey	Enz	Gaskill
Hanaway	Hegeman	Henderson	Hendrickson	Hohulin
Jetton	Johnson 61	Kelley 47	Kelly 144	King
Legan	Luetkemeyer	May 149	Mayer	Merideth
Miller	Moore	Naeger	Phillips	Portwood
Purgason	Quinn	Rector	Reynolds	Richardson
Ridgeway	Rizzo	Roark	Schwab	Scott
Secrest	Shoemaker	St. Onge	Thompson	Townley
Vogel	Walker	Ward	Whorton	Wright

PRESENT: 000

ABSENT WITH LEAVE: 008

Burcham	Green 73	Holand	Linton	Long
Murphy	Troupe	Van Zandt		

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

**HCS SB 786**, relating to design-build contracts, was taken up by Representative Campbell.

On motion of Representative Campbell, **HCS SB 786** was adopted.

On motion of Representative Campbell, **HCS SB 786** was read the third time and passed by the following vote:

AYES: 138

Abel	Ballard	Barnett	Barnitz	Barry 100
Bartelsmeyer	Bartle	Bearden	Behnen	Berkowitz
Berkstresser	Black	Bland	Boatright	Bonner
Boucher	Bowman	Boykins	Bray 84	Britt
Burton	Byrd	Campbell	Carnahan	Champion
Cierpiot	Clayton	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
Hartzler	Haywood	Hegeman	Henderson	Hendrickson
Hickey	Hilgemann	Hohulin	Hollingsworth	Holt

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Hoppe	Hunter	Jetton	Johnson 90	Jolly
Kelley 47	Kelly 144	Kelly 27	Kelly 36	King
Koller	Lawson	Legan	Liese	Lowe
Luetkemeyer	Luetkenhaus	Marble	Marsh	May 149
Mayer	Mays 50	McKenna	Merideth	Miller
Moore	Myers	Naeger	Nordwald	O'Connor
O'Toole	Ostmann	Overschmidt	Paone	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Reid	Reinhart	Relford	Richardson	Ridgeway
Rizzo	Roark	Robirds	Ross	Schwab
Scott	Secrest	Seigfreid	Selby	Shelton
Shoemaker	Shoemyer	Skaggs	Smith	St. Onge
Surface	Townley	Villa	Vogel	Wagner
Walton	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 003

Cooper	Johnson 61	Thompson
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PRESENT: 001

Walker

ABSENT WITH LEAVE: 020

Baker	Brooks	Burcham	Green 73	Harlan
Holand	Hosmer	Jones	Linton	Lograsso
Long	Monaco	Murphy	Reynolds	Scheve
Shields	Treadway	Troupe	Van Zandt	Ward

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

**HCS SB 1244**, relating to hearing screening for newborns, was taken up by Representative Bland.

On motion of Representative Bland, **HCS SB 1244** was adopted.

On motion of Representative Bland, **HCS SB 1244** was read the third time and passed by the following vote:

AYES: 146

Abel	Ballard	Barnett	Barnitz	Barry 100
Bartelsmeyer	Bartle	Bearden	Behnen	Berkowitz
Berkstresser	Black	Bland	Boatright	Bonner
Boucher	Bowman	Boykins	Bray 84	Britt
Brooks	Burton	Byrd	Campbell	Carnahan
Champion	Cierpiot	Clayton	Cooper	Copenhaver
Crawford	Crowell	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	Hartzler	Haywood	Hegeman	Henderson
Hendrickson	Hickey	Hilgemann	Hollingsworth	Holt
Hoppe	Hosmer	Hunter	Jetton	Johnson 61
Johnson 90	Jolly	Jones	Kelley 47	Kelly 144
Kelly 27	Kelly 36	King	Koller	Lawson
Legan	Liese	Lowe	Luetkemeyer	Luetkenhaus
Marble	Marsh	May 149	Mayer	Mays 50
McKenna	Merideth	Miller	Moore	Myers
Naeger	Nordwald	O'Connor	O'Toole	Ostmann
Overschmidt	Paone	Phillips	Portwood	Purgason
Quinn	Ransdall	Rector	Reid	Reinhart
Relford	Reynolds	Richardson	Ridgeway	Rizzo
Roark	Ross	Scheve	Schwab	Scott
Secrest	Seigfreid	Selby	Shelton	Shields
Shoemaker	Shoemyer	Skaggs	Smith	St. Onge
Surface	Thompson	Townley	Treadway	Villa
Vogel	Wagner	Walker	Walton	Whorton
Williams	Willoughby	Wilson 25	Wilson 42	Wright
Mr. Speaker				

NOES: 001

Hohulin

PRESENT: 000

ABSENT WITH LEAVE: 015

Baker	Burcham	Crump	Green 73	Harlan
Holand	Linton	Lograsso	Long	Monaco
Murphy	Robirds	Troupe	Van Zandt	Ward

VACANCIES: 001

Speaker Pro Tem Abel declared the bill passed.

Speaker Kreider resumed the Chair.

**HCS SB 961**, relating to Kansas City police retirement systems, was taken up by Representative Curls.

On motion of Representative Curls, **HCS SB 961** was adopted.

On motion of Representative Curls, **HCS SB 961** was read the third time and passed by the following vote:

AYES: 119

Abel	Barnett	Barnitz	Barry 100	Bartle
Berkowitz	Berkstresser	Black	Bland	Bonner
Boucher	Bowman	Boykins	Bray 84	Britt
Brooks	Burton	Campbell	Carnahan	Champion
Cierpiot	Clayton	Copenhaver	Crawford	Crump
Curls	Daus	Davis	Dolan	Enz
Fares	Farnen	Foley	Franklin	Fraser

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Froelker	Gambaro	Gaskill	Graham	Gratz
Green 15	Griesheimer	Hagan-Harrell	Hampton	Harding
Harlan	Hartzler	Haywood	Hegeman	Hickey
Hilgemann	Hohulin	Hollingsworth	Holt	Hoppe
Hosmer	Johnson 61	Johnson 90	Jolly	Jones
Kelley 47	Kelly 27	Kelly 36	Koller	Lawson
Liese	Lowe	Luetkemeyer	Luetkenhaus	Marsh
May 149	Mays 50	McKenna	Merideth	Miller
Monaco	Myers	Naeger	Nordwald	O'Connor
O'Toole	Ostmann	Overschmidt	Paone	Phillips
Portwood	Quinn	Ransdall	Rector	Reid
Reinhart	Relford	Reynolds	Rizzo	Robirds
Ross	Secrest	Seigfreid	Selby	Shelton
Shields	Shoemaker	Shoemyer	Skaggs	Smith
Surface	Thompson	Townley	Treadway	Villa
Vogel	Walker	Walton	Whorton	Williams
Willoughby	Wilson 25	Wilson 42	Mr. Speaker	

NOES: 029

Ballard	Bartelsmeyer	Bearden	Behnen	Boatright
Byrd	Cooper	Crowell	Cunningham	Dempsey
Hanaway	Henderson	Hendrickson	Hunter	Jetton
Kelly 144	King	Legan	Marble	Mayer
Moore	Purgason	Richardson	Ridgeway	Roark
Schwab	Scott	St. Onge	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 014

Baker	Burcham	George	Green 73	Holand
Linton	Lograsso	Long	Murphy	Scheve
Troupe	Van Zandt	Wagner	Ward	

VACANCIES: 001

Speaker Kreider declared the bill passed.

**HCS SB 749**, relating to effective dates for laws, was taken up by Representative Monaco.

Representative Froelker requested a division of the question on **HCS SB 749**.

Representative Monaco raised a point of order that the division of the question is out of order pursuant to Rule 65(e).

The Chair ruled the point of order well taken.

On motion of Representative Monaco, **HCS SB 749** was adopted.

On motion of Representative Monaco, **HCS SB 749** was read the third time and passed by the following vote:



AYES: 082

Abel	Baker	Barnitz	Barry 100	Berkowitz
Bland	Bonner	Boucher	Bowman	Boykins
Bray 84	Britt	Brooks	Campbell	Carnahan
Clayton	Copenhaver	Crump	Curls	Daus
Davis	Farnen	Foley	Franklin	Fraser
Gambaro	George	Graham	Green 15	Green 73
Hagan-Harrell	Hampton	Harding	Harlan	Haywood
Hickey	Hilgemann	Hollingsworth	Holt	Hoppe
Hosmer	Johnson 61	Johnson 90	Jolly	Jones
Kelly 27	Kelly 36	Koller	Lawson	Lowe
Luetkenhaus	Mays 50	McKenna	Merideth	Monaco
O'Connor	O'Toole	Overschmidt	Paone	Ransdall
Relford	Rizzo	Scheve	Seigfreid	Selby
Shelton	Shoemyer	Skaggs	Smith	Thompson
Treadway	Villa	Wagner	Walker	Walton
Ward	Whorton	Williams	Willoughby	Wilson 25
Wilson 42	Mr. Speaker			

NOES: 073

Ballard	Barnett	Bartelsmeyer	Bartle	Bearden
Behnen	Berkstresser	Black	Boatright	Burton
Byrd	Champion	Cierpiot	Cooper	Crawford
Crowell	Cunningham	Dempsey	Dolan	Enz
Fares	Froelker	Gaskill	Gratz	Griesheimer
Hanaway	Hartzler	Hegeman	Henderson	Hendrickson
Hohulin	Hunter	Jetton	Kelley 47	Kelly 144
King	Legan	Liese	Lograsso	Luetkemeyer
Marble	Marsh	May 149	Mayer	Miller
Moore	Myers	Naeger	Nordwald	Ostmann
Phillips	Portwood	Purgason	Quinn	Rector
Reid	Reinhart	Reynolds	Richardson	Ridgeway
Roark	Robirds	Ross	Schwab	Scott
Secrest	Shields	Shoemaker	St. Onge	Surface
Townley	Vogel	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 007

Burcham	Holand	Linton	Long	Murphy
Troupe	Van Zandt			

VACANCIES: 001

Speaker Kreider declared the bill passed.

**HCS SB 1213**, relating to railroad police officers, was taken up by Representative Hosmer.

On motion of Representative Hosmer, **HCS SB 1213** was adopted.

On motion of Representative Hosmer, **HCS SB 1213** was read the third time and passed by the following vote:

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AYES: 138

Barnett	Barnitz	Barry 100	Bartelsmeyer	Bartle
Bearden	Behnen	Berkowitz	Berkstresser	Black
Bland	Boatright	Bonner	Boucher	Boykins
Bray 84	Britt	Brooks	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	Gratz	Green 15	Griesheimer	Hagan-Harrell
Hampton	Hanaway	Harding	Harlan	Hartzler
Haywood	Hegeman	Henderson	Hickey	Hilgemann
Hohulin	Hollingsworth	Holt	Hoppe	Hosmer
Hunter	Jetton	Johnson 61	Johnson 90	Jolly
Jones	Kelley 47	Kelly 144	Kelly 27	Kelly 36
King	Koller	Lawson	Legan	Liese
Lowe	Luetkemeyer	Luetkenhaus	Marble	Marsh
May 149	Mayer	Mays 50	Miller	Monaco
Moore	Myers	Naeger	Nordwald	O'Connor
O'Toole	Ostmann	Overschmidt	Paone	Phillips
Portwood	Purgason	Quinn	Ransdall	Rector
Reid	Reinhart	Relford	Reynolds	Rizzo
Roark	Robirds	Ross	Schwab	Secrest
Seigfreid	Selby	Shelton	Shields	Shoemaker
Shoemyer	Skaggs	Smith	St. Onge	Surface
Thompson	Townley	Treadway	Villa	Vogel
Walker	Walton	Whorton	Willoughby	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 005

Hendrickson	Lograsso	Merideth	Richardson	Scott
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PRESENT: 000

ABSENT WITH LEAVE: 019

Abel	Baker	Ballard	Bowman	Burcham
Graham	Green 73	Holand	Linton	Long
McKenna	Murphy	Ridgeway	Scheve	Troupe
Van Zandt	Wagner	Ward	Williams	

VACANCIES: 001

Speaker Kreider declared the bill passed.

### MESSAGES 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 HCS HB 1101**, entitled:

An act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2002 and ending June 30, 2003.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 915, 710 & 907**, entitled:

An act to repeal sections 142.803, 144.020, 144.440, 144.700, 144.805, 155.080 and 226.200, RSMo, relating to measures to increase funding for transportation, and to enact in lieu thereof nine new sections relating to the same subject, with a referendum clause, effective date and a contingent termination date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 923, 828, 876, 694 & 736**, entitled:

An act to repeal sections 28.160, 135.327, 193.125, 193.255, 210.001, 210.145, 210.906, 211.031, 211.181, 211.183, 294.011, 294.024, 294.030, 294.043, 294.060, 294.090, 294.121, 294.141 and 452.402, RSMo, and to enact in lieu thereof twenty-four new sections relating to children and families, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1059**, entitled:

An act to repeal sections 160.011, 160.051, 160.518, 160.530, 161.092, 166.260 and 168.400, RSMo, and to enact in lieu thereof eleven new sections relating to accountability for priority and performance schools.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1104**, entitled:

An act to repeal section 143.811, RSMo, relating to interest paid on refunds, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 1112 & 854**, entitled:

An act to repeal sections 44.023, 306.124, 307.177, 542.400, 542.402, 542.404, 542.406, 542.408, 542.410, 542.412, 542.414, 542.416, 542.418, 542.420, 542.422, 570.030, 571.020, 574.105, 574.115, 575.080, 578.008 and 610.021, RSMo, relating to terrorism, and to enact in lieu thereof twenty-six new sections relating to the same subject, with an emergency clause and penalty provisions.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

### **ADJOURNMENT**

On motion of Representative Crump, the House adjourned until 10:00 a.m., Thursday, April 25, 2002.

### **CORRECTIONS TO THE HOUSE JOURNAL**

Correct House Journal, Fifty-seventh Day, Tuesday, April 23, 2002, page 1232, line 4, by inserting after said line the following:

House Resolution No. 1485 - Representative Williams

Pages 1248 and 1249, roll call, by showing Representative Kelly (144) voting "aye" rather than "absent with leave".

Pages 1251 and 1252, roll call, by showing Representatives Barry and Behnen voting "no" rather than "absent with leave".

Pages 1259 and 1260, roll call, by showing Representative Kreider voting "no" rather than "aye".

Pages 1259 and 1260, roll call, by showing Representatives Cooper, Crawford, Crowell, Green (15) and King voting "aye" rather than "absent with leave".

Pages 1259 and 1260, roll call, by showing Representatives Fraser and George voting "no" rather than "absent with leave".

Pages 1266 and 1267, roll call, by showing Representatives Crowell and Wagner voting "aye" rather than "absent with leave".

Pages 1266 and 1267, roll call, by showing Representatives Dempsey and Luetkemeyer voting "no" rather than "absent with leave".

Pages 1270 and 1271, roll call, by showing Representative Murphy voting "aye" rather than "absent with leave".

Pages 1270 and 1271, roll call, by showing Representative Dempsey voting "no" rather than "absent with leave".

Pages 1279 and 1280, roll call, by showing Representatives Crawford, Crowell, Dempsey, Luetkemeyer, Paone, Wagner and Ward voting "no" rather than "absent with leave".

Pages 1281 and 1282, roll call, by showing Representatives Bartelsmeyer, Crowell, Dempsey and Hunter voting "aye" rather than "absent with leave".

Pages 1281 and 1282, roll call, by showing Representatives Hoppe, Paone, Wagner and Ward voting "no" rather than "absent with leave".

### **COMMITTEE MEETINGS**

#### **CRIMINAL LAW**

Thursday, April 25, 2002. Side gallery upon adjournment.  
Executive Session.

#### **CRITICAL ISSUES, CONSUMER PROTECTION AND HOUSING**

Thursday, April 25, 2002, 9:15 a.m. Hearing Room 1.  
Executive Session.

#### **CRITICAL ISSUES, CONSUMER PROTECTION AND HOUSING**

Thursday, April 25, 2002. Hearing Room 6 upon adjournment.  
Executive Session.

#### **EDUCATION - ELEMENTARY AND SECONDARY**

Thursday, April 25, 2002, 9:30 a.m. Hearing Room 3.  
Executive Session to be held on: HCR 40, SB 718, SB 722, SB 756, SB 860, SCR 36

#### **ETHICS**

Thursday, April 25, 2002, 9:15 a.m. Side gallery.  
Approval and additions to a number of caucuses.

#### **FISCAL REVIEW AND GOVERNMENT REFORM**

Thursday, April 25, 2002, 9:00 a.m. Hearing Room 5.  
Fiscal Review.  
Public Hearing to be held on: HB 1695, HB 1717, HB 1726

#### **JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT**

Tuesday, April 30, 2002. Hearing Room 3 immediately upon morning recess. AMENDED.  
Fire Protection District Special Review.

JUDICIARY

Thursday, April 25, 2002, 9:30 a.m. Hearing Room 6.

Executive Session to be held on: SB 840

SOCIAL SERVICES, MEDICAID AND THE ELDERLY

Tuesday, April 30, 2002, 8:00 p.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 670, SCR 35

**HOUSE CALENDAR**

FIFTY-NINTH DAY, THURSDAY, APRIL 25, 2002

**HOUSE BILLS FOR PERFECTION - APPROPRIATIONS**

1 HCS HB 1120 - Green (73)

2 HB 1121 - Green (73)

**HOUSE BILLS FOR PERFECTION**

1 HCS HB 1886 - Rizzo

2 HB 1307 - Williams

3 HB 1988 - Kelly (144)

4 HCS HB 1868 - Barry

5 HB 2160 - Britt

6 HB 1916 - Franklin

7 HCS HB 1231 - Harding

8 HB 2097 - Copenhaver

9 HCS HB 1318 - George

10 HCS HB 1777 - Johnson (61)

11 HCS HB 1576 - Hilgemann

12 HCS HB 1914 - Mays (50)

13 HB 2137 - Crump

14 HCS HB 1680 - Hampton

15 HB 1708 - Daus

16 HB 1427 - Hosmer

17 HCS HB 1863 - Whorton

18 HCS HB 1923 - Barry

19 HB 1813 - Monaco

20 HB 1530 - Hoppe

21 HB 1721 - Shelton

22 HB 1211 - Smith

23 HB 1191 - Davis

24 HB 1198 - Graham

25 HB 1794, HCA 1 - Legan

- 26 HCS HB 1570 - Koller
- 27 HCS HB 1780 - Green (73)
- 28 HCS HB 1445 - Smith
- 29 HB 1663 - Seigfreid
- 30 HB 1596 - Harding
- 31 HB 1084 - Fraser
- 32 HCS HB 1321 & 1491 - Williams
- 33 HCS HB 1723 - Boucher
- 34 HB 1485 - Johnson (90)
- 35 HB 1439, HCA 1 - Myers
- 36 HB 1970 - Townley

**HOUSE BILLS FOR PERFECTION - INFORMAL**

- 1 HCS HB 1069 - Bray
- 2 HCS HB 1479 - Ladd Baker

**HOUSE JOINT RESOLUTIONS FOR THIRD READING**

- 1 HJR 32 - Barry
- 2 HJR 28 - Villa
- 3 HCS HJR 51 - Whorton

**HOUSE BILLS FOR THIRD READING**

- 1 HCS HB 1472, (Fiscal Review 2-25-02) - Whorton
- 2 HB 1460 - Hilgemann
- 3 HS HCS HB 1962 - Monaco
- 4 HCS HB 1143 - Rizzo
- 5 HB 1726, (Fiscal Review 4-22-02) - Walton
- 6 HCS HB 1717 - Foley
- 7 HCS HB 1695, (Fiscal Review 4-22-02) - Selby
- 8 HS HCS HB 1936 - Shoemyer (9)
- 9 HS HCS HB 1729, 1589 & 1435 - Barnitz
- 10 HS HCS HB 1577, 1760, 1433, 1430, 1029 & 1700 - Britt
- 11 HB 1508 - Koller

**HOUSE BILL FOR THIRD READING - REVISION**

HB 2078 - Clayton

**HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL**

HB 2155 - Willoughby

**SENATE BILLS FOR SECOND READING**

- 1 SCS SB 915, 710 & 907
- 2 SS SCS SB 923, 828, 876, 694 & 736
- 3 SS SCS SB 1059
- 4 SB 1104
- 5 SCS SB 1112 & 854

**SENATE BILLS FOR THIRD READING - CONSENT**

- 1 SCS SB 988, (Caskey) - Hartzler
- 2 HCS SB 992, (Johnson) - Rizzo
- 3 SB 1124, (Dougherty) - Gambaro
- 4 SCS SB 804, (DePasco) - Sanders Brooks
- 5 SB 639, (Caskey) - Williams
- 6 SCS SB 997, (Quick) - Willoughby
- 7 SCS SB 1132, (Kennedy) - Daus
- 8 SB 708, (Mathewson) - Lawson
- 9 SB 701, (Wiggins) - Lowe
- 10 SB 742, (Caskey) - Monaco
- 11 HCS SCS SB 1210, (Johnson) - Lawson
- 12 SB 1247, (Quick) - Willoughby
- 13 SB 1001, (Mathewson) - Crump
- 14 HCS SB 1078, (Kennedy) - Hoppe
- 15 SB 941, (DePasco) - Mays (50)
- 16 HCS SB 695, (Dougherty) - Barry
- 17 HCS SB 962, (Wiggins) - Jolly
- 18 HCS SB 1119, (Johnson) - Kelly (27)
- 19 SB 1217, (Coleman) - Boykins
- 20 SCS SB 967, (Kennedy) - Hagan-Harrell
- 21 SB 1243, (Johnson) - McKenna
- 22 HCS SCS SB 1212, (Mathewson) - Ransdall
- 23 SB 1041, HCAs 1, 2 & 3 (Russell) - Gratz
- 24 SB 1168, HCA 1 (Russell) - Gratz
- 25 SB 974, (Childers) - Koller
- 26 HCS SB 1251, (Gibbons) - Monaco
- 27 SCS SB 1163, (Steelman) - Ransdall
- 28 SB 720, (Westfall) - Hoppe
- 29 HCS SB 714, (Singleton) - Barry
- 30 SCS SB 729, (Yeckel) - Luetkenhaus
- 31 SB 891, (Kenney) - Rizzo
- 32 HCS SB 932, (Klarich) - Smith
- 33 SCS SB 1015, (Foster) - Relford
- 34 SCS SB 1071, (Klindt) - Lawson
- 35 HCS SB 1094, (Russell) - Green (73)



- 36 SB 1048, (Kenney) - Reinhart
- 37 SB 1028, (Russell) - Luetkemeyer
- 38 SB 812, (Russell) - Holand
- 39 SB 726, (Childers) - Gaskill
- 40 SB 865, (Foster) - Myers
- 41 SCS SB 918, (Klarich) - Linton
- 42 HCS SB 1102, (Westfall) - Hosmer
- 43 SB 1109, (Yeckel) - Portwood
- 44 HCS SCS SB 947, (Klindt) - Farnen
- 45 SCS SB 1207, (Bentley) - Holand
- 46 SCS SB 1151, (Kinder) - Myers
- 47 HCS SCS SB 980, (Singleton) - Hunter
- 48 SCS SB 874, (Bentley) - Franklin
- 49 HCS SB 1186, (Kenney) - Hoppe
- 50 SCS SB 1182, (Singleton) - Barry
- 51 HCS SCS SB 1202, E.C. (Westfall) - Koller
- 52 HCS SB 758, (Bentley) - Hosmer
- 53 SCS SB 1024, (Bentley) - Holand
- 54 SB 976, (Steelman) - Portwood
- 55 SB 644, (Mathewson) - Davis
- 56 SCS SB 1241, 1253 & 1189, (Coleman) - Boykins
- 57 SCS SB 966, (Kennedy) - Gambaro
- 58 SB 798, (Westfall) - Ross
- 59 SCS SB 745, (Russell) - Kelly (144)
- 60 HCS SB 950, (Gibbons) - Griesheimer
- 61 SB 1199, HCA 1 (Foster) - Bearden
- 62 HCS SCS SB 960, (Kenney) - O'Connor
- 63 HCS SCS SB 1093, (Loudon) - Hilgemann
- 64 SB 831, (Loudon) - Gambaro
- 65 HCS SCS SB 957, (Loudon) - Reid
- 66 SCS SB 656, (Rohrbach) - Luetkenhaus
- 67 HCS SCS SB 737, (Cauthorn) - Berkowitz

**SENATE BILL FOR THIRD READING**

SB 1220, (Sims) - O'Toole

**HOUSE BILL WITH SENATE AMENDMENTS**

SCS HCS HB 1101 - Green (73)