

# JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

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TWENTY-FIRST DAY, THURSDAY, FEBRUARY 13, 2003

Speaker Hanaway in the Chair.

Prayer by Father David Buescher.

God, sometimes we seem to wait in vain for Your strength and love. At those times, perhaps You challenge us to fall back on our own giftedness and talents, to work together more closely, more compassionately, that we might come to know our own strength and our own capacity to care. Those are the gifts You have planted deep in our hearts and souls anyway.

So as this House comes to order, may these women and men come to know again their God-given capacities and use them today to make Missouri even better. 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: Rachel Proffitt, Brad Steinke, Ian Kreher and Hannah Thomas.

The Journal of the twentieth day was approved as printed by the following vote:

AYES: 150

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Hoskins	Hubbard	Ice	Jackson	Jetton
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Phillips	Portwood
Pratt	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs

Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bishop	Black	Boykins	Byrd	Goodman
Holand	Hunter	Lawson	Pearce	Purgason
Reinhart	Shoemaker	Smith 118		

### HOUSE CONCURRENT RESOLUTION

Representative LeVota, et al, offered House Concurrent Resolution No. 17.

### HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 361

and

House Resolution No. 362 - Representative Crawford

House Resolution No. 363

and

House Resolution No. 364 - Representative Stefanick

House Resolution No. 365 - Representatives Selby and Jackson

House Resolution No. 366 - Representative Guest

House Resolution No. 367 - Representative Wilson (119)

House Resolution No. 368

through

House Resolution No. 385 - Representative Hobbs

### INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

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

**HCR 18**, introduced by Representatives Townley and Riback Wilson (25), approves the Curators of the University of Missouri to enter into a ground lease for the purpose of construction of a hotel/convention center complex on real estate located in the City of Columbia.

### INTRODUCTION OF HOUSE JOINT RESOLUTION

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

**HJR 15**, introduced by Representatives Davis (19), Schneider, Dempsey, Stevenson, Parker, Rupp and Sander, et al, relating to taxation of tangible personal property.

### **INTRODUCTION OF HOUSE BILLS**

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

**HB 459**, introduced by Representatives Bean, Campbell, Holand, Johnson (61), Riback Wilson (25) and Donnelly, et al, relating to a children's mental health service system.

**HB 460**, introduced by Representatives Pearce, Harris (23), Threlkeld, Schaaf, Portwood, Page, Cooper (155) and Stefanick, et al, relating to physician contractual relationships.

**HB 461**, introduced by Representatives St. Onge, Shoemaker (8), Johnson (47) and Deeken, et al, relating to contract disputes involving the department of transportation.

**HB 462**, introduced by Representatives Bruns and Luetkemeyer, et al, relating to the compensation of certain county treasurers.

**HB 463**, introduced by Representatives King, Viebrock and Cooper (120), et al, relating to state emblems.

**HB 464**, introduced by Representatives King, Munzlinger, Viebrock, Myers and Dixon, et al, relating to loan guarantees.

**HB 465**, introduced by Representatives Hanaway, Crowell, Schaaf, Dempsey, Bearden, Cooper (155), Icet, Riback Wilson (25), Jetton, Cunningham (86), Abel, Merideth, Campbell, Lowe, Ransdall, Wilson (42), Page, Curls, Sanders Brooks and Jolly, et al, relating to the joint committee on the life sciences.

**HB 466**, introduced by Representatives Dusenberg, Avery, Riback Wilson (25), Sutherland, Threlkeld, Yates, Schaaf and Cooper (155), et al, relating to child safety restraints.

**HB 467**, introduced by Representatives Burnett, Johnson (90), Young, Walsh, Carnahan, Muckler and Bland, et al, relating to workers' compensation benefits.

**HB 468**, introduced by Representatives Byrd, Hanaway, Wright, Pratt, Jetton, Ruestman and Yates, et al, relating to the right to civil action for unlawful discriminatory practices.

**HB 469**, introduced by Representatives Smith (118), Hunter, Quinn, Sutherland and Schlottach, et al, relating to the power of original assessment of the State Tax Commission.

**HB 470**, introduced by Representatives Mayer, Parker, Bivins, Lembke, Wallace, Stevenson, Lipke and Jolly, et al, relating to the sale of products containing methamphetamine.

**HB 471**, introduced by Representatives Jackson, Portwood, Cunningham (86), Bivins, Smith (14), Lembke, Icet, Hanaway, Salva, Avery and Stefanick, et al, relating to police officer residency requirements.

**HB 472**, introduced by Representative Johnson (47), relating to boards of directors in community improvement districts.

**HB 473**, introduced by Representatives Seigfreid, Bruns, Lowe, Campbell, Ward, Shoemyer (9), Deeken and Moore, et al, relating to the health plan for state employees.

**HB 474**, introduced by Representatives Bivins, Villa, Lembke, Icet, Yaeger, Jackson, Schoemehl and Avery, et al, relating to water pollution bonds.

**HB 475**, introduced by Representatives Yates, Hunter, Schneider, Goodman, Bearden, Jetton, Byrd and Smith (118), et al, relating to employees.

**HB 476**, introduced by Representatives Dempsey, Smith (14), Zweifel and Spreng, relating to regulation of aviation noise.

**HB 477**, introduced by Representatives Moore, Wildberger, Adams, Engler, Sander, Hubbard, Lembke, Johnson (61), Hunter, Quinn, Shoemaker (8), Icet, Bruns, Guest, Portwood and Dixon, et al, relating to disease testing of incarcerated offenders.

**HB 478**, introduced by Representatives Moore, Seigfreid and Cooper (155), et al, relating to special license plates.

**HB 479**, introduced by Representative Byrd, relating to the Missouri corporate governance act.

#### **SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**HCR 15** was read the second time.

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

**HB 451** through **HB 458** were read the second time.

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

**HB 401**, relating to tobacco securitization, was taken up by Representative Pratt.

Representative Pratt, having voted on the prevailing side, moved that the vote by which **HB 401** was perfected and printed, be reconsidered.

Which motion was adopted by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Carnahan	Cooper 120	Cooper 155	Corcoran
Crawford	Crowell	Cunningham 145	Cunningham 86	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Henke
Hilgemann	Hobbs	Hoskins	Hunter	Iceet
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Roark	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Wilson 25
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 006

Curls	Haywood	Hubbard	Jones	Merideth
Wilson 42				

PRESENT: 000

ABSENT WITH LEAVE: 004

Bishop	Holand	Lawson	Reinhart
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Speaker Pro Tem Jetton assumed the Chair.

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

*House Amendment No. 3*

AMEND House Bill No. 401, Section 8.550, Page 3, Line 65, by inserting after the word “[seventy-five]” the word “**fifty**”; and

Further amend said bill, Section 8.570, Page 3, Line 5, by inserting before the word “proceeds” the word “**net**”.

Speaker Hanaway resumed the Chair.

On motion of Representative Pratt, **House Amendment No. 3** was adopted by the following vote:

AYES: 123

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Merideth
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Villa
Wallace	Ward	Wasson	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 037

Abel	Adams	Bland	Boykins	Brooks
Burnett	Curls	Davis 19	El-Amin	George
Graham	Haywood	Henke	Hoskins	Hubbard
Johnson 61	Johnson 90	Jones	Kratky	McKenna
Page	Roark	Sager	Salva	Selby
Stevenson	Thompson	Vogt	Wagner	Walker
Walsh	Walton	Whorton	Wildberger	Wilson 25
Wilson 42	Yaeger			

PRESENT: 000

ABSENT WITH LEAVE: 003

Bishop	Lawson	Reinhart
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On motion of Representative Pratt, **HB 401, as amended**, was ordered perfected and printed by the following vote:

AYES: 128

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hubbard	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Ruestman
Rupp	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Sutherland	Taylor	Threlkeld	Viebrock
Villa	Vogt	Walker	Wallace	Ward
Wasson	Wildberger	Willoughby	Wilson 119	Wilson 130
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 031

Abel	Adams	Bland	Boykins	Brooks
Burnett	Curl	El-Amin	George	Graham
Haywood	Henke	Hoskins	Johnson 61	Johnson 90
Jones	McKenna	Merideth	Roark	Sager
Salva	Selby	Stevenson	Thompson	Townley
Wagner	Walsh	Walton	Whorton	Wilson 25
Wilson 42				

PRESENT: 000

ABSENT WITH LEAVE: 004

Bishop	Goodman	Lawson	Reinhart
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**HCS HBs 122 & 80**, relating to mass transportation system sales tax, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HBs 122 & 80** was read the third time and passed by the following vote:

AYES: 140

Abel	Adams	Angst	Avery	Baker
Barnitz	Bearden	Behnen	Bivins	Black
Bland	Boykins	Bringer	Brooks	Brown

Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Donnelly	Dougherty
Dusenberg	El-Amin	Engler	Ervin	Fares
Fraser	George	Goodman	Graham	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Holand	Hoskins	Hubbard
Jackson	Jetton	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Myers	Page
Parker	Pearce	Portwood	Pratt	Quinn
Ransdall	Richard	Roark	Ruestman	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Skaggs	Smith 118	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 016

Bough	Cooper 120	Davis 19	Dixon	Emery
Hobbs	Hunter	Icet	Kelly 144	Munzlinger
Phillips	Purgason	Rector	Rupp	Shoemaker
Wilson 119				

PRESENT: 002

Lembke	Smith 14
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ABSENT WITH LEAVE: 005

Bean	Bishop	Lawson	Nieves	Reinhart
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Speaker Hanaway declared the bill passed.

### THIRD READING OF HOUSE BILL - FEDERAL MANDATE

**HB 74**, relating to unemployment for Indian tribes, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **HB 74** was read the third time and passed by the following vote:

AYES: 155

Abel	Adams	Angst	Avery	Barnitz
Bean	Bearden	Behnen	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown



Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meiners	Merideth	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 004

Brooks	Daus	Selby	Ward
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PRESENT: 000

ABSENT WITH LEAVE: 004

Baker	Bishop	Lawson	Reinhart
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 156

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Brown	Bruns	Burnett	Byrd
Campbell	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard

Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	Richard
Roark	Ruestman	Rupp	Sager	Salva
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 002

Daus Selby

PRESENT: 000

ABSENT WITH LEAVE: 005

Bishop Carnahan Lawson Page Reinhart

Speaker Pro Tem Jetton resumed the Chair.

Speaker Hanaway resumed the Chair.

### THIRD READING OF HOUSE BILL

**HB 401**, relating to tobacco settlement securitization, was taken up by Representative Pratt.

On motion of Representative Pratt, **HB 401** was read the third time and passed by the following vote:

AYES: 123

Angst	Avery	Baker	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	Goodman	Green
Guest	Hampton	Harris 110	Harris 23	Hilgemann
Hobbs	Holand	Hunter	Icet	Jackson
Jetton	Johnson 47	Jolly	Kelly 144	Kelly 36

King	Kingery	Kratky	Kuessner	Lager
Lembke	LeVota	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Richard	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Taylor	Threlkeld	Viebrock	Villa	Vogt
Wallace	Ward	Wasson	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 036

Abel	Adams	Bland	Boykins	Brooks
Burnett	Carnahan	Curls	El-Amin	George
Graham	Haywood	Henke	Hoskins	Hubbard
Johnson 61	Johnson 90	Jones	Liese	McKenna
Merideth	Roark	Sager	Salva	Selby
Thompson	Townley	Wagner	Walker	Walsh
Walton	Whorton	Wildberger	Wilson 25	Wilson 42
Yaeger				

PRESENT: 001

Stevenson

ABSENT WITH LEAVE: 003

Bishop	Lawson	Reinhart
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Speaker Hanaway declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 128

Abel	Angst	Avery	Baker	Bean
Bearden	Behnen	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Green	Guest	Hampton	Harris 110	Harris 23
Hilgemann	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Jolly	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lembke	LeVota	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn

Ransdall	Rector	Richard	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Schoemehl
Seigfreid	Self	Shoemaker	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Vogt	Walker	Wallace
Ward	Wasson	Wildberger	Willoughby	Wilson 119
Wilson 130	Witte	Wood	Wright	Yates
Young	Zweifel	Madam Speaker		

NOES: 032

Adams	Barnitz	Bland	Boykins	Brooks
Burnett	Carnahan	Curls	El-Amin	Graham
Haywood	Henke	Hoskins	Hubbard	Johnson 61
Johnson 90	Jones	Liese	McKenna	Merideth
Roark	Sager	Salva	Selby	Thompson
Wagner	Walsh	Walton	Whorton	Wilson 25
Wilson 42	Yaeger			

PRESENT: 000

ABSENT WITH LEAVE: 003

Bishop	Lawson	Reinhart
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## REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

**HR 222** - Rules  
**HR 238** - Rules  
**HR 307** - Rules  
**HR 308** - Rules

## REFERRAL OF HOUSE JOINT RESOLUTIONS

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

**HJR 11** - Judiciary  
**HJR 14** - Elections

## REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

**HB 94** - Senior Security  
**HB 343** - Education  
**HB 349** - Crime Prevention and Public Safety  
**HB 351** - Local Government  
**HB 352** - Agriculture

**HB 353** - Financial Services  
**HB 355** - Conservation and Natural Resources  
**HB 358** - Professional Registration and Licensing  
**HB 402** - Education  
**HB 403** - Communications, Energy and Technology  
**HB 404** - Communications, Energy and Technology  
**HB 407** - Corrections and State Institutions  
**HB 408** - Children and Families  
**HB 409** - Job Creation and Economic Development  
**HB 410** - Health Care Policy  
**HB 412** - Elections  
**HB 413** - Crime Prevention and Public Safety  
**HB 414** - Workforce Development and Workplace Safety  
**HB 415** - Professional Registration and Licensing  
**HB 416** - Local Government  
**HB 417** - Crime Prevention and Public Safety  
**HB 421** - Tax Policy  
**HB 422** - Tax Policy  
**HB 423** - Education  
**HB 424** - Tax Policy  
**HB 425** - Professional Registration and Licensing  
**HB 426** - Communication, Energy and Technology  
**HB 427** - Judiciary  
**HB 428** - Local Government  
**HB 430** - Judiciary  
**HB 431** - Retirement  
**HB 432** - Health Care Policy  
**HB 433** - Transportation and Motor Vehicles  
**HB 434** - Local Government  
**HB 435** - Transportation and Motor Vehicles  
**HB 437** - Financial Services  
**HB 439** - Conservation and Natural Resources  
**HB 440** - Professional Registration and Licensing  
**HB 442** - Conservation and Natural Resources  
**HB 443** - Transportation and Motor Vehicles  
**HB 444** - Tax Policy  
**HB 445** - Children and Families  
**HB 446** - Elections  
**HB 447** - Conservation and Natural Resources  
**HB 448** - Workforce Development and Workplace Safety  
**HB 449** - Education  
**HB 450** - Professional Registration and Licensing

## COMMITTEE REPORTS

**Committee on Budget**, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HB 15**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

**Committee on Financial Services**, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **HB 193**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Financial Services, to which was referred **HB 221**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

**Committee on Judiciary**, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 254**, begs leave to report it has examined the same and recommends that it **Do Pass**.

## MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 15**, entitled:

An act to repeal section 21.183, RSMo, relating to the general assembly, and to enact in lieu thereof three new sections relating to the same subject.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 30**, entitled:

An act to amend chapter 210, RSMo, by adding thereto two new sections relating to missing persons.

In which the concurrence of the House is respectfully requested.

## COMMUNICATION

February 12, 2003

Mr. Steve Davis, Chief Clerk  
Missouri House of Representatives  
State Capitol Building  
Jefferson City, MO 65101

Dear Steve:

Pursuant to chapter 105.461 RSMo this letter is an official report that my father, Keith M. Sutherland, serves as a Circuit Court Judge of the 12<sup>th</sup> District.

In order for me to comply with Chapter 105.461, please publish this report in the Journal of the House.

Sincerely,

/s/ Mike Sutherland

## **ADJOURNMENT**

On motion of Representative Crowell, the House adjourned until 4:00 p.m., Monday, February 17, 2003.

## **COMMITTEE MEETINGS**

### **ADMINISTRATION AND ACCOUNTS**

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 1.  
Agenda to follow.

### **AGRICULTURE**

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 1.  
Possible Executive Session.  
Public Hearing to be held on: HB 130

### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Monday, February 17, 2003, 12:00 p.m. Hearing Room 4.  
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 4.  
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 4.  
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 4.  
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 4.  
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 20, 2003. Hearing Room 4 upon morning adjournment.  
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Friday, February 21, 2003, 8:00 a.m. Hearing Room 4.  
Mark-up. Departments of Agriculture, Conservation and Natural Resources.

APPROPRIATIONS - EDUCATION

Monday, February 17, 2003, 11:00 a.m. Hearing Room 1.  
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 1.  
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 1.  
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 1.  
Executive Session and mark-up.

APPROPRIATIONS - EDUCATION

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 1.  
Executive Session and mark-up.

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 17, 2003, 12:00 p.m. Hearing Room 7.  
Mark-up. Public Debt, Department of Revenue, Office of Administration,  
Elected Officials, Judiciary, Public Defender, General Assembly.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 17, 2003, 9:00 a.m. Hearing Room 3.  
Mark-up Department of Health and Senior Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 3.  
Mark-up. Department of Mental Health.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 18, 2003, 2:30 p.m. Hearing Room 3.  
Mark-up. Department of Mental Health.



APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 3.

Public testimony. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003, 8:15 a.m. Hearing Room 3.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 20, 2003. Hearing Room 3 upon morning adjournment.

Public testimony. Department of Social Services.

Mark-up. Department of Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Monday, February 17, 2003, 12:00 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 19, 2003, 2:30 p.m. Hearing Room 6.

Mark-up. Public Safety and Corrections.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 17, 2003, 9:00 a.m. Hearing Room 7.

Mark-up. Labor and Industrial Relations and Economic Development.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 17, 2003, 7:30 p.m. Hearing Room 7.

Mark-up. Department of Economic Development.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 18, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Committee will meet upon morning adjournment if needed.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 19, 2003, 8:00 a.m. Hearing Room 7.

Mark-up. Committee will meet upon morning adjournment if needed.

BUDGET

Monday, February 17, 2003, 7:30 p.m. Hearing Room 3. Fiscal review HB 288.

Public testimony will not be taken. Executive Session may follow.

BUDGET

Tuesday, February 18, 2003, 7:30 p.m. Hearing Room 3.

Executive Session to be held on: HB 303

COMMUNICATIONS, ENERGY, AND TECHNOLOGY

Tuesday, February 18, 2003. Hearing Room 3 upon morning adjournment.

Executive Session may follow.

Public Hearing to be held on: HB 324, HB 403

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 19, 2003, 1:30 p.m.

Hearing Room 5. Executive Session.

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 19, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 356

Executive Session to be held on: HB 93

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 3.

Executive Session may follow.

Public Hearing to be held on: HB 120, HB 136, HB 328, HB 349

ELECTIONS

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 7.

Public Hearing to be held on: HB 104, HB 133, HB 159, HB 387

Executive Session to be held on: HB 99, HJR 6, HJR 9

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, February 18, 2003, 5:00 p.m. Hearing Room 5.

Public Hearing to be held on: HB 128, HB 271, HB 307

Executive Session to be held on: HB 72

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, February 17, 2003, 1:30 p.m. Hearing Room 5.

Organizational meeting.

**LOCAL GOVERNMENT**

Thursday, February 20, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 199, HB 244, HB 369

**TOURISM AND CULTURAL AFFAIRS**

Tuesday, February 18, 2003, 12:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 222

**TRANSPORTATION AND MOTOR VEHICLES**

Wednesday, February 19, 2003, 12:00 p.m. Hearing Room 7.

Possible Executive Session on House Bills 96, 160, 283, 251, 170, 162 and 284.

Public Hearing to be held on: HB 327, HB 371, HB 389, HB 392

**HOUSE CALENDAR**

TWENTY-SECOND DAY, MONDAY, FEBRUARY 17, 2003

**HOUSE CONCURRENT RESOLUTION FOR SECOND READING**

HCR 18

**HOUSE JOINT RESOLUTION FOR SECOND READING**

HJR 15

**HOUSE BILLS FOR SECOND READING**

HB 459 through HB 479

**HOUSE BILL FOR PERFECTION - APPROPRIATIONS**

HCS HB 15 - Bearden

**HOUSE BILLS FOR PERFECTION**

HCS HB 228 - Pearce

HCS HB 73 - Luetkemeyer

HCS HB 221 - Luetkemeyer

HCS HB 321 - Wilson (130)

HB 254 - Byrd

**HOUSE BILL FOR THIRD READING**

HCS HB 288, (Budget 2-12-03) - Jetton

**SENATE BILLS FOR SECOND READING**

SB 15

SS SCS SB 30