

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-THIRD DAY, THURSDAY, MARCH 6, 2003

Speaker Hanaway in the Chair.

Prayer by Father Joseph A. Weber, Jr., St. Andrew Roman Catholic Church, Lemay, Missouri.

Loving God, the distinguished members of this House turn to You this day seeking Your guidance. Before the hills or rivers were created, You are.

All things come from You and through You...and we are most grateful. We ask that You would be with the members of this House during their hearings, their conferences, their deliberations, and their debates.

Grant them the gifts of wisdom, understanding, counsel, strength, and knowledge (Is 11:2) to do Your will for the people of this state.

As the people of this state and nation are faced with many crises and opportunities, may they be open to the promptings of Your Spirit, so that they may continually recall that "the welfare of the people shall be the supreme law."

Lord God, may they show forth a unity of purpose so that the wish of the psalmist, may come forth here in this place:

"Behold, how good it is, and how pleasant, where brothers and sisters dwell in unity" (Psalm 134:1). Be with the members of this House, O loving God, and grant all of us Your peace.

We ask this in Your holy name. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: John Salva.

The Journal of the thirty-second day was approved as corrected.

Representative Crowell moved that Rule 113 be suspended in order to receive guests of Representative Wallace for special recognition.

Which motion was adopted by the following vote:

AYES: 153

Abel	Adams	Angst	Avery	Baker
Barnitz	Bean	Bearden	Behnen	Bishop
Bivins	Black	Bland	Bough	Boykins
Bringer	Brooks	Bruns	Burnett	Campbell

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	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	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: 001

Walker

PRESENT: 001

Sager

ABSENT WITH LEAVE: 008

Brown	Byrd	Carnahan	Hilgemann	Johnson 61
Lowe	Smith 118	Wagner		

Charles Campbell, recipient of the Outstanding Missourian Award, was introduced to the House.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 708	-	Representative Wallace
House Resolution No. 709	-	Representative Harris (110)
House Resolution No. 710	-	Representative Kelly (36)
House Resolution No. 711	-	Representative Munzlinger
House Resolution No. 712	-	Representatives Roark and Miller
House Resolution No. 713		
through		
House Resolution No. 716	-	Representative Brown
House Resolution No. 717	-	Representative Taylor

House Resolution No. 718 - Representative King
House Resolution No. 719
and
House Resolution No. 720 - Representatives Lipke and Crowell
House Resolution No. 721 - Representative Ransdall
House Resolution No. 722
through
House Resolution No. 730 - Representative Bearden
House Resolution No. 731
through
House Resolution No. 733 - Representative Lipke
House Resolution No. 734 - Representative Crawford
House Resolution No. 735 - Representative Behnen
House Resolution No. 736 - Representative Sutherland

INTRODUCTION OF HOUSE BILLS

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

HB 614, introduced by Representatives Bivins, Kingery, Pearce, May and Parker, et al, relating to intermediate drivers' licenses.

HB 615, introduced by Representative St. Onge, relating to the powers and duties of the Missouri electrical industry licensing board.

HB 616, introduced by Representative Luetkemeyer, relating to exhaustion of administrative remedies for insurance-related lawsuits.

HB 617, introduced by Representatives Dempsey, Cooper (120), Campbell and Ervin, relating to life sciences funding districts.

HB 618, introduced by Representative Yates, for the purpose of repealing expired and outdated sections.

HB 619, introduced by Representative Yates, for the purpose of reenacting sections held to be unconstitutional because of defects in the title of the bill when originally enacted.

HB 620, introduced by Representative Merideth, relating to flood plain management.

HB 621, introduced by Representatives Munzlinger, Hobbs, May, Bean, Shoemaker (8) and Myers, et al, relating to recorders of deeds.

HB 622, introduced by Representative Cooper (120), relating to taxation.

HB 623, introduced by Representative Hilgemann, relating to employment security.

HB 624, introduced by Representatives Pearce, Davis (122) and Cooper (120), relating to landfill fees.

HB 625, introduced by Representative Boykins, relating to organ donor license plates.

HB 626, introduced by Representatives Avery, Viebrock, Jetton, Myers, Cooper (120), Schneider and Baker, et al, relating to special license plates.

HB 627, introduced by Representatives Schlottach, Wilson (119), Morris, Stevenson and Purgason, et al, relating to delinquent taxes.

HB 628, introduced by Representatives Sutherland, Willoughby, Jolly, Ransdall, Wright, Jetton, Hanaway, Goodman and Portwood, et al, relating to the protection of the elderly.

HB 629, introduced by Representative Muckler, relating to child support.

HB 630, introduced by Representatives Holand and Davis (122), relating to court reporters.

HB 631, introduced by Representatives Bruns, Cunningham (86), Hanaway, Lembke, Deeken, Jetton, Nieves, Stevenson and Dixon, et al, relating to extracurricular competitions for elementary and secondary schools.

SECOND READING OF HOUSE BILLS

HB 596 through **HB 613** were read the second time.

SECOND READING OF SENATE BILLS

SB 57, SB 136, SB 142, SB 186, SCS SBs 212 & 220, SCS SB 218, SCS SB 294, SB 297, SB 330, SB 376 and **SB 474** were read the second time.

Representative Wright assumed the Chair.

PERFECTION OF HOUSE BILL

HCS HBs 517, 94, 149, 150 & 342, with HS, pending, relating to assistance for the elderly, was taken up by Representative Portwood.

Representative Johnson (90) offered **House Amendment No. 3**.

Representative Goodman raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the bill.

Representative Wright requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

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

House Amendment No. 4 was withdrawn.

Representative Muckler offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 5, Section 208.565, Line 18, of said page, by inserting after all of said line the following:

"Section 1. Notwithstanding the provisions of 137.106 RSMo, no person with a household combined adjusted gross income of more than the household exemption maximum base amount shall be eligible to claim the homestead exemption allowed pursuant to section 137.106. For purposes of this section, the term "homestead exemption maximum base amount" shall, in the calendar year 2003, be the sum of thirty-nine thousand dollars and for each succeeding calendar year the sum shall be the sum of the previous year increased, in one-hundred dollar increments, by the same percentage as the increase in the general price level as measured by the consumer price index for the United States, or its successor index, as defined and officially recorded by the United States Department of Labor, or its successor agency. Beginning January 1, 2004, the state tax commission shall determine the homestead exemption maximum base amount from the increase in the consumer price index for the previous twelve-month period and shall certify such base amount to each county clerk each calendar year."; and

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

Representative Muckler moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Speaker Hanaway resumed the Chair.

Representative Salva offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 2, Section 137.106, Line 11, by inserting after the end of said line the following:

"3. Notwithstanding any provision of law to the contrary, the assessed value of primary residential property, excluding any value added by new construction or improvements, which is owned by any person who is sixty-five years of age or older and who uses the property as a homestead and has a permanent total disability or is caring for someone of any age who has a permanent total disability residing in said homestead, shall not increase during any tax-year reassessment cycle during the period of time the person resides on that property after attaining the age of sixty-five. For purposes of this section permanent total disability is defined as the inability to engage in any substantially gainful activity because of a medically determinable impairment that is expected to continue for a long and indefinite period of time."; and

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

On motion of Representative Salva, **House Amendment No. 6** was adopted.

Representative Wright resumed the Chair.

Representative Young offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 2, Section 137.106, Line 2, by deleting the word, “**fifteen**”, and inserting in lieu thereof the following: “**five**.”; and

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

Representative Young moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Corcoran
Curls	Darrough	Daus	Davis 122	Donnelly
El-Amin	Fraser	George	Graham	Green
Hampton	Harris 110	Harris 23	Haywood	Henke
Hoskins	Hubbard	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Schoemehl	Seigfreid
Selby	Shoemaker	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 25	Wilson 42	Witte	Yaeger	Young
Zweifel				

NOES: 086

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 19	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 47	King	Kingery	Lager	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Self	Smith 14
St. Onge	Stefanick	Stevenson	Sutherland	Taylor
Threlkeld	Townley	Viebrock	Wallace	Wasson
Wilson 119	Wilson 130	Wood	Wright	Yates
Madam Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Brown	Carnahan	Dougherty	Hilgemann
Johnson 61	Kelly 144	Lawson	Salva	Smith 118
Wagner				

Representative Willoughby offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for House Bill Nos. 517, 94, 149, 150 & 342, Page 2, Section 137.106, Lines 12-17, by deleting said lines; and

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

On motion of Representative Willoughby, **House Amendment No. 8** was adopted by the following vote:

AYES: 148

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Boykins	Bringer
Brooks	Bruns	Burnett	Campbell	Cooper 120
Corcoran	Crowell	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	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	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Sander	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	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: 001

Merideth

PRESENT: 001

Cooper 155

ABSENT WITH LEAVE: 013

Adams	Brown	Byrd	Carnahan	Crawford
Dougherty	Engler	Hilgemann	Johnson 61	Kelly 144
Salva	Smith 118	Wagner		

Representative Sager offered **House Amendment No. 9**.

Representative Goodman raised a point of order that **House Amendment No. 9** is not germane and goes beyond the scope of the bill.

Representative Wright requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Hanaway resumed the Chair.

On motion of Representative Portwood, **HS HCS HBs 517, 94, 149, 150 & 342, as amended**, was adopted.

On motion of Representative Portwood, **HS HCS HBs 517, 94, 149, 150 & 342, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 281, relating to teacher certification, was taken up by Representative Moore.

On motion of Representative Moore, **HCS HB 281** was read the third time and passed by the following vote:

AYES: 117

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bough	Bringer	Brooks	Bruns
Byrd	Cooper 120	Cooper 155	Crawford	Crowell
Cunningham 145	Cunningham 86	Davis 122	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Fraser	Goodman
Guest	Hampton	Harris 110	Harris 23	Henke
Hobbs	Holand	Hunter	Ice	Jackson
Jetton	Johnson 47	Kelly 144	Kelly 36	King
Kingery	Kuessner	Lager	Lawson	Lembke
Lipke	Luetkemeyer	Marsh	May	Mayer
McKenna	Merideth	Miller	Moore	Morris
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason

Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Schneider	Seigfreid	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Taylor	Threlkeld
Townley	Viebrock	Wallace	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wright
Yates	Madam Speaker			

NOES: 036

Bland	Burnett	Campbell	Corcoran	Curls
Darrough	Daus	Donnelly	El-Amin	George
Graham	Green	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kratky	LeVota	Liese
Lowe	Meiners	Muckler	Sager	Schoemehl
Selby	Spreng	Thompson	Villa	Vogt
Walker	Walsh	Wilson 42	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Boykins	Brown	Carnahan	Dougherty
Haywood	Hilgemann	Johnson 61	Salva	Wagner

Speaker Hanaway declared the bill passed.

HS HCS HBs 349, 120, 136 & 328, relating to concealed firearms, was taken up by Representative Crawford.

Representative Crawford offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 349, 120, 136 & 328, Page 7, Section 571.094, Lines 105 and 106, by deleting the words “**subsections 9 and 10**” and inserting in lieu thereof the words “**subsections 10 and 11**”; and

Further amend said bill, Page 22, Section 571.094, Line 636, by deleting the number “**26**” and inserting in lieu thereof the number “**22**”.

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

On motion of Representative Crawford, **HS HCS HBs 349, 120, 136 & 328, as amended**, was read the third time and passed by the following vote:

AYES: 111

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bivins	Black

Bough	Bringer	Bruns	Byrd	Cooper 120
Cooper 155	Crawford	Crowell	Cunningham 145	Cunningham 86
Davis 122	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Goodman	Green	Guest	Hampton	Harris 110
Henke	Hobbs	Holand	Hunter	Ice
Jackson	Jetton	Johnson 47	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
Lembke	LeVota	Liese	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schlottach	Schneider	Seigfreid
Selby	Self	Shoemaker	Shoemyer	Smith 118
Smith 14	St. Onge	Stefanick	Stevenson	Sutherland
Taylor	Threlkeld	Townley	Viebrock	Wallace
Ward	Wasson	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright	Yates	Young
Madam Speaker				

NOES: 042

Bishop	Bland	Boykins	Brooks	Burnett
Campbell	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Fares	Fraser	George
Graham	Harris 23	Hoskins	Hubbard	Johnson 90
Jolly	Jones	Kratky	Lowe	Meiners
Muckler	Page	Schoemehl	Skaggs	Spreng
Thompson	Villa	Vogt	Walker	Walsh
Walton	Wildberger	Willoughby	Wilson 25	Wilson 42
Yaeger	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Brown	Carnahan	Dougherty	Haywood
Hilgemann	Johnson 61	Salva	Schaaf	Wagner

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

- HR 314** - Rules
- HR 388** - Rules
- HR 576** - Rules
- HR 580** - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

- HCR 18** - Corrections and State Institutions
- HCR 22** - Health Care Policy

REFERRAL OF HOUSE JOINT RESOLUTIONS

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

- HJR 12** - Transportation and Motor Vehicles
- HJR 13** - Transportation and Motor Vehicles
- HJR 19** - Local Government
- HJR 20** - Conservation and Natural Resources
- HJR 21** - Education

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 95** - Education
- HB 340** - Special Committee on Urban Issues
- HB 350** - Health Care Policy
- HB 354** - Workforce Development and Workplace Safety
- HB 357** - Local Government
- HB 359** - Tax Policy
- HB 374** - Judiciary
- HB 405** - Tax Policy
- HB 429** - Education
- HB 438** - Transportation and Motor Vehicles
- HB 441** - Tax Policy
- HB 476** - Local Government
- HB 484** - Health Care Policy
- HB 485** - Judiciary
- HB 522** - Professional Registration and Licensing
- HB 524** - Tax Policy
- HB 541** - Communications, Energy and Technology
- HB 551** - Transportation and Motor Vehicles
- HB 552** - Judiciary
- HB 558** - Corrections and State Institutions
- HB 561** - Small Business
- HB 562** - Professional Registration and Licensing
- HB 564** - Professional Registration and Licensing
- HB 565** - Professional Registration and Licensing

HB 566 - Professional Registration and Licensing
HB 567 - Crime Prevention and Public Safety
HB 568 - Job Creation and Economic Development
HB 569 - Job Creation and Economic Development
HB 570 - Crime Prevention and Public Safety
HB 571 - Judiciary
HB 572 - Corrections and State Institutions
HB 573 - Judiciary
HB 575 - Children and Families
HB 577 - Elections
HB 578 - Local Government
HB 579 - Professional Registration and Licensing
HB 580 - Health Care Policy
HB 581 - Judiciary
HB 582 - Crime Prevention and Public Safety
HB 583 - Retirement
HB 584 - Crime Prevention and Public Safety
HB 585 - Budget
HB 586 - Crime Prevention and Public Safety
HB 587 - Children and Families
HB 591 - Local Government
HB 592 - Education
HB 593 - Judiciary
HB 594 - Transportation and Motor Vehicles
HB 595 - Tax Policy
HB 596 - Professional Registration and Licensing
HB 597 - Transportation and Motor Vehicles
HB 598 - Transportation and Motor Vehicles
HB 599 - Judiciary
HB 600 - Tax Policy
HB 601 - Crime Prevention and Public Safety
HB 602 - Education
HB 603 - Judiciary
HB 604 - Judiciary
HB 605 - Education
HB 607 - Special Committee on Urban Issues

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 449 - Tax Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS #2 SCS SB 55 - Education
SCS SB 117 - Transportation and Motor Vehicles
SB 203 - Judiciary
SB 228 - Local Government
SB 232 - Local Government
SB 234 - Local Government
SB 235 - Local Government
SCS SB 239 - Local Government
SB 255 - Communications, Energy and Technology
SB 266 - Health Care Policy
SB 282 - Local Government
SCS SB 296 - Education
SCS SBs 299 & 40 - Budget
SB 357 - Judiciary
SB 465 - Judiciary
SCS SB 466 - Crime Prevention and Public Safety

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 215**, **HB 218**, **HB 115** and **HB 83**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Corrections and State Institutions, Chairman Kelly (144) reporting:

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **HB 93**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 51**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **HB 99**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Elections, to which was referred **HB 133**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass By Consent**.

Madam Speaker: Your Committee on Elections, to which was referred **HB 387**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Elections, to which was referred **HB 511**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Homeland Security and Veterans Affairs, Chairman Shoemaker (8) reporting:

Madam Speaker: Your Committee on Homeland Security and Veterans Affairs, to which was referred **HB 307**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Local Government, Chairman Johnson (47) reporting:

Madam Speaker: Your Committee on Local Government, to which was referred **HB 199**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 267**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 332**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 358**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 440**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Retirement, Chairman Smith (118) reporting:

Madam Speaker: Your Committee on Retirement, to which was referred **HB 246**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Retirement, to which was referred **HB 346** and **HB 174**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Retirement, to which was referred **HB 348** and **HB 347**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Madam Speaker: Your Committee on Retirement, to which was referred **HB 431**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Rules, Chairman Crowell reporting:

Madam Speaker: Your Committee on Rules, to which was referred **HR 477**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 477

WHEREAS, the members of the Missouri House of Representatives deem it both proper and necessary to maintain a cooperative relationship between our state's governmental bodies and the legal system; and

WHEREAS, the General Assembly has a long tradition of granting the use of its House and Senate Chambers for the purposes of official functions:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, First Regular Session, hereby grant the Eastern and Western District Federal Courts of Missouri permission to use the House Chamber for the purpose of swearing in newly-licensed members of the Missouri Bar on Friday, April 25, 2003, from 10:00 a.m. until 12:00 p.m. and on Friday, September 26, 2003, from 10:00 a.m. until 12:00 p.m.

Madam Speaker: Your Committee on Rules, to which was referred **HR 579**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 579

WHEREAS, the budget of the State of Missouri is required by the Missouri Constitution to balance revenues and expenditures; and

WHEREAS, revenue projections, mandatory expenditures, and constitutionally set spending priorities make passing the budget for fiscal year 2004 extraordinarily difficult; and

WHEREAS, the House Committee on Budget has scrutinized the budget as recommended by the governor and will report appropriations bills to the House which represent the best effort to balance revenues and expenditures for fiscal year 2004:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, in the perfection of appropriations bills for fiscal year 2004, will observe the following procedure, which shall for purposes of parliamentary rulings be regarded as a definitive statement of the practice of the House:

"No amendment to House Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, or 12 shall be in order that increases the total amount of general revenue appropriated in House Bills Nos. 1 through 12 as reported from the Committee on Budget. Any amendment that increases the amount of general revenue appropriated in House Bills Nos. 1 through 12 shall be required to contain an equal reduction in general revenue appropriated in the same bill or shall be required to be submitted with a separate amendment that makes an equal reduction in general revenue in any other of the twelve bills still pending. If the reduction is in another bill, the decreasing amendment shall be taken up first, and the increasing amendment may be taken up only if the decreasing amendment is adopted."

Madam Speaker: Your Committee on Rules, to which was referred **HR 690**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 690

BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, amend House Rule 74 to read as follows:

"Rule 74. Any member may have, as a personal right, a division of the question where the sense will admit it, **except that division of the question shall not be granted for any appropriations bill**. When the question having been divided is a Senate Bill for Third Reading, each part of the bill shall be voted upon separately and a subsequent separate vote shall be taken on the entire bill. When a bill is divided for consideration, the title and enacting clause shall be considered a separate part and shall, unless otherwise amended, be technically changed to reflect any amendments or deletions to the bill."

Special Committee on General Laws, Chairman Wright reporting:

Madam Speaker: Your Special Committee on General Laws, to which was referred **HB 554**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Tax Policy, Chairman Cooper (120) reporting:

Madam Speaker: Your Committee on Tax Policy, to which was referred **HB 190** and **HB 214**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Tourism and Cultural Affairs, Chairman Marsh reporting:

Madam Speaker: Your Committee on Tourism and Cultural Affairs, to which was referred **HB 144**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 162**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 284**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

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 **HCS HB 14**.

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 36**, entitled:

An act to repeal sections 260.475, 260.479, 260.830, 260.831, 444.770, and 444.772, RSMo, and to enact in lieu thereof nine new sections relating to environmental regulation.

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 **SCS SB 84**, entitled:

An act to repeal sections 148.330, 348.430, and 348.432, RSMo, and to enact in lieu thereof three new sections relating to tax credits.

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 265**, entitled:

An act to repeal sections 161.092, 168.021, and 168.071, RSMo, and to enact in lieu thereof three new sections relating to certificates of license to teach.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

February 19, 2003

The Honorable Catherine Hanaway
Speaker of the House of Representatives
State Capitol Building, Room 308
Jefferson City, MO 65101

Dear Speaker Hanaway:

Respectfully, I would like to withdraw **House Bill 408**.

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Randall Angst, District 146, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Randall Angst
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jerry Bough, District 142, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Jerry Bough
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Marilyn Ruestman, District 131, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Marilyn Ruestman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Charlie Schlottach, District 111, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Charlie Schlottach
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Larry Wilson, District 119, hereby state and affirm that my vote as recorded on Page 554 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Larry Wilson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Hampton, District 147, hereby state and affirm that my vote as recorded on Page 558 of the House Journal for Wednesday, March 5, 2003 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Mark Hampton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ed Wildberger, District 27, hereby state and affirm that my vote as recorded on Page 561 of the House Journal for Wednesday, March 5, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of March 2003.

/s/ Ed Wildberger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of March in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 1.
Possible Executive Session.
Public Hearing to be held on: HB 457, HB 464, HB 555

BUDGET

Monday, March 10, 2003, 1:00 p.m. Hearing Room 3.
Discussion of available revenues.

CONFERENCE COMMITTEE - APPROPRIATIONS

Monday, March 10, 2003, 11:15 a.m. Senate Committee Room 2.
Public Hearing to be held on: HB 15

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 12, 2003, 12:00 p.m. Hearing Room 5.
Public Hearing to be held on: HB 386, HB 442, HB 447
Executive Session to be held on: HB 182, HJR 7

CORRECTIONS AND STATE INSTITUTIONS

Monday, March 10, 2003. Hearing Room 7 upon adjournment.
Executive Session to be held on: HB 477

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 3.
Public Hearing to be held on: HB 200, HB 330, HB 413, HB 417, HB 582

EDUCATION

Monday, March 10, 2003. Side gallery upon adjournment.
Executive Session.

FINANCIAL SERVICES

Tuesday, March 11, 2003, 12:00 p.m. Hearing Room 6.
Possible Executive Session.
Public Hearing to be held on: HB 243, HB 309, HB 353, HB 490, HB 559

HOMELAND SECURITY AND VETERANS AFFAIRS

Tuesday, March 11, 2003, 5:00 p.m. Hearing Room 5.

Executive Session to be held on: HB 46

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Tuesday, March 11, 2003. Hearing Room 5 upon morning recess.

LOCAL GOVERNMENT

Monday, March 10, 2003, 3:00 p.m. Hearing Room 6.

Executive Session on previously heard bills.

LOCAL GOVERNMENT

Thursday, March 13, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: HB 293, HB 591

HOUSE CALENDAR

THIRTY-FOURTH DAY, MONDAY, MARCH 10, 2003

HOUSE BILLS FOR SECOND READING

HB 614 through HB 631

HOUSE BILLS FOR PERFECTION

HCS HB 228 - Pearce

HCS HB 156, HS, as amended, pending - Phillips

HCS HB 132, 173, 117 & 48 - Wright

HB 197 - Johnson (47)

HCS HB 257 - Munzlinger

HCS HB 322 - Baker

HCS HB 410 - Schaaf

HCS HB 144 - Luetkemeyer

HCS HB 346 & 174 - Dempsey

HB 511 - Deeken

HB 267 - Smith (118)

HCS HB 215, 218, 115 & 83 - Myers

HCS HB 190 & 214 - Fares

HCS HB 51 - Mayer

HCS HB 387 - Yates

HOUSE BILL FOR PERFECTION - INFORMAL

HB 157 - Johnson (90)

HOUSE BILLS FOR PERFECTION - CONSENT

(3-03-03)

HCS HB 202 - Portwood
HB 247, HCA 1 - Ward
HCS HB 253 - Shoemaker (8)
HCS HB 277 - Wright
HB 278 - Davis (19)
HB 292 - Wagner
HB 314, HCA 1 - Engler

(3-06-03)

HCS HB 93 - Moore
HB 99 - Seigfreid
HCS HB 133 - Willoughby
HB 162 - Shoemaker (8)
HB 199 - Jolly
HB 246 - Bishop
HB 284 - Crawford
HB 307 - Merideth
HCS HB 332 - Portwood
HCS HB 348 & 347 - Dempsey
HB 358 - Boykins
HCS HB 431 - Stevenson
HB 440 - Portwood
HCS HB 554 - Engler

HOUSE BILLS FOR THIRD READING

HCS HB 222, (Budget 3-04-03) - Luetkemeyer
HCS HB 289 - Dempsey

HOUSE BILLS FOR THIRD READING - CONSENT

HB 75 - Ruestman
HCS HB 131 - Deeken
HCS HB 152 & 180 - Johnson (47)
HCS HB 166, E.C. - Baker
HCS HB 181 - Seigfreid
HB 187 - Cooper (120)
HB 208 - Engler
HB 286 - Bearden
HCS HB 245 - Marsh
HCS HB 59 & 269 - Johnson (61)

SENATE BILLS FOR SECOND READING

SS SCS SB 36
SCS SB 84
SS SCS SB 265

BILL IN CONFERENCE

SCS HCS HB 15 - Bearden

HOUSE RESOLUTIONS

HR 477, (3-06-03) - Crowell
HR 579, (3-06-03) - Bearden
HR 690, (3-06-03) - Bearden