

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FORTY-EIGHTH DAY, TUESDAY, APRIL 8, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Our Source of Strength, it is written, "When I am afraid, I will put my trust in You", even so we trust in You in the midst of fearful and stressful times.

You are, indeed, the Source of everything: Strength for our day, wisdom for our task, grace for every battle, provision for each need, assistance for every encounter, and comfort for our soul.

Open our eyes that we might see victories rather than failures, progress rather than confusion, opportunities rather than opposition.

Now may the grace of our Lord and the love of God be with us all.

To You be the glory, both now and forevermore.

In the name of Your Son we pray. 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: Kaylee Conley, Jenna Eck, Katie Eiskina and Kimberly Heidlage.

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

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1472

through

House Resolution No. 1478 - Representative Avery

House Resolution No. 1479

through

House Resolution No. 1492 - Representative Fares

House Resolution No. 1493

through

House Resolution No. 1506 - Representatives Bivins and Lembke

House Resolution No. 1507 - Representative Shoemyer (9)

House Resolution No. 1508

and

House Resolution No. 1509 - Representative Dixon

House Resolution No. 1510

and

House Resolution No. 1511 - Representative Skaggs

INTRODUCTION OF HOUSE BILL

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

HB 732, introduced by Representatives Dixon and Viebrock, relating to compensation for those released from the department of corrections after post-conviction DNA testing.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 25 was read the second time.

SECOND READING OF HOUSE BILLS

HB 730 and **HB 731** were read the second time.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 16, **HB 17**, **HB 18** and **HB 20** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SS SCS SCR 13 was read the second time.

PERFECTION OF HOUSE BILLS

HB 470, relating to methamphetamine materials, was taken up by Representative Mayer.

Representative Mayer offered **HS HB 470**.

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

House Amendment No. 1

AMEND House Substitute for House Bill No. 470, Page 1, Line 5, by inserting the word "**precursors**" after the word "methamphetamine".

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

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

House Amendment No. 2

AMEND House Substitute for House Bill No. 470, Page 2, Section 195.417, Line 8, by deleting the words "six feet" and inserting in lieu thereof the words "**line of sight**".

Representative Stevenson offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

Representative Purgason assumed the Chair.

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

Representative Jolly offered **House Substitute Amendment No. 2 for House Amendment No. 2**.

*House Substitute Amendment No. 2
for
House Amendment No. 2*

AMEND House Substitute for House Bill No. 470, Page 2, Line 8, by inserting immediately after the word "feet" the words "**and an unobstructed view**".

On motion of Representative Jolly, **House Substitute Amendment No. 2 for House Amendment No. 2** was adopted.

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

House Amendment No. 3

AMEND House Substitute for House Bill No. 470, Page 2, Section 195.417.2, Line 11, by inserting after the word "that" on said line the following:

"utilizes a product tag and detection alarm which".

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

AYES: 094

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Bringer
Brown	Bruns	Byrd	Cooper 120	Cooper 155
Crawford	Crowell	Cunningham 145	Cunningham 86	Curls
Daus	Davis 19	Deeken	Dempsey	Dethrow
Dixon	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	Goodman	Guest	Hobbs
Holand	Hunter	Icet	Jackson	Jetton
Johnson 90	Jolly	Kelly 144	Kelly 36	Kingery
Lager	Lembke	LeVota	Lipke	Luetkemeyer
Marsh	May	Mayer	Miller	Moore

Morris	Munzlinger	Nieves	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Reinhart	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Selby	Shoemaker
Shoemyer	Smith 118	Smith 14	Stefanick	Stevenson
Sutherland	Taylor	Threlkeld	Viebrock	Villa
Wallace	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Young	Madam Speaker	

NOES: 062

Abel	Barnitz	Bishop	Bland	Brooks
Burnett	Campbell	Carnahan	Corcoran	Darrough
Davis 122	Donnelly	Dougherty	El-Amin	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 47	Johnson 61	Jones	Kratky	Kuessner
Liese	Lowe	McKenna	Meiners	Merideth
Muckler	Page	Purgason	Ransdall	Sager
Salva	Schoemehl	Seigfreid	Self	Skaggs
Spreng	St. Onge	Thompson	Townley	Vogt
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Boykins	King	Lawson	Myers
Richard	Wagner			

On motion of Representative Mayer, **HS HB 470, as amended**, was adopted.

On motion of Representative Mayer, **HS HB 470, as amended**, was ordered perfected and printed.

HCS HBs 404, 324, 403, 344, 426 & 541, relating to the regulation of utilities, was taken up by Representative Rector.

Representative Rector offered **HS HCS HBs 404, 324, 403, 344, 426 & 541**.

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

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 39, Section 393.1018, Line 11 of said page, by inserting immediately after all of said line the following:

"Section 1. A steam heating company having fewer than one hundred customers in this state may file under the small company rate procedure established by the public service commission in 4 CSR 240-2.200 by giving notice to the secretary of the commission, the public counsel, each customer, and each gas corporation or electric corporation providing utility service in the area. Any customer, gas corporation, or electric corporation

responding within thirty days of the date of notice shall be entitled to copies of all filings subsequently made in the case and may participate in any conferences or hearings therein."; and

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

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

Representative Johnson (90) requested a division of the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

Representative Byrd requested an additional division of the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

Representative Johnson (90) withdrew the motion to divide the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

Representative Byrd withdrew the additional motion to divide the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended.**

HCS HBs 404, 324, 403, 344, 426 & 541, with HS, as amended, pending, was laid over.

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

AFTERNOON SESSION

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

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Stephanie Agre, Jared Agre and Lacey Underwood.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1512	-	Representative Baker
House Resolution No. 1513	-	Representative Walker
House Resolution No. 1514	-	Representative Fares
House Resolution No. 1515	-	Representative Smith (14), et al
House Resolution No. 1516	-	Representative Kelly (36)
House Resolution No. 1517	-	Representative Deeken
House Resolution No. 1518	-	Representative Liese
House Resolution No. 1519	-	Representative Dusenberg
House Resolution No. 1520		
and		
House Resolution No. 1521	-	Representative Cooper (120)
House Resolution No. 1522		
through		
House Resolution No. 1605	-	Representative Hobbs

House Resolution No. 1606

through

House Resolution No. 1610 - Representative Wilson (119)

House Resolution No. 1611 - Representative Smith (14)

INTRODUCTION OF HOUSE BILLS

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

HB 733, introduced by Representatives Goodman, Stevenson and Lipke, relating to assault in the third degree.

HB 734, introduced by Representatives Goodman and Stevenson, relating to the appointment of circuit clerks.

HB 735, introduced by Representatives Bruns, Wildberger, Carnahan, Bivins, Muckler, Lembke and Icet, et al, relating to firemen's retirement systems.

PERFECTION OF HOUSE BILL

HCS HBs 404, 324, 403, 344, 426 & 541, with HS, as amended, pending, relating to the regulation of utilities, was again taken up by Representative Rector.

Representative Johnson (90) requested a division of the question on **HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**.

On motion of Representative Rector, **Part I of HS HCS HBs 404, 324, 403, 344, 426 & 541** was adopted by the following vote:

AYES: 146

Abel	Angst	Avery	Baker	Barnitz
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 155
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	Green
Guest	Hampton	Harris 110	Harris 23	Haywood
Henke	Hilgemann	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meiners	Merideth	Miller	Moore
Morris	Munzlinger	Nieves	Page	Parker

Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Ruestman	Rupp
Sager	Salva	Schaaf	Schlottach	Schoemehl
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Sutherland	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: 001

Taylor

ABSENT WITH LEAVE: 016

Adams	Bean	Boykins	Brooks	Cooper 120
Corcoran	Graham	Holand	Kratky	Muckler
Myers	Reinhart	Richard	Roark	Sander
Schneider				

Representative Willoughby offered **House Amendment No. 1 to Part II**.

House Amendment No. 1

AMEND Part II of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 3, Section 386.135, Lines 7-9, by deleting all of said lines after the word "in", and inserting in lieu thereof the following:

"one or more of the following fields: accounting, economics, finance, engineering, utility operations, law or public policy."; and

Further amend Lines 15 and 16, by striking the word "or" and inserting in lieu thereof a ","; and striking the word "and" in Line 16, and inserting in lieu thereof the word ", **or**".

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

On motion of Representative Rector, **Part II of HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**, was adopted.

Representative Smith (118) assumed the Chair.

On motion of Representative Rector, **Part III of HS HCS HBs 404, 324, 403, 344, 426 & 541** was adopted.

On motion of Representative Rector, **Part IV of HS HCS HBs 404, 324, 403, 344, 426 & 541** was adopted by the following vote:

AYES: 155

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis 122	Davis 19	Deeken	Dempsey
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	Ice	Jackson	Jetton	Johnson 47
Johnson 61	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	Munzlinger	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	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	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Adams	Boykins	Dethrow	Lowe	Muckler
Myers	Richard	Schneider		

Representative Fraser offered **House Amendment No. 1 to Part V.**

House Amendment No. 1

AMEND Part V of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 12, Section 393.156, Line 13, by inserting immediately after the word "considered" and period:

"In making its decision, the commission is not limited to approving or rejecting the ratemaking principles proposed by the company. The commission may accept or reject the proposed principles filed by the company, or may prescribe other principles, including no pre-approval and a prudence determination to be made when the construction and/or contracting is completed and the costs are presented for inclusion in rates."

Representative Purgason resumed the Chair.

Representative Fraser moved that **House Amendment No. 1 to Part V** be adopted.

Which motion was defeated.

Representative Page offered **House Amendment No. 2 to Part V**.

Representative Stevenson raised a point of order that **House Amendment No. 2 to Part V** goes beyond the scope of the bill.

Representative Purgason requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Jones offered **House Amendment No. 3 to Part V**.

Representative Stevenson raised a point of order that **House Amendment No. 3 to Part V** goes beyond the scope of the bill.

Representative Purgason requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Walker offered **House Amendment No. 4 to Part V**.

House Amendment No. 4

AMEND Part V of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 10, Section 393.156, Line 9 of said page, by inserting after the words "gas plant" the following:

"to be located within the State of Missouri"; and

Further amend said bill, Page 11, Section 393.156, Line 23 of said page, by deleting all of said line.

Representative Willoughby offered **House Substitute Amendment No. 1 for House Amendment No. 4 to Part V**.

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND Part V of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 12, Section 393.156, Line 2 of said page, by inserting immediately after the word "ratepayers" the words **"and shall give preference to facilities to be located within the state of Missouri."**

On motion of Representative Willoughby, **House Substitute Amendment No. 1 for House Amendment No. 4 to Part V** was adopted.

Representative Johnson (90) offered **House Amendment No. 5 to Part V**.

Speaker Hanaway resumed the Chair.

Representative Stevenson raised a point of order that **House Amendment No. 5 to Part V** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Abel offered **House Amendment No. 6 to Part V**.

House Amendment No. 6 to Part V was withdrawn.

Representative El-Amin offered **House Amendment No. 7 to Part V**.

Representative St. Onge raised a point of order that **House Amendment No. 7 to Part V** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Rector, **Part V of HS HCS HBs 404, 324, 403, 344, 426 & 541, as amended**, was adopted.

Representative Abel offered **House Amendment No. 1 to Part VI**.

House Amendment No. 1

AMEND Part VI of House Substitute for House Committee Substitute for House Bill Nos. 404, 324, 403, 344, 426 & 541, Page 17, Subsection 6, Line 5, by [""] true-up ["].

On motion of Representative Abel, **House Amendment No. 1 to Part VI** was adopted.

HCS HBs 404, 324, 403, 344, 426 & 541, with Part VI of HS, as amended, pending, was laid over.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 16 - Local Government

SB 180 - Retirement

SB 275 - Local Government

SCS SB 351 - Health Care Policy

SCS SB 447 - Judiciary

SB 480 - Professional Registration and Licensing

SB 492 - Professional Registration and Licensing

SB 506 - Health Care Policy

SB 511 - Health Care Policy
SCS SB 513 - Local Government

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

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

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **SB 371**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **SCS SB 29**, 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 **SB 50**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Health Care Policy, Chairman Holand reporting:

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 266**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

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

Madam Speaker: Your Committee on Local Government, to which was referred **SB 14**, 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 **SB 68**, 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 Local Government, to which was referred **SCS SB 130**, 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 Local Government, to which was referred **SCS SB 218**, 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 Local Government, to which was referred **SB 232**, 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 **SB 234**, 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 Local Government, to which was referred **SB 235**, 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 **SCS SB 239**, 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 **SB 282**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Special Committee on General Laws, Chairman Wright reporting:

Madam Speaker: Your Committee on Special Committee on General Laws, to which was referred **SCS SB 296**, begs leave to report it has examined the same and recommends that the **House Committee Substitute 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 **SS#2 SCS SB 481**, entitled:

An act to repeal sections 21.795, 144.062, and 226.030, RSMo, and to enact in lieu thereof seven new sections relating to accountability measures governing the operations of the department of transportation.

With Senate Committee Amendment No. 1

Senate Committee Amendment No. 1

AMEND Senate Substitute #2 for Senate Committee Substitute for Senate Bill No. 481, Page 1, In the Title, Line 4, by inserting after "transportation" the following:

", with an effective date for a certain section"; and

Further amend said bill, Page 12, Section 2, Line 4, by inserting after all of said line the following:

"Section B. The repeal and reenactment of section 144.062 shall become effective July 1, 2005."

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 adopted **SCR 2**.

SENATE CONCURRENT RESOLUTION NO. 2

WHEREAS, current studies indicate that children left at home alone and unsupervised have lower academic test scores, have higher absentee rates at school, exhibit higher levels of fear, stress, nightmares, loneliness, and boredom, are 1.7 times more likely to use alcohol, and are 1.6 times more likely to smoke cigarettes; and

WHEREAS, recent data shows that violent juvenile crime rates soar and children are most likely to be victims of a violent crime committed by a nonfamily member between the hours of 3 p.m. and 8 p.m., the hours immediately after school; and

WHEREAS, according to the National Center for Juvenile Justice, children are at greater risk of being involved in crime, substance abuse, and teenage pregnancy in the hours after school, especially between the hours of 3 p.m. and 4 p.m.; and

WHEREAS, the most common activity for children after school is watching television, resulting in an average 23 hours of television watching per week; and

WHEREAS, the parents of more than 800,000 Missouri school-age children work outside the home; and

WHEREAS, according to the estimates of the Urban Institute of the United States Census Bureau, at least 7 million and as many as 15 million "latchkey children" return to an empty house on any given afternoon; and

WHEREAS, in the United States, families worry about their children being unsafe and having too much idle, unsupervised time; and

WHEREAS, the United States Departments of Education and Justice report that children in quality out-of-school programs have better academic performance, school attendance, behavior, and greater expectations for the future; and

WHEREAS, children who attend high quality out-of-school programs have better peer relations, emotional adjustment, conflict resolution skills, grades, and conduct in school compared to their peers who are not in out-of-school programs; and

WHEREAS, children who attend out-of-school programs spend more time in learning opportunities, academic activities, and enrichment activities, and spend less time watching television than their peers; and

WHEREAS, children who attend out-of-school programs miss fewer days of school, have better homework completion, better school behavior, and higher test scores; and

WHEREAS, the United States Congress has recognized the beneficial impact of out-of-school programs to our youth, and has increased the funding of out-of-school programs administered by the Missouri Department of Elementary and Secondary Education; and

WHEREAS, 92% of all Americans believe there should be organized activities for all youth during out-of-school hours; and

WHEREAS, it is estimated that less than 25% of all school-age children attend any out-of-school program, leaving 75% of our youth without a safe, supportive, and enriching environment during the unsupervised hours after the formal school day ends; and

WHEREAS, the Joint Interim Committee on After-School Programs has studied several of the above-mentioned issues during the tenure of the Ninety-first General Assembly and recommends that a similar study committee be established to continue the study during the tenure of the Ninety-second General Assembly:

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate of the Ninety-second General Assembly, First Regular Session, the House of Representatives concurring therein, that the "Joint Legislative Committee on Out-of-School Programs" be created to be comprised of five members of the Senate, appointed by the President Pro Tem of the Senate and the Senate Minority Floor Leader and five members of the House of Representatives, appointed by the Speaker of the House of Representatives and the House Minority Floor Leader; and

BE IT FURTHER RESOLVED that the committee continue and expand the in-depth studies conducted by the prior Joint Interim Committee on After-School Programs and to make a comprehensive analysis of the quantity and quality of Missouri out-of-school programs, including the solicitation of information from appropriate state agencies, public schools, youth development organizations, law enforcement agencies and juvenile officers, youth development and education experts, and the public (including youth) regarding the status of out-of-school programs; and

BE IT FURTHER RESOLVED that the committee, in consultation with the Departments of Elementary and Secondary Education, Social Services, and all other relevant agencies, make recommendations for an efficient and effective development plan to provide the opportunity for every Missouri school-age child to access quality out-of-school programs and design a system to train, mentor, and support out-of-school programs, and thereby guarantee their sustainability; and

BE IT FURTHER RESOLVED that the committee be authorized to hold hearings as it deems advisable, and that the staffs of Senate Research, House Research, and the Committee on Legislative Research provide such legal, research, clerical, technical, and bill drafting services requested by the committee; and

BE IT FURTHER RESOLVED that the General Assembly endorses all of state government to enthusiastically encourage our citizens to engage in innovative out-of-school programs and activities that ensure that all Missouri school-age children are not only safe, but also productive when the school day ends; and

BE IT FURTHER RESOLVED that the committee report its recommendations and findings to the General Assembly by January 1, 2005, and the authority of such committee shall terminate on December 31, 2004, unless reauthorized.

In which the concurrence of the House is respectfully requested.

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE
April 8, 2003

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
FIRST REGULAR SESSION
92ND GENERAL ASSEMBLY
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 554**, entitled:

"AN ACT"

To repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to inclement weather exceptions for mandatory days of school attendance, with an emergency clause.

On April 8, 2003, I approved said **House Committee Substitute for House Bill No. 554**.

Respectfully submitted,

/s/ Bob Holden
Governor

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, April 9, 2003.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Forty-seventh Day, Monday, April 7, 2003, Page 941, Line 4, by deleting "**SB 554**" on said line.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 1. HEARING CANCELLED
Executive Session may follow.
Public Hearing to be held on: SB 15

AGRICULTURE

Wednesday, April 9, 2003, 8:00 a.m. Hearing Room 6.
Possible Executive Session.
Public Hearing to be held on: HB 436, HB 457, SB 36, SB 84

BUDGET

Wednesday, April 9, 2003, 5:00 p.m. Hearing Room 1.
Public Hearing to be held on: HB 698, HCR 17
Executive Session to be held on: HB 134, HB 179, HB 585, HB 641

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 5. AMENDED NOTICE
Executive Session may follow.
Public Hearing to be held on: HB 205, HB 672, SB 334, SB 392, SB 606

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, April 9, 2003, 6:00 p.m. Hearing Room 7.
Hearing will begin at 6:00 p.m. or upon evening adjournment.
Public Hearing to be held on: HB 674, HB 692, SB 108
Executive Session to be held on: HB 572, HCR 18

EDUCATION

Wednesday, April 9, 2003. Hearing Room 3 upon evening adjournment.

Possible Executive Session.

Possible hearing on SCS SB 632 & 644, SBs 676 & 666.

Public Hearing to be held on: SB 55, SB 204, SB 265, SB 519, SB 686

EDUCATION

Thursday, April 10, 2003, 8:00 a.m. Hearing Room 1.

Hearing on bills not heard Wednesday, April 9th.

Possible Executive Session.

HEALTH CARE POLICY

Wednesday, April 9, 2003, 6:00 p.m. Hearing Room 6.

Public Hearing to be held on: HB 688, HB 696, SB 34, SB 308, SB 618

Executive Session to be held on: SB 317

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 6. AMENDED NOTICE

Executive Session will follow.

Public Hearing to be held on: HB 680, HB 693

JOINT COMMITTEE ON GAMING AND WAGERING

Wednesday, April 9, 2003, 9:00 a.m. Hearing Room 7.

Organizational meeting/Election of Chairman and Vice-Chairman.

JUDICIARY

Wednesday, April 9, 2003, 8:00 a.m. Hearing Room 3.

Executive Session may follow on HBs 105, 213, 382, 374, 406;

SBs 203, 101, 214, 357, 421, 469, 521 & 537.

Public Hearing to be held on: HB 238, HB 374, HB 406, SB 101, SB 214,

SB 357, SB 421, SB 469, SB 521, SB 537

JUDICIARY

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow on: SBs 474, 616, 471, 470, 465, 463, 457, 448, 401, 395, 394, 143

Will take up bills not heard 8:00 a.m.

Public Hearing to be held on: SB 143, SB 394, SB 395, SB 401, SB 448,

SB 457, SB 463, SB 465, SB 470, SB 471, SB 474, SB 616

LOCAL GOVERNMENT

Thursday, April 10, 2003, 8:00 a.m. Hearing Room 6.

Executive Session on previously heard Senate Bills.

Public Hearing to be held on: SB 121, SB 122, SB 142, SB 202, SB 212,

SB 224, SB 238, SB 281, SB 301

LOCAL GOVERNMENT

Thursday, April 10, 2003. Hearing Room 6 upon morning adjournment. AMENDED NOTICE
Executive Session on previously heard Senate Bills.
Public Hearing to be held on: SB 295, SB 562, SB 577

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 9, 2003, 7:30 p.m. Hearing Room 5.
Informational meeting.
Representatives from Doctors of Osteopathy, Chiropractic, Physicians' Assistants, etc.

RETIREMENT

Thursday, April 10, 2003, 8:30 a.m. Hearing Room 7.
Executive Session may follow.
Public Hearing to be held on: SB 180, SB 456, SB 552

SMALL BUSINESS

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 4.
Hearing will begin at 12:00 p.m. or upon morning recess.
Executive Session may follow.
Public Hearing to be held on: HR 887, SB 165

TOURISM AND CULTURAL AFFAIRS

Wednesday, April 9, 2003, 12:15 p.m. House Lounge.
Public Hearing to be held on: SB 1, SB 237
Executive Session to be held on: SB 1, SB 237

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 7.
Executive Session may follow on HBs 614, 466, 689, 684, 702;
SBs 289, 314, 355, 356, 54, 207, 423, 594, 529, 598, 697. Amend.#2
Public Hearing to be held on: HB 684, HB 689, HB 702, SB 54, SB 207,
SB 355, SB 356, SB 423, SB 529, SB 594, SB 598, SB 697

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 9, 2003, 12:00 p.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: SB 607

HOUSE CALENDAR

FORTY-NINTH DAY, WEDNESDAY, APRIL 9, 2003

HOUSE BILLS FOR SECOND READING

HB 732 through HB 735

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 132, 173, 117 & 48 - Wright
- 2 HCS HB 215, 218, 115 & 83 - Myers
- 3 HCS HB 190 & 214 - Fares
- 4 HCS HB 51 - Mayer
- 5 HCS HB 387 - Pearce
- 6 HCS HB 109 & 34 - Fares
- 7 HCS HB 404, 324, 403, 344, 426 & 541, Part VI of HS, as amended, pending - Rector
- 8 HB 263 - Cooper (120)
- 9 HCS HB 121 - Portwood
- 10 HCS HB 679 & 396 - Hanaway
- 11 HB 481 - Crowell
- 12 HCS HB 468 - Byrd
- 13 HCS HB 142 - Dempsey
- 14 HCS HB 564 - Behnen

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 435 - Engler

HOUSE BILLS FOR THIRD READING

- 1 HS HB 511 - Deeken
- 2 HB 444 - Jackson

SENATE BILL FOR SECOND READING

SS#2 SCS SB 481, as amended

SENATE BILLS FOR THIRD READING - CONSENT

(4-07-03)

- 1 SCS SB 4, HCA 1 - Johnson (47)
- 2 SB 255 - Engler

(4-09-03)

- 1 HCS SB 234, E.C. - Ervin
- 2 SB 14 - Johnson (47)
- 3 SCS SB 29 -
- 4 SB 50 -
- 5 HCS SB 68 - Wasson
- 6 HCS SCS SB 130, E.C. - Davis (19)

- 7 HCS SCS SB 218 - George
- 8 SB 232 - Behnen
- 9 SB 235 - Johnson (47)
- 10 SCS SB 239 - Smith (118)
- 11 HCS SB 266 - Johnson (47)
- 12 SB 282 - Brown
- 13 SB 371 - Cunningham (86)

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40 - Bearden
- 2 HCS SCS SB 296 - Sutherland

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

SCS SB 194 & 189, E.C. - St. Onge

HOUSE CONCURRENT RESOLUTION

HCR 11, (4-07-03, Pages 945-946) - Moore