

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-SECOND DAY, TUESDAY, APRIL 15, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You have said that "if any lacks wisdom, let him ask of God, who gives to all generously and without reproach, and it will be given to him" so we ask and receive of You wisdom for this day.

We are grateful to have wisdom, discernment, and knowledge for every decision we make. Guide us in all decisions. Give us answers and solutions. May we seek Your heart and make no decisions outside of Your will.

Give us strength so that we will not grow weary. For Your grace is sufficient. Give us humility so we would not lose our way. Give us favor that we might be united as we walk in the center of Your will.

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

To You be the glory, both now and forever, 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: John Stanley, Lee Midgett, Ashley M. Fletcher, Stephanie Engeman, Garret Cook, Amanda Hess, Alicia Black, Kristin Goeke, Alex Nieves, Jessica Sager, Dallas Kurtz, Jeni Graves, Darcy Howard, Ryan Parkhest, Ore Paris, William Mims, Christine Simpson, Rick Hammond, Matthew Goldstein, Megan Hughes, John Stanley, Jeremy Ruff, Conner Muse, Ryan Cooksey, Kelli Payne, Hope Miller, Ryan Skipper, Brian Robertson, Molly Quinn, Katie Burns-Yocum, Jennifer Pereira, Jessica Thompson and Catherine You.

The Journal of the fifty-first day was approved as printed by the following vote:

AYES: 154

| | | | | |
|-----------|----------|----------------|---------------|-----------|
| Abel | Angst | Avery | Baker | Barnitz |
| Bean | Bearden | Behnen | Bishop | Bivins |
| Black | Bland | Bough | Boykins | 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 | 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 | Hoskins |
| Hubbard | Hunter | Ice | Jackson | Jetton |
| Johnson 47 | Johnson 61 | Johnson 90 | Jolly | Jones |
| Kelly 144 | King | Kingery | Kratky | Kuessner |
| Lager | Lawson | Lembke | LeVota | Liese |
| Lipke | Lowe | Luetkemeyer | Marsh | May |
| McKenna | Meiners | Merideth | Miller | Moore |
| Morris | Muckler | Munzlinger | Myers | Nieves |
| Page | Pearce | Phillips | Portwood | Pratt |
| Purgason | Quinn | Ransdall | Reinhart | Richard |
| 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 | 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: 009

| | | | | |
|--------|--------|-----------|-----------|--------|
| Adams | Holand | Kelly 36 | Mayer | Parker |
| Rector | Roark | Schneider | Threlkeld | |

Former Representative Bill Skaggs was introduced by Representative Trent Skaggs and recognized as an Outstanding Missourian.

HOUSE RESOLUTION

Representative Baker, et al, offered House Resolution No. 1848.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

| | | |
|---------------------------|---|------------------------|
| House Resolution No. 1849 | - | Representative Page |
| House Resolution No. 1850 | - | Representative Goodman |
| House Resolution No. 1851 | | |
| through | | |
| House Resolution No. 1854 | - | Representative Lager |
| House Resolution No. 1855 | | |
| through | | |
| House Resolution No. 1875 | - | Representative Baker |
| House Resolution No. 1876 | | |
| through | | |
| House Resolution No. 1880 | - | Representative Black |

House Resolution No. 1881
through
House Resolution No. 1885 - Representative Crowell
House Resolution No. 1886 - Representative Moore
House Resolution No. 1887
through
House Resolution No. 1893 - Representative Shoemaker (8)
House Resolution No. 1894 - Representative King
House Resolution No. 1895
and
House Resolution No. 1896 - Representative Viebrock
House Resolution No. 1897
through
House Resolution No. 1911 - Representative Lembke
House Resolution No. 1912 - Representative Crawford

INTRODUCTION OF HOUSE BILL

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

HB 748, introduced by Representative Rupp, relating to use of school buses.

SECOND READING OF HOUSE BILLS

HB 743 through **HB 747** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCS SCR 8 was read the second time.

PERFECTION OF HOUSE BILL

HCS HB 142, relating to high-speed Internet access, was taken up by Representative Dempsey.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 142, Page 9, Section 392.261, Line 5, by inserting immediately after the word "commission" the words "**or any political subdivision**"; and

Further amend said bill, Page 10, Section 392.261, Line 38, by inserting immediately after all of said line the following:

“5. Nothing in this section shall prevent a political subdivision from regulating the physical facilities of a provider of high-speed Internet access service or broadband service to the extent authorized to do so under sections 67.1830 to 67.1846.

6. Nothing in this section shall prevent a political subdivision from enforcing the terms of a franchise agreement pursuant to the rights granted by the Cable Communications Policy Act of 1984 (47 U.S.C. Sections 521 et. seq. as amended).”.

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

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

AMEND House Committee Substitute for House Bill No. 142, Page 9, Section 392.261, Line 5, by inserting immediately after the word “**commission**” the words: “**or any political subdivision**”; and

Further amend said bill, Page 10, Section 392.261, Line 38, by inserting immediately after all of said line the following:

“5. Nothing in this section shall prevent a political subdivision from regulating the physical facilities of a provider of high-speed Internet access service or broadband service to the extent authorized to do so under sections 67.1830 to 67.1846.

6. Nothing in this section shall prevent a political subdivision from requiring, entering into or enforcing the terms of a franchise, license or other agreement.”.

Representative Sager offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1.**

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

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Committee Substitute for House Bill No. 142, Page 9, Section 392.261, by adding at the end of all lines:

“7. If the political subdivision governing the franchise believes the cable company is offering an unacceptable level of service they may suspend the franchise and negotiate for competition in the franchise territory”.

Representative Byrd raised a point of order that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** goes beyond the scope of the amendment.

The Chair ruled the point of order not well taken.

Representative Sager moved that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Pratt offered **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 1**.

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 142, Pages 9 and 10, Section 392.261, Lines 10 to 14, by deleting all of said lines and inserting in lieu thereof the following:

“telecommunications service as otherwise authorized under chapter 386, RSMo, and this chapter. Nothing in this section is intended to affect the commission’s authority to otherwise regulate telecommunications services and facilities consistent with the Federal Communications Commission’s regulations and other provisions of this section”; and

Further amend said bill, Page 10, Section 392.261, Lines 19 and 20, by deleting all of said lines and inserting in lieu thereof the following:

“the incumbent local exchange telecommunication company only to the extent allowed by the Federal Communications Commission regulations and decisions.”; and

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

HCS HB 142, as amended, with House Amendment No. 2, pending, was laid over.

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

AFTERNOON SESSION

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

Representative Wright suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 145

| | | | | |
|----------|----------|------------|----------|----------|
| Abel | Angst | Avery | Baker | Barnitz |
| Bean | Bearden | Behnen | Bishop | Bivins |
| Black | Bland | Bough | Boykins | Bringer |
| Brooks | Brown | Bruns | Burnett | Byrd |
| Campbell | Carnahan | Cooper 120 | Corcoran | Crawford |

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| | | | | |
|------------|----------------|---------------|------------|---------------|
| 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 | Graham | Green | Guest | Hampton |
| Harris 110 | 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 | LeVota | Liese |
| Lipke | Low | Luetkemeyer | Marsh | May |
| Mayer | McKenna | Meiners | Merideth | Miller |
| Moore | Morris | Muckler | Myers | Nieves |
| Page | Parker | Pearce | Phillips | Pratt |
| Purgason | Quinn | Ransdall | Rector | Richard |
| Roark | Ruestman | Sager | Salva | Sander |
| Schaaf | Schlottach | Schneider | Schoemehl | Seigfreid |
| Selby | Self | Shoemaker | Skaggs | Smith 14 |
| Spreng | St. Onge | Stefanick | Stevenson | Sutherland |
| Taylor | Thompson | Threlkeld | Townley | Viebrock |
| Villa | Vogt | Wagner | Walker | Walsh |
| Walton | Ward | Wildberger | Wilson 119 | Wilson 130 |
| Wilson 25 | Wilson 42 | Witte | Wood | Wright |
| Yaeger | Yates | Young | Zweifel | Madam Speaker |

NOES: 002

Daus Wallace

PRESENT: 004

Munzlinger Shoemyer Smith 118 Whorton

ABSENT WITH LEAVE: 012

| | | | | |
|------------|------------|----------|-----------|-----------|
| Adams | Cooper 155 | Goodman | Harris 23 | Hilgemann |
| Johnson 61 | Lembke | Portwood | Reinhart | Rupp |
| Wasson | Willoughby | | | |

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1913

and

House Resolution No. 1914 - Representative Bland

House Resolution No. 1915 - Representative Quinn

House Resolution No. 1916 - Representative Wilson (119)

House Resolution No. 1917
through

House Resolution No. 1920 - Representative Baker

House Resolution No. 1921 - Representative Rector

House Resolution No. 1922 - Representative Engler

House Resolution No. 1923
through

House Resolution No. 1926 - Representative Miller

House Resolution No. 1927 - Representative Lipke
 House Resolution No. 1928 - Representatives Dempsey and Smith (14)
 House Resolution No. 1929
 through
 House Resolution No. 1931 - Representative Jetton

INTRODUCTION OF HOUSE BILL

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

HB 749, introduced by Representatives Abel, Seigfreid, Barnitz, Whorton, Witte, Kuessner, Shoemyer (9), Ransdall, Bringer, Henke, Merideth, Sager and Harris (110), et al, relating to the Missouri Rural Health Initiative.

PERFECTION OF HOUSE BILLS

HCS HB 142, as amended, with House Amendment No. 2, pending, relating to high-speed Internet access, was again taken up by Representative Dempsey.

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

Which motion was defeated by the following vote:

AYES: 046

| | | | | |
|------------|-----------|------------|----------------|------------|
| Angst | Baker | Barnitz | Brown | Bruns |
| Cooper 120 | Crawford | Crowell | Cunningham 145 | Deeken |
| Dethrow | Dusenberg | Ervin | Graham | Hampton |
| Harris 23 | Hobbs | Johnson 47 | Jolly | Kingery |
| Kuessner | Lager | LeVota | Marsh | May |
| Meiners | Merideth | Miller | Munzlinger | Myers |
| Pearce | Phillips | Pratt | Purgason | Ransdall |
| Roark | Schaaf | Schlottach | Seigfreid | Shoemaker |
| Taylor | Walker | Wallace | Whorton | Wilson 119 |
| Yates | | | | |

NOES: 113

| | | | | |
|------------|-----------|------------|------------|---------------|
| Abel | Avery | Bean | Bearden | Behnen |
| Bishop | Bivins | Black | Bland | Bough |
| Boykins | Bringer | Brooks | Burnett | Byrd |
| Campbell | Carnahan | Cooper 155 | Corcoran | Cunningham 86 |
| Curls | Darrough | Daus | Davis 122 | Davis 19 |
| Dempsey | Dixon | Donnelly | Dougherty | El-Amin |
| Emery | Engler | Fares | Fraser | George |
| Goodman | Green | Guest | Harris 110 | Haywood |
| Henke | Hilgemann | Holand | Hoskins | Hubbard |
| Hunter | Icet | Jackson | Jetton | Johnson 61 |
| Johnson 90 | Jones | Kelly 144 | Kelly 36 | King |
| Kratky | Lawson | Lembke | Liese | Lipke |
| Mayer | McKenna | Moore | Morris | Muckler |
| Nieves | Page | Parker | Portwood | Quinn |

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| | | | | |
|-----------|------------|---------------|------------|------------|
| Rector | Reinhart | Richard | Ruestman | Rupp |
| Sager | Salva | Sander | Schneider | Schoemehl |
| Selby | Shoemyer | Skaggs | Smith 118 | Smith 14 |
| Spreng | St. Onge | Stefanick | Stevenson | Sutherland |
| Thompson | Threlkeld | Townley | Viebrock | Villa |
| Vogt | Wagner | Walsh | Walton | Ward |
| Wasson | Wildberger | Willoughby | Wilson 130 | Wilson 25 |
| Wilson 42 | Witte | Wood | Wright | Yaeger |
| Young | Zweifel | Madam Speaker | | |

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 003

| | | |
|-------|-------------|------|
| Adams | Luetkemeyer | Self |
|-------|-------------|------|

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 142, Page 4, Section 386.020, Lines 108 to 110, by deleting all of said lines and inserting in lieu there of the following:

"and underlying facilities used solely and exclusively to provide upstream, from customer to provider, or downstream, from provider to customer, transmission in excess of one hundred forty-four kilobits per second to or from the Internet, or are utilized solely and exclusively to"; and

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

Representative Lager moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 045

| | | | | |
|---------|----------------|------------|-------------|----------|
| Angst | Baker | Barnitz | Bishop | Brown |
| Bruns | Burnett | Campbell | Cooper 120 | Crawford |
| Crowell | Cunningham 145 | Deeken | Dethrow | Donnelly |
| Ervin | Fraser | Graham | Harris 23 | Jetton |
| Jolly | Lager | LeVota | Luetkemeyer | May |
| Meiners | Miller | Munzlinger | Pearce | Phillips |
| Pratt | Purgason | Quinn | Ransdall | Roark |
| Schaaf | Schlottach | Self | Shoemaker | Taylor |
| Townley | Walker | Whorton | Wilson 25 | Yates |

NOES: 111

| | | | | |
|-----------|---------------|---------|----------|------------|
| Abel | Avery | Bean | Bearden | Behnen |
| Bivins | Black | Bland | Bough | Boykins |
| Bringer | Brooks | Byrd | Carnahan | Cooper 155 |
| Corcoran | Cunningham 86 | Curls | Darrough | Daus |
| Davis 122 | Davis 19 | Dempsey | Dixon | Dougherty |
| Dusenberg | El-Amin | Emery | Engler | Fares |
| George | Goodman | Green | Guest | Hampton |

| | | | | |
|---------------|------------|------------|-----------|------------|
| Harris 110 | Haywood | Henke | Hilgemann | Holand |
| Hoskins | Hubbard | Hunter | Icet | Jackson |
| Johnson 47 | Johnson 61 | Johnson 90 | Jones | Kelly 144 |
| Kelly 36 | King | Kingery | Kratky | Kuessner |
| Lembke | Liese | Lipke | Marsh | Mayer |
| McKenna | Moore | Morris | Muckler | Nieves |
| Page | Parker | Portwood | Rector | Reinhart |
| Richard | Rupp | Sager | Salva | Sander |
| Schneider | Schoemehl | Seigfreid | Selby | Shoemyer |
| Skaggs | Smith 118 | Smith 14 | Spreng | St. Onge |
| Stefanick | Stevenson | Sutherland | Thompson | Threlkeld |
| Viebrock | Villa | Vogt | Wagner | Wallace |
| Walsh | Walton | Ward | Wasson | Wildberger |
| Willoughby | Wilson 119 | Wilson 130 | Wilson 42 | Witte |
| Wood | Wright | Yaeger | Young | Zweifel |
| Madam Speaker | | | | |

PRESENT: 001

Hobbs

ABSENT WITH LEAVE: 006

| | | | | |
|----------|--------|------|----------|-------|
| Adams | Lawson | Lowe | Merideth | Myers |
| Ruestman | | | | |

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

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

Representative Hunter requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

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

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 38, by inserting after all of said line the following:

"5. A provider of broadband service or high-speed Internet access service is prohibited from requiring a customer to purchase basic local exchange service or other service regulated by the commission as a condition of receiving retail broadband service or high-speed Internet access."; and

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

Representative Johnson (47) assumed the Chair.

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

Which motion was defeated.

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

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 35, by deleting all of said line and inserting in lieu there of the following:

"RSMo, and section 392.248; and

(4) To establish and enforce the terms and conditions of any performance remedy plan set forth in interconnection agreements approved by the Missouri public service commission between an incumbent local exchange carrier electing to provide broadband or high-speed Internet access service on a nonregulated basis pursuant to subsection 1 of this section and competitive local exchange carriers."; and

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

Representative Hunter resumed the Chair.

Representative Graham moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 053

| | | | | |
|------------|-----------|-----------|-------------|-----------|
| Angst | Baker | Barnitz | Bishop | Bland |
| Boykins | Brooks | Brown | Bruns | Burnett |
| Crawford | Crowell | Curls | Deeken | Donnelly |
| El-Amin | Ervin | Fraser | Graham | Harris 23 |
| Haywood | Henke | Hoskins | Hubbard | Jetton |
| Johnson 61 | Jolly | Jones | Kelly 36 | Kuessner |
| Lager | LeVota | Lowe | Luetkemeyer | Meiners |
| Merideth | Phillips | Pratt | Ransdall | Salva |
| Schaaf | Seigfreid | Shoemaker | Taylor | Townley |
| Viebrock | Walker | Whorton | Wildberger | Wilson 25 |
| Wilson 42 | Yaeger | Yates | | |

NOES: 106

| | | | | |
|---------------|------------|------------|------------|----------------|
| Abel | Avery | Bean | Bearden | Behnen |
| Bivins | Black | Bough | Bringer | Byrd |
| Carnahan | Cooper 120 | Cooper 155 | Corcoran | Cunningham 145 |
| Cunningham 86 | Darrough | Daus | Davis 122 | Davis 19 |
| Dempsey | Dethrow | Dixon | Dougherty | Dusenberg |
| Emery | Engler | Fares | George | Goodman |
| Green | Guest | Hampton | Harris 110 | Hilgemann |
| Hobbs | Holand | Hunter | Ice | Jackson |
| Johnson 47 | Johnson 90 | King | Kingery | Kratky |
| Lawson | Lembke | Liese | Lipke | Marsh |
| May | Mayer | McKenna | Miller | Moore |
| Morris | Muckler | Munzlinger | Myers | Nieves |
| Page | Parker | Pearce | Portwood | Purgason |
| Quinn | Rector | Reinhart | Richard | Roark |
| Ruestman | Rupp | Sager | Sander | Schlottach |
| Schneider | Schoemehl | Selby | Self | Shoemyer |
| Skaggs | Smith 14 | Spreng | St. Onge | Stefanick |
| Stevenson | Sutherland | Thompson | Threlkeld | Villa |
| Vogt | Wagner | Wallace | Walsh | Walton |

Ward
Witte
Madam Speaker

Wasson
Wood

Willoughby
Wright

Wilson 119
Young

Wilson 130
Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams

Campbell

Kelly 144

Smith 118

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

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 142, Page 9, Section 386.020, Line 293, by inserting after all of said line the following:

"(61) "Voice telecommunications service", those services and underlying facilities capable of transmitting speech in any format regardless of the technology or medium used, including but not limited to, circuit switching, packet switching, wireless, copper wire, fiber optic cable, or coaxial cable, to provide such service."; and renumber remaining subdivisions accordingly; and

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

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

Which motion was defeated.

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

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 38, by inserting after all of said line the following:

"5. This section shall terminate on January 1, 2014."; and

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

Speaker Hanaway resumed the Chair.

Representative Taylor offered **House Substitute Amendment No. 1 for House Amendment No. 8.**

*House Substitute Amendment No. 1
for
House Amendment No. 8*

AMEND House Committee Substitute for House Bill No. 142, Page 10, Section 392.261, Line 38, by inserting after all of said line the following:

"5. The provisions of this section shall expire February 1, 2004"; and

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

Representative Taylor moved that **House Substitute Amendment No. 1 for House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 042

| | | | | |
|----------------|------------|-----------|-------------|------------|
| Angst | Baker | Barnitz | Bishop | Brown |
| Bruns | Burnett | Campbell | Crawford | Crowell |
| Cunningham 145 | Deeken | Dethrow | Donnelly | Dusenberg |
| El-Amin | Ervin | Harris 23 | Haywood | Holand |
| Jetton | Johnson 47 | Jolly | Kratky | Kuessner |
| Lager | LeVota | Lowe | Luetkemeyer | May |
| Meiners | Miller | Phillips | Pratt | Purgason |
| Ransdall | Taylor | Townley | Wallace | Wilson 119 |
| Wilson 25 | Yates | | | |

NOES: 113

| | | | | |
|---------------|------------|---------------|------------|------------|
| Avery | Bean | Bearden | Behnen | Bivins |
| Black | Bland | Bough | Boykins | Bringer |
| Byrd | Carnahan | Cooper 120 | Cooper 155 | Corcoran |
| Cunningham 86 | Curls | Darrough | Daus | Davis 122 |
| Davis 19 | Dempsey | Dixon | Dougherty | Emery |
| Engler | Fares | Fraser | George | Goodman |
| Graham | Green | Guest | Hampton | Harris 110 |
| Henke | Hilgemann | Hobbs | Hoskins | Hubbard |
| Hunter | Ice | Jackson | Johnson 61 | Johnson 90 |
| Jones | Kelly 144 | Kelly 36 | King | Kingery |
| Lembke | Liese | Lipke | Marsh | Mayer |
| McKenna | Merideth | Moore | Morris | Muckler |
| Munzlinger | Nieves | Page | Parker | Pearce |
| Portwood | Rector | Reinhart | 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 | Thompson | Threlkeld | Villa |
| Vogt | Wagner | Walker | Walsh | Walton |
| Wasson | Whorton | Wildberger | Willoughby | Wilson 130 |
| Wilson 42 | Witte | Wood | Wright | Yaeger |
| Young | Zweifel | Madam Speaker | | |

PRESENT: 002

| | |
|--------|----------|
| Brooks | Viebrock |
|--------|----------|

ABSENT WITH LEAVE: 006

| | | | | |
|------|-------|--------|-------|-------|
| Abel | Adams | Lawson | Myers | Quinn |
| Ward | | | | |

Representative LeVota moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 043

| | | | | |
|------------|-----------|----------|-------------|-----------|
| Baker | Barnitz | Bishop | Brooks | Brown |
| Bruns | Burnett | Campbell | Carnahan | Crawford |
| Crowell | Daus | Deeken | Donnelly | El-Amin |
| Ervin | Graham | Green | Hampton | Harris 23 |
| Henke | Jetton | Jolly | King | Kuessner |
| Lager | LeVota | Lowe | Luetkemeyer | Meiners |
| Phillips | Pratt | Ransdall | Sander | Self |
| Shoemyer | Taylor | Townley | Walker | Whorton |
| Wilson 119 | Wilson 25 | Yates | | |

NOES: 114

| | | | | |
|------------|----------------|---------------|---------------|------------|
| Abel | Angst | Avery | Bean | Bearden |
| Behnen | Bivins | Black | Bland | Bough |
| Boykins | Bringer | Byrd | Cooper 120 | Cooper 155 |
| Corcoran | Cunningham 145 | Cunningham 86 | Curls | Darrough |
| Davis 122 | Davis 19 | Dempsey | Dethrow | Dixon |
| Dougherty | Dusenberg | Emery | Engler | Fares |
| Fraser | George | Goodman | Guest | Harris 110 |
| Haywood | Hilgemann | Hobbs | Holand | Hoskins |
| Hubbard | Hunter | Icet | Jackson | Johnson 47 |
| Johnson 90 | Jones | Kelly 144 | Kelly 36 | Kingery |
| Kratky | Lembke | Liese | Lipke | Marsh |
| May | Mayer | McKenna | Merideth | Miller |
| Moore | Morris | Muckler | Munzlinger | Myers |
| Nieves | Page | Parker | Pearce | Portwood |
| Purgason | Rector | Reinhart | Richard | Roark |
| Ruestman | Rupp | Sager | Salva | Schaaf |
| Schlottach | Schneider | Schoemehl | Selby | Shoemaker |
| Skaggs | Smith 118 | Smith 14 | Spreng | St. Onge |
| Stefanick | Stevenson | Sutherland | Thompson | Viebrock |
| Villa | Vogt | Wagner | Wallace | Walsh |
| Walton | Ward | Wasson | Wildberger | Willoughby |
| Wilson 130 | Wilson 42 | Witte | Wood | Wright |
| Yaeger | Young | Zweifel | Madam Speaker | |

PRESENT: 000

ABSENT WITH LEAVE: 006

| | | | | |
|-----------|------------|--------|-------|-----------|
| Adams | Johnson 61 | Lawson | Quinn | Seigfreid |
| Threlkeld | | | | |

On motion of Representative Dempsey, **HCS HB 142, as amended**, was adopted.

On motion of Representative Dempsey, **HCS HB 142, as amended**, was ordered perfected and printed by the following vote:

1043 *Journal of the House*

AYES: 111

| | | | | |
|---------------|------------|----------------|---------------|------------|
| Abel | Avery | Baker | Bean | Bearden |
| Behnen | Bishop | Bivins | Black | Bland |
| Bough | Boykins | Bringer | Byrd | Carnahan |
| Cooper 155 | Corcoran | Cunningham 145 | Cunningham 86 | Curls |
| Darrough | Daus | Davis 122 | Davis 19 | Dempsey |
| Dixon | Dougherty | El-Amin | Emery | Engler |
| Fares | Fraser | George | Goodman | Green |
| Guest | Harris 110 | Haywood | Henke | Hilgemann |
| Hobbs | Holand | Hoskins | Hubbard | Hunter |
| Icet | Jackson | Johnson 47 | Johnson 61 | Johnson 90 |
| Jones | Kelly 144 | Kelly 36 | Kingery | Kratky |
| Lembke | Liese | Lipke | Mayer | McKenna |
| Merideth | Morris | Muckler | Munzlinger | Myers |
| Nieves | Page | Parker | Portwood | Rector |
| Reinhart | Richard | Ruestman | Rupp | Sager |
| Sander | Schlottach | Schneider | Schoemehl | Selby |
| Shoemaker | Skaggs | Smith 118 | Smith 14 | Spreng |
| St. Onge | Stefanick | Stevenson | Sutherland | Thompson |
| Threlkeld | Viebrock | Villa | Vogt | Wagner |
| Walker | Wallace | Walsh | Walton | Ward |
| Wasson | Wildberger | Willoughby | Wilson 130 | Witte |
| Wood | Wright | Yaeger | Young | Zweifel |
| Madam Speaker | | | | |

NOES: 043

| | | | | |
|------------|------------|-----------|---------|-------------|
| Angst | Barnitz | Brown | Bruns | Burnett |
| Campbell | Cooper 120 | Crawford | Crowell | Deeken |
| Dethrow | Donnelly | Dusenberg | Ervin | Graham |
| Harris 23 | Jetton | Jolly | King | Kuessner |
| Lager | Lawson | LeVota | Lowe | Luetkemeyer |
| May | Meiners | Miller | Moore | Pearce |
| Phillips | Pratt | Purgason | Quinn | Ransdall |
| Roark | Salva | Schaaf | Self | Taylor |
| Wilson 119 | Wilson 25 | Yates | | |

PRESENT: 004

| | | | |
|--------|-------|---------|-----------|
| Brooks | Marsh | Whorton | Wilson 42 |
|--------|-------|---------|-----------|

ABSENT WITH LEAVE: 005

| | | | | |
|-------|---------|-----------|----------|---------|
| Adams | Hampton | Seigfreid | Shoemyer | Townley |
|-------|---------|-----------|----------|---------|

HCS HB 121, relating to insurance coverage for chiropractic care, was taken up by Representative Portwood.

Representative Portwood offered **HS HCS HB 121**.

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

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 121, Page 1, Section 376.1230, Line 10, by inserting before all of said line the following:

"376.1221. 1. Every health carrier and health benefit plan, as defined in section 376.1350, offering health benefit plans that are delivered, issued for delivery, continued or renewed after January 1, 2004, shall provide coverage for hearing aids and associated hearing evaluations and consumable supplies that are prescribed, fitted, and dispensed by an otolaryngologist or a licensed audiologist to dependent children through age nineteen covered under a policy, contract, or plan.

2. The hearing aids covered under this section shall:

(1) Be an electronic wearable device designed for the purpose of aiding or compensating for human hearing loss and any parts, attachments, or accessories, including earmolds;

(2) Be of a design and circuitry to optimize audibility and listening skills in the environment commonly experienced by children; and

(3) Have multiple-band wide dynamic range compression and direct audio input compatibility.

3. The coverage provided by this section shall include coverage for replacement hearing aids for the child at least once every three years.

4. A health insurer or health benefit plan subject to this section shall not cap the benefit payable for hearing aids to less than one thousand two hundred fifty dollars per hearing aid for each ear with a hearing loss. An insured or enrollee may choose a hearing aid that costs more than the benefit payable and may pay the difference between the cost of the hearing aid and the benefit payable without financial or contractual penalty to the provider of the hearing aid.

5. Nothing in this section shall prohibit a health insurer or health benefit plan from providing coverage that is greater than or more favorable to enrollees than the coverage provided by this section.

6. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract, or plan. No health insurer or health benefit plan subject to this section shall request or require hearing acuity information from or about persons applying for coverage.

7. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance.

8. The director of the department of insurance may promulgate rules to implement the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536, RSMo."; and

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

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

Which motion was defeated.

On motion of Representative Portwood, **HS HCS HB 121** was adopted by the following vote:

AYES: 152

| | | | | |
|----------------|---------------|------------|----------|----------|
| Abel | Angst | Avery | Baker | Bean |
| Bearden | Behnen | Bishop | Bivins | Black |
| Bland | Bough | Boykins | Bringer | Brooks |
| Brown | Bruns | Burnett | Byrd | Campbell |
| Carnahan | Cooper 120 | Cooper 155 | Corcoran | Crowell |
| Cunningham 145 | Cunningham 86 | Curls | Darrough | Daus |

| | | | | |
|------------|---------------|------------|------------|-------------|
| Davis 122 | Davis 19 | Deeken | Dempsey | Dethrow |
| Dixon | 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 61 | Johnson 90 |
| Jolly | Kelly 144 | Kelly 36 | King | Kingery |
| Kratky | Kuessner | Lager | Lawson | Lembke |
| LeVota | Liese | Lipke | Lowe | Luetkemeyer |
| Marsh | May | Mayer | McKenna | Meiners |
| Merideth | Miller | Moore | Morris | Muckler |
| Munzlinger | Nieves | Page | Parker | Pearce |
| Phillips | Portwood | Pratt | Purgason | Quinn |
| Ransdall | Rector | Reinhart | Richard | Roark |
| Ruestman | Rupp | Sager | Salva | Schaaf |
| Schlottach | Schneider | Schoemehl | Selby | Self |
| Shoemaker | Shoemyer | Skaggs | Smith 118 | Smith 14 |
| Spreng | St. Onge | Stefanick | Stevenson | Sutherland |
| Taylor | Thompson | Threlkeld | Viebrock | Villa |
| Vogt | Wagner | Walker | Wallace | Walsh |
| Walton | Ward | Wasson | Whorton | Wildberger |
| Willoughby | Wilson 119 | Wilson 130 | Wilson 25 | Wilson 42 |
| Witte | Wood | Yaeger | Yates | Young |
| Zweifel | Madam Speaker | | | |

NOES: 003

| | | |
|----------|----------|------------|
| Crawford | Donnelly | Johnson 47 |
|----------|----------|------------|

PRESENT: 000

ABSENT WITH LEAVE: 008

| | | | | |
|-----------|---------|--------|-------|--------|
| Adams | Barnitz | Jones | Myers | Sander |
| Seigfreid | Townley | Wright | | |

On motion of Representative Portwood, **HS HCS HB 121** was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 1847 - Administration and Accounts

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SS SS SCS SBs 556 & 311 - Special Committee on General Laws

COMMITTEE REPORTS

Committee on Agriculture, Chairman Myers reporting:

Madam Speaker: Your Committee on Agriculture, to which was referred **SB 388**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Agriculture, to which was referred **SB 651**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **SB 426**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Budget, to which was referred **SB 623**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Children and Families, Chairman Phillips reporting:

Madam Speaker: Your Committee on Children and Families, to which was referred **SB 63**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Children and Families, to which was referred **SB 330**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 606**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

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

Madam Speaker: Your Committee on Corrections and State Institutions, to which was referred **SB 108**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Crime Prevention and Public Safety, Chairman Mayer reporting:

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 294**, 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 Crime Prevention and Public Safety, to which was referred **SB 399**, 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 Crime Prevention and Public Safety, to which was referred **SB 425**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 467**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **SCS SB 666**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **SB 136**, 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 **SB 321**, 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 **SCS SB 358**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Financial Services, Chairman Luetkemeyer reporting:

Madam Speaker: Your Committee on Financial Services, to which was referred **SCS SB 61**, 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 Financial Services, to which was referred **SCS SB 373**, 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 Financial Services, to which was referred **SB 407**, 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 Financial Services, to which was referred **SB 611**, 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 317**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SCS SB 351**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 431**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 455**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 506**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **HB 507**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 511**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Health Care Policy, to which was referred **SB 618**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

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 **SB 325**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 101**, 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 Judiciary, to which was referred **SB 143**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 203**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 214**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Bill No. 214, Section 491.280, Page 1, Line 1, by inserting the following immediately after the word "Witnesses":

"subpoenaed to testify in depositions or court proceedings".

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 357**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 394**, 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 Judiciary, to which was referred **SB 395**, 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 Judiciary, to which was referred **SB 401**, 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 Judiciary, to which was referred **SCS SB 447**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 447, Page 2, Section 477.650, Line 44, by inserting the following after all of said line:

"5. The Missouri supreme court, or a person or organization designated by the court, shall, by January 31st of each year, report to the general assembly on the moneys collected and disbursed pursuant to this act by judicial circuit."; and

Further amend said substitute, Page 2, Section 488.031, Line 3, by inserting after the word **"appeal"** the following:

“, except that no fee shall be imposed pursuant to this section on any case that is filed charging traffic violations except alcohol-related offenses”; and

Further amend said section, Page 3, Line 16, by inserting the following after all of said line:

“Section B. The provisions of sections 477.650 and 488.031, RSMo, shall expire on December 31, 2007.”; and

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

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 448**, 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 Judiciary, to which was referred **SB 457**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 463**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 465**, 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 Judiciary, to which was referred **SB 468**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Bill No. 468 by inserting all of the following after Line 40 on Page 2:

“Section A. Section 43.080, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 43.080, to read as follows:

43.080. The superintendent is authorized and empowered to prescribe policies providing for increases [every five years] in the salaries of [such] members [beginning with the sixth year of service, and thereafter to fix the salaries of such members in accordance therewith, except that no such five-year increase shall exceed ten percent of the member's salary] **of the highway patrol. Each year, prior to January first, the superintendent shall submit a salary schedule report to the governor, speaker of the house of representatives, and the president pro tem of the senate. The salary schedule report prepared by the superintendent shall include, in addition to other matters deemed pertinent to the superintendent, a comparison of the salaries of police officers of the three largest police departments in the state. The governor may make additional recommendations to the report and forward them to the speaker of the house of representatives and the president pro tem of the senate. The speaker of the house of representatives and the president pro tem of the senate may assign the salary schedule report to the appropriate standing committees to review the salary comparisons to ensure that parity in the salary of members of the highway patrol and officers of the three largest police departments is maintained.** The "service" of a member of the patrol, who has served in the armed forces of the United States and who has subsequently been reinstated as a member of the patrol within ninety days after receiving a discharge other than dishonorable from the armed forces of the United States, shall be considered service with the patrol as a member of the patrol rendered since last becoming a member prior to entrance into the armed forces of the United States; except that no member shall be entitled to any credit, privilege or benefit provided by this chapter if such member voluntarily extends or participates in an extension of the period of service,

whether by reenlistment, waiver of discharge, acceptance of commission or any other action, with the armed forces beyond the period of service for which such member was originally commissioned, enlisted, inducted or called.”.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 469**, 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 Judiciary, to which was referred **SB 470**, 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 Judiciary, to which was referred **SB 471**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 474**, 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 Judiciary, to which was referred **SB 537**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Judiciary, to which was referred **SB 548**, 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 **SCS SB 7**, 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 16**, 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 120**, 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 121**, 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 122**, 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 186**, 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 202**, 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 SBs 212 & 220**, 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#2 SB 224**, 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 228**, 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 238**, 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 250**, 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 275**, 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 281**, 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 288**, 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 295**, 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 301**, 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 370**, 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 379**, 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 383**, 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 504**, 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 513**, 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 546**, 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 547**, 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 562**, 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 577**, 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 578**, 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 592**, 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 621**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 327**, 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 **SB 376**, 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 **SB 492**, 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 **SB 456**, 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 **SB 552**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Senior Security, Chairman Portwood reporting:

Madam Speaker: Your Committee on Senior Security, to which was referred **HB 47**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Senior Security, to which was referred **SB 534**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

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

Madam Speaker: Your Committee on Tax Policy, to which was referred **SCS#2 SB 52**, 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 Tax Policy, to which was referred **SB 175**, 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 Tax Policy, to which was referred **SCS SB 269**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SB 293**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SB 522**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Tax Policy, to which was referred **SB 590**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 207**, 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 **SB 355**, 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 Transportation and Motor Vehicles, to which was referred **SB 356**, 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 **SB 423**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Bill No. 423, Page 1, In the Title, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"To amend chapter 227, RSMo, by adding thereto two new sections relating to designation of certain highways."; and

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

"Section A. Chapter 227, RSMo, is amended by adding thereto two new sections, to be known as sections 227.331 and 227.343, to read as follows:"; and

Further amend said bill, Page 1, Section 227.331, Line 5, by inserting after all of said line the following:

"227.343. The portion of state route 19 from New London, Missouri, southwest to its intersection with state route 154, then west to Perry, Missouri, all located within a county of the third classification without a township form of government and with more than nine thousand five hundred fifty but less than nine thousand six hundred fifty inhabitants, shall be designated "The Short Line Railroad Spur Historic Trail"."; and

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

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **SB 529**, 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 **SB 697**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

COMMUNICATION

April 9, 2003

The Honorable Jason Crowell
State Capitol - House Post Office
Jefferson City, MO 65101

Dear Representative Crowell:

I would like to request that I be removed from the Joint Irish Caucus.

Sincerely,

/s/ Catherine L. Hanaway
Speaker

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, April 16, 2003.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 3. #2 AMENDED NOTICE
Interim Resolution 1847 and discussion on a survey.
Executive Session may follow.

AGRICULTURE

Wednesday, April 16, 2003. Side gallery upon evening adjournment.
Executive Session to be held on: HB 494

BUDGET

Wednesday, April 16, 2003, 8:00 a.m. Hearing Room 3.
Executive Session may follow.
Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 679, HB 698, SCR 13

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 16, 2003, 12:30 p.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HB 355, HB 439, HB 519

EDUCATION

Wednesday, April 16, 2003. Hearing Room 3 upon evening adjournment.

Possible Executive Session.

Public Hearing to be held on: HB 146, HB 280, HB 285, HB 297, HB 310, HB 721, SB 264

FINANCIAL SERVICES

Thursday, April 17, 2003. Hearing Room 6 upon morning recess.

Possible Executive Session.

Public Hearing to be held on: SB 385, SB 427

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 16, 2003, 12:00 p.m. Hearing Room 6.

Executive Session to be held on: HB 693

JUDICIARY

Wednesday, April 16, 2003, 12:00 p.m. Hearing Room 1.

Executive Session may follow on HBs 252, 618, 619, 213, 374 and SS SS SCS SB 280 and SS SB 13.

Public Hearing to be held on: HB 252, HB 618, HB 619, SB 13, SB 280

LOCAL GOVERNMENT

Thursday, April 17, 2003, 8:30 a.m. Hearing Room 6.

Executive Session may follow.

Public Hearing to be held on: SB 298

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, April 17, 2003, 8:00 a.m. Hearing Room 5.

Public Hearing to be held on: SB 556

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, April 16, 2003, 12:30 p.m. Hearing Room 7.

Public Hearing to be held on: HB 711, HB 714, HB 722, HB 725, HB 731

HOUSE CALENDAR

FIFTY-THIRD DAY, WEDNESDAY, APRIL 16, 2003

HOUSE BILLS FOR SECOND READING

HB 748 and HB 749

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 HB 263 - Cooper (120)
- 8 HB 481 - Crowell
- 9 HCS HB 468 - Byrd
- 10 HCS HB 564 - Behnen
- 11 HB 593, HCA 1 - Deeken
- 12 HCS HB 233 - Holand
- 13 HCS HB 138 - Crawford
- 14 HB 471 - Jackson
- 15 HCS HB 688 - Hanaway
- 16 HB 47 - Portwood
- 17 HCS HB 507 - Hubbard
- 18 HCS HB 455 - Thompson

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 679 & 396, (Budget 4-14-03) - Hanaway
- 2 HS HCS HB 404, 324, 403, 344, 426 & 541 - Rector

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HCS HB 435 - Engler

SENATE BILLS FOR THIRD READING - CONSENT

- 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 - Parker
- 4 SB 50 - Seigfreid
- 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)

(4-10-03)

- 1 SCS#2 SB 1 - Luetkemeyer
- 2 SCS SB 237 - Luetkemeyer
- 3 SB 289, HCA 1 - Dempsey
- 4 SB 292 -
- 5 SB 314 - Dempsey
- 6 SCS SB 466 -
- 7 SCS SB 478 - Smith (14)
- 8 SB 540 - Dempsey

(4-16-03)

- 1 HCS SCS SB 358 - Brown
- 2 HCS SCS SB 373 - Luetkemeyer
- 3 HCS SB 407 - Luetkemeyer
- 4 HCS SB 394 - Byrd
- 5 SCS SB 447, HCA 1 - Byrd
- 6 HCS SCS SB 16 - Ruestman
- 7 HCS SB 186 - Munzlinger
- 8 HCS SCS SB 379 - Wright
- 9 HCS SB 552 - Byrd
- 10 HCS SB 228 - Sutherland
- 11 HCS SCS#2 SB 52 - Fares
- 12 HCS SCS SB 294 - Mayer
- 13 HCS SB 175 - Cooper (120)
- 14 HCS SB 590 - Schaaf
- 15 SB 388 - King
- 16 SB 426 - Threlkeld
- 17 SB 330 - Cooper (120)
- 18 SB 611 - Luetkemeyer
- 19 SB 506 - Avery
- 20 SB 511 - Holand
- 21 SB 357 - Byrd
- 22 SB 463 - Byrd
- 23 SB 697 - Ruestman
- 24 SB 383 - Schneider
- 25 SCS SB 562 - Jackson
- 26 SB 577 - Schaaf

- 27 SB 578 - Schaaf
- 28 SCS SB 621 - St. Onge
- 29 SB 327 - Sutherland
- 30 SB 522 - Bearden
- 31 SB 293 - Deeken
- 32 HCS SCS SB 592 - Kingery
- 33 HCS SB 504 - Wasson
- 34 HCS SB 370 - Myers
- 35 HCS SCS SB 295 - Schlottach
- 36 HCS SCS SB 281 - Brown
- 37 HCS SB 275 - Johnson (47)
- 38 HCS SCS SB 212 & 220 - Johnson (47)
- 39 HCS SCS SB 7 - Smith (118)
- 40 HCS SB 395 - Byrd
- 41 SB 529 - Wallace
- 42 SB 534 - Portword
- 43 SB 108 - Kelly (144)
- 44 HCS SCS SB 666 - Bland
- 45 HCS SB 399 - Mayer
- 46 HCS SB 136 - Deeken
- 47 SB 492 - Behnen
- 48 HCS SCS SB 61 - Luetkemeyer
- 49 HCS SB 618 - Johnson (61)
- 50 HCS SB 101 - Byrd
- 51 HCS SB 401 - Byrd
- 52 HCS SB 448 - Byrd
- 53 HCS SB 465 - Byrd
- 54 HCS SB 469 - Byrd
- 55 HCS SB 470 - Byrd
- 56 HCS SB 474 - Byrd
- 57 SB 468, HCA 1 - Byrd
- 58 HCS SB 301 - Daus
- 59 HCS SCS SB 547 - Johnson (47)
- 60 HCS SB 355 - Harris (110)
- 61 SB 423, HCA 1 - Wood
- 62 SB 651 - Townley
- 63 SB 623 - Mayer
- 64 SB 63 - Johnson (47)
- 65 SB 606 - May
- 66 SB 425 - Mayer
- 67 SB 467 - Mayer
- 68 SB 321 - May
- 69 SB 317 - Selby
- 70 HCS SB 325 - Shoemaker (8)
- 71 SB 431 - Threlkeld

- 72 SB 203 - Byrd
- 73 SB 214, HCA 1 - Byrd
- 74 SB 471 - Byrd
- 75 SB 548 - Byrd
- 76 SCS SB 202 - Wood
- 77 SCS#2 SB 224, E.C. - Moore
- 78 SCS SB 288 - Davis (19)
- 79 SB 143 - Byrd
- 80 SCS SB 351 - Johnson (61)
- 81 SB 457 - Byrd
- 82 SB 120 - Rector
- 83 SB 121 - Davis (122)
- 84 SCS SB 122 - King
- 85 SCS SB 238, E.C. - Baker
- 86 SCS SB 513 - Daus
- 87 SB 376 - Cooper (120)
- 88 SB 456, E.C. - Bruns
- 89 SCS SB 269, E.C. - Willoughby
- 90 SB 537 - Byrd
- 91 SB 207 - Byrd
- 92 SB 250, E.C. - Wagner
- 93 SB 356 - Harris (110)
- 94 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

- 1 SCS SB 299 & 40, Part I and Part II of HS, pending - Bearden
- 2 HCS SCS SB 296 - Sutherland
- 3 SB 496 - Luetkemeyer

SENATE BILL FOR THIRD READING - FEDERAL MANDATE

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

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 221, as amended - Luetkemeyer