

JOURNAL OF THE HOUSE

First Regular Session, 92nd GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, TUESDAY, APRIL 22, 2003

Speaker Hanaway in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we declare this truth from Your Word, "He will teach us of His ways, and we will walk in His paths." May we be open to Your instruction that we might journey the course You have prepared for us.

We are determined to leave yesterday in the past and look forward to our bright future. Help us, in the remaining days of this session, to follow a course of promise, wisdom and successful resolutions. May the decisions we make today help bring solutions that offer hope, encouragement, and rekindled growth in the coming days, months and years.

Give us the needed courage to challenge the status quo; equip us to overcome the mountains that stand in our way; and as we acknowledge You in all our ways, make our paths straight.

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: Elise Dye, Erin Dye, Ellen Dye, Shelby Hobbs, Haden Hobbs, Hunter Thomas, Jefferson Thomas and Kendra Wilson.

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

The Journal of the fifty-fifth day was approved as printed.

The Journal of the fifty-sixth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2000 - Representative Bearden
House Resolution No. 2001
through
House Resolution No. 2005 - Representative Phillips
House Resolution No. 2006 - Representative LeVota

House Resolution No. 2007	
and	
House Resolution No. 2008	- Representative Townley
House Resolution No. 2009	- Representative Luetkemeyer
House Resolution No. 2010	- Representative Yates
House Resolution No. 2011	
and	
House Resolution No. 2012	- Representative Jetton
House Resolution No. 2013	- Representative Holand
House Resolution No. 2014	
through	
House Resolution No. 2016	- Representative Riback Wilson (25)
House Resolution No. 2017	- Representative Cooper (120)
House Resolution No. 2018	
and	
House Resolution No. 2019	- Representative Whorton
House Resolution No. 2020	- Representative Portwood
House Resolution No. 2021	- Representative Graham
House Resolution No. 2022	- Representative Goodman
House Resolution No. 2023	- Representative Mayer
House Resolution No. 2024	- Representative Kelly (36)
House Resolution No. 2025	
and	
House Resolution No. 2026	- Representative Crowell
House Resolution No. 2027	
through	
House Resolution No. 2032	- Representative Harris (110)
House Resolution No. 2033	
through	
House Resolution No. 2036	- Representatives Harris (110) and Wagner
House Resolution No. 2037	- Representative Harris (110)
House Resolution No. 2038	
through	
House Resolution No. 2060	- Representative Hobbs
House Resolution No. 2061	
through	
House Resolution No. 2065	- Representative Pratt, et al
House Resolution No. 2066	- Representative Pratt
House Resolution No. 2067	
and	
House Resolution No. 2068	- Representative St. Onge
House Resolution No. 2069	
and	
House Resolution No. 2070	- Representative Wilson (119)
House Resolution No. 2071	- Representative Selby

House Resolution No. 2072
and
House Resolution No. 2073 - Representative Brown
House Resolution No. 2074 - Representative Baker
House Resolution No. 2075 - Representative Yaeger
House Resolution No. 2076
through
House Resolution No. 2078 - Representative Lager
House Resolution No. 2079 - Representative Wright
House Resolution No. 2080 - Representative Wilson (42)
House Resolution No. 2081 - Representative Jetton
House Resolution No. 2082
and
House Resolution No. 2083 - Representative Myers
House Resolution No. 2084 - Representative Hampton
House Resolution No. 2085 - Representative Cooper (120)
House Resolution No. 2086 - Representative Ransdall
House Resolution No. 2087 - Representative Ward
House Resolution No. 2088 - Representative Dethrow
House Resolution No. 2089 - Representative Rector
House Resolution No. 2090 - Representative Abel
House Resolution No. 2091 - Representative Crawford
House Resolution No. 2092 - Representative Ruestman
House Resolution No. 2093 - Representative Hunter

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

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

HCR 33, introduced by Representative Kelly (36), relating to the designation of Miss Missouri as an official hostess of the State of Missouri.

THIRD READING OF SENATE BILL

SCS SBs 299 & 40, with Part I and Part II of HS, pending, relating to performance-based budgeting, was taken up by Representative Bearden.

On motion of Representative Bearden, **Part I of HS SCS SBs 299 & 40** was adopted by the following vote:

AYES: 143

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	Bivins
Black	Bland	Bough	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145

Cunningham 86	Curls	Darrough	Daus	Davis 122
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Iceet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	Reinhart	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Schoemehl	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Taylor
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Wildberger	Willoughby	Wilson 119
Wilson 130	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 008

Bringer	Graham	Harris 23	Merideth	Seigfreid
Whorton	Wilson 25	Witte		

PRESENT: 007

Boykins	Brooks	El-Amin	Haywood	Johnson 61
Jones	Wilson 42			

ABSENT WITH LEAVE: 005

Adams	Davis 19	Smith 118	Sutherland	Wasson
-------	----------	-----------	------------	--------

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

House Amendment No. 1

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 13, Section 33.250, Lines 20 to 22, by deleting all of said lines and inserting in lieu thereof the following:

"the general assembly. **In any fiscal year, the governor's budget submission shall not propose expenditures nor shall the general assembly appropriate, net of refunds, in excess of the revenue estimate pursuant to**"; and

Further amend said bill, Page 14, Section 33.250, Lines 3 to 9, by deleting all of said lines and inserting in lieu thereof the following:

- "(1) The net general revenue estimate as determined pursuant to section 33.240; or**
(2) The amount actually spent for the most recently completed fiscal year exclusive of expenditures for refunds, modified as follows:
(a) Increased or decreased by the percentage change in the general price level from July to July of the two most recently completed fiscal years as measured by the consumer price index for"; and

Further amend said bill, Page 14, Section 33.250, Lines 14 to 17, by deleting all of said lines and inserting in lieu thereof the following:

"population of the state from July to July of the two most recently completed fiscal years as"; and

Further amend said bill, Page 14, Section 33.250, Line 20, by deleting **"output"** and inserting in lieu thereof the following:

"productivity"; and

Further amend said bill, Page 14, Section 33.250, Lines 22 and 23, by deleting all of said lines and inserting in lieu thereof the following:

"agency from July to July of the two most recently completed fiscal years, the revenue estimate shall be decreased by the"; and

Further amend said bill, Page 15, Section 33.250, Line 2, by inserting after **"voters"** the following:

"or as provided for in article X, section 18(e) of the constitution of Missouri"; and

Further amend said bill, Page 16, Section 33.544, Line 14, by inserting after **"seven"** the following:

"and one-half"; and

Further amend said bill, Page 16, Section 33.544, Line 15, by inserting after **"year."** the following:

"If the balance in the excess revenue collection fund at the close of any fiscal year exceeds seven and one-half percent of the net general revenue collections for the previous fiscal year, the commissioner of administration shall transfer that excess amount to the general revenue fund. For purposes of this section, "net general revenue collections" shall mean all revenue deposited into the general revenue fund less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund."; and

Further amend said bill, Page 17, Section 33.544, Line 2, by inserting after **"assembly."** the following:

"The commissioner of administration may, after May fifteenth of any fiscal year, transfer amounts from the excess revenue collection fund to the general revenue fund or any other state fund without other legislative action if he or she determines that such amounts are necessary for the cash requirements of the state. Such transfers shall be deemed cash operating transfers. The commissioner of administration shall transfer from the general revenue fund or other recipient fund to the excess collection fund an amount equal to the cash operating transfer received by such fund, together with the interest that would have been earned on such amount, prior to June thirtieth of the fiscal year in which the transfer was made."; and

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

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

Representative Johnson (90) offered **House Amendment No. 2 to Part II.**

House Amendment No. 2

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 20, Line 23, by inserting after said line the following:

“Section 1. Every appropriation bill shall, at a minimum, state specifically the exact appropriated dollar amount for each specific program of each division of each department. This requirement shall pertain to all appropriations bills filed or passed out of the Missouri House of Representatives to the Missouri Senate. Any appropriation bill that fails to comply with this section shall be null and void.”; and

Further amend title, enacting clause and intersectional references accordingly.

Representative Johnson (90) moved that **House Amendment No. 2 to Part II** be adopted.

Which motion was defeated by the following vote:

AYES: 073

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly 36	Kratky	Kuessner	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schneider
Schoemehl	Seigfreid	Selby	Shoemyer	Skaggs
Spreng	Thompson	Villa	Vogt	Wagner
Walker	Walsh	Walton	Ward	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

NOES: 085

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
King	Kingery	Lager	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	Miller
Moore	Morris	Munzlinger	Myers	Nieves
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Rector	Reinhart	Richard
Roark	Ruestman	Rupp	Sander	Schaaf
Schlottach	Self	Shoemaker	Smith 118	Smith 14
St. Onge	Stefanick	Stevenson	Taylor	Threlkeld
Townley	Viebrock	Wallace	Wasson	Wilson 119
Wilson 130	Wood	Wright	Yates	Madam Speaker

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Davis 19	Kelly 144	Lawson	Sutherland
-------	----------	-----------	--------	------------

Representative Riback Wilson (25) offered **House Amendment No. 3 to Part II**.

House Amendment No. 3

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 16, Section 33.544, Lines 22 and 23 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"nonrecurring expenditures by a vote in the affirmative of a majority of the members of each chamber, whether all members are"; and

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

On motion of Representative Riback Wilson (25), **House Amendment No. 3 to Part II** was adopted.

Representative Johnson (90) offered **House Amendment No. 4 to Part II**.

House Amendment No. 4

AMEND Part II of House Substitute for Senate Committee Substitute for Senate Bill Nos. 299 & 40, Page 1, In the Title, Line 5, by deleting **"performance"** and inserting in lieu thereof **"bureaucrat"**; and

Further amend said bill, Page 12, Section 33.210, Line 16 of said page, by deleting **"performance"** and inserting in lieu thereof the following: **"bureaucrat"**; and

Further amend said bill, Page 17, Section 33.800, Line 6 of said page, by deleting **"performance"** and inserting in lieu thereof the following: **"bureaucrat"**; and

Further amend said bill, Page 17, Section 33.803, Lines 10, 13, and 18 of said page, by deleting **"performance"** as it appears on said lines and inserting in lieu thereof the following: **"bureaucrat"**; and

Further amend said bill, Page 18, Section 33.803, Line 15 of said page, by deleting **"performance-"** and inserting in lieu thereof the following: **"bureaucrat-"**; and

Further amend said bill, Page 18, Section 33.805, Line 21 of said page, by deleting **"performance"** and inserting in lieu thereof the following: **"bureaucrat"**; and

Further amend said bill, Page 19, Section 33.805, Line 16 by deleting **"performance-"** and inserting in lieu thereof the following: **"bureaucrat-"**; and

Further amend said bill, Page 19, Section 33.810, Line 23 of said page, by deleting **"performance"** and inserting in lieu thereof the following: **"bureaucrat"**; and

Further amend said bill, Page 20, Section 33.810, Lines 8, 18, and 20 of said page, by deleting **"performance"** as it appears on said lines and inserting in lieu thereof the following: **"bureaucrat"**; and

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

Speaker Pro Tem Jetton assumed the Chair.

Representative Johnson (90) moved that **House Amendment No. 4 to Part II** be adopted.

Which motion was defeated.

On motion of Representative Bearden, **Part II of HS SCS SBs 299 & 40, as amended**, was adopted.

On motion of Representative Bearden, **HS SCS SBs 299 & 40, as amended**, was read the third time and passed by the following vote:

AYES: 125

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

NOES: 034

Abel	Boykins	Brooks	Corcoran	Curls
Darrrough	Daus	Davis 122	Donnelly	El-Amin
Fraser	Graham	Harris 23	Haywood	Henke
Hilgemann	Johnson 61	Johnson 90	Jones	Kratky
McKenna	Muckler	Ransdall	Salva	Schoemehl
Selby	Vogt	Walker	Walsh	Whorton
Wildberger	Wilson 25	Wilson 42	Yaeger	

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams	Davis 19	Mayer	Wagner
-------	----------	-------	--------

PERFECTION OF HOUSE BILLS

HCS HB 688, with House Amendment No. 1, pending, relating to the Life Sciences Research Trust Fund, was taken up by Representative Hanaway.

Representative Henke offered **House Amendment No. 1 to House Amendment No. 1.**

Representative Hanaway raised a point of order that **House Amendment No. 1 to House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

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

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

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

The Chair ruled the point of order well taken.

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

House Amendment No. 3 was withdrawn.

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

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 688, Page 5, Section 196.1106, Line 28, by inserting at the end of said line the following:

"Twenty percent of the moneys shall be appropriated to promote the development of research of tobacco-related illnesses."; and

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

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

On motion of Representative Hanaway, **HCS HB 688, as amended**, was adopted.

On motion of Representative Hanaway, **HCS HB 688, as amended**, was ordered perfected and printed.

HCS HB 138, relating to Corrections Officers' certification, was taken up by Representative Crawford.

On motion of Representative Crawford, **HCS HB 138** was adopted.

On motion of Representative Crawford, **HCS HB 138** was ordered perfected and printed.

Speaker Hanaway resumed the Chair.

THIRD READING OF SENATE BILL

SB 54, relating to vehicle emissions, was taken up by Representative Nieves.

On motion of Representative Nieves, **SB 54** was truly agreed to and finally passed by the following vote:

AYES: 157

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	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	Darrough
Davis 122	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Harris 23	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
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
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	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	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 002

Daus Kratky

PRESENT: 000

ABSENT WITH LEAVE: 004

Adams Corcoran Davis 19 Sutherland

Speaker Hanaway declared the bill passed.

THIRD READING OF SENATE BILLS - CONSENT

SCS SB 29, relating to candidate withdrawal deadlines, was taken up by Representative Parker.

Representative Crowell moved the previous question to truly agree and finally pass **SCS SB 29**.

Which motion was adopted by the following vote:

AYES: 089

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Deeken	Dempsey
Dethrow	Dixon	Dusenberg	Emery	Engler
Ervin	Fares	Goodman	Guest	Hobbs
Holand	Hunter	Ice	Jackson	Jetton
Johnson 47	Kelly 144	King	Kingery	Lager
Lembke	Lipke	Luetkemeyer	Marsh	May
Mayer	Miller	Moore	Morris	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sander	Schaaf	Schlottach	Schneider	Self
Shoemaker	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Wallace	Wasson	Wilson 119	Wilson 130
Wood	Wright	Yates	Madam Speaker	

NOES: 072

Abel	Barnitz	Bishop	Bland	Boykins
Bringer	Brooks	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Daus	Davis 122
Donnelly	Dougherty	El-Amin	Fraser	George
Graham	Green	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Jones	Kelly 36
Kratky	Kuessner	Lawson	LeVota	Liese
Lowe	McKenna	Meiners	Merideth	Muckler
Page	Ransdall	Sager	Salva	Schoemehl
Seigfreid	Selby	Shoemyer	Skaggs	Spreng
Thompson	Villa	Vogt	Wagner	Walker
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 25	Wilson 42	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 002

Adams Davis 19

On motion of Representative Parker, **SCS SB 29** was truly agreed to and finally passed by the following vote:

AYES: 103

Angst	Avery	Baker	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hampton	Hilgemann	Hobbs	Holand	Hoskins
Hubbard	Hunter	Iceet	Jackson	Jetton
Johnson 47	Johnson 61	Kelly 144	Kelly 36	King
Kingery	Lager	Lawson	Lipke	Luetkemeyer
Marsh	May	Mayer	McKenna	Merideth
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Rector	Reinhart
Richard	Roark	Ruestman	Rupp	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Selby
Self	Smith 118	Smith 14	St. Onge	Stefanick
Stevenson	Sutherland	Taylor	Threlkeld	Townley
Viebrock	Villa	Wagner	Wallace	Walton
Ward	Wasson	Wilson 119	Wilson 130	Wood
Wright	Yates	Madam Speaker		

NOES: 053

Abel	Barnitz	Bishop	Bringer	Burnett
Campbell	Carnahan	Corcoran	Curls	Darrrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Graham	Green	Harris 110	Harris 23
Haywood	Henke	Johnson 90	Jolly	Jones
Kratky	Kuessner	LeVota	Liese	Lowe
Meiners	Muckler	Page	Ransdall	Sager
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Thompson	Vogt	Walker	Walsh	Whorton
Wildberger	Willoughby	Wilson 25	Wilson 42	Witte
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Bland	Boykins	Brooks	Davis 19
Lembke	Shoemaker			

Speaker Hanaway declared the bill passed.

SB 282, relating to county facilities, was taken up by Representative Brown.

On motion of Representative Brown, **SB 282** was truly agreed to and finally passed by the following vote:

AYES: 157

Abel	Angst	Avery	Baker	Barnitz
Bean	Bearden	Behnen	Bishop	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	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Engler	Ervin	Fares	Fraser
George	Goodman	Graham	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	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	Lowe	Luetkemeyer	Marsh	May
Mayer	McKenna	Meiners	Merideth	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	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
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Walton	Ward	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Madam Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Adams	Bivins	Davis 19	Sutherland	Wasson
Zweifel				

Speaker Hanaway declared the bill passed.

SCS#2 SB 1, relating to boating safety, was taken up by Representative Luetkemeyer.

Representative Luetkemeyer moved that **SCS#2 SB 1** be truly agreed to and finally passed.

Which motion was defeated by the following vote:

AYES: 067

Angst	Avery	Bearden	Behnen	Bivins
Bough	Brown	Byrd	Cooper 120	Cooper 155

Crawford	Crowell	Cunningham 145	Cunningham 86	Daus
Deeken	Dethrow	El-Amin	Engler	Fares
Fraser	Guest	Hilgemann	Holand	Hunter
Icet	Jackson	Jetton	Johnson 47	Jolly
King	Kingery	Lager	Lembke	Luetkemeyer
May	Meiners	Moore	Morris	Myers
Page	Parker	Pearce	Phillips	Portwood
Quinn	Reinhart	Richard	Rupp	Sander
Schneider	Self	Smith 118	Smith 14	St. Onge
Stefanick	Sutherland	Threlkeld	Townley	Viebrock
Wallace	Wasson	Whorton	Willoughby	Wilson 119
Wood	Zweifel			

NOES: 072

Baker	Barnitz	Bean	Bishop	Black
Bland	Bringer	Burnett	Campbell	Carnahan
Corcoran	Curls	Darrough	Davis 122	Dempsey
Dixon	Dougherty	Dusenberg	Emery	Ervin
George	Goodman	Graham	Green	Harris 110
Harris 23	Haywood	Henke	Hobbs	Hoskins
Hubbard	Johnson 61	Jones	Kelly 144	Kratky
Kuessner	Liese	Lipke	Lowe	Mayer
McKenna	Merideth	Miller	Muckler	Munzlinger
Pratt	Ransdall	Rector	Roark	Ruestman
Sager	Salva	Schlottach	Schoemehl	Selby
Shoemaker	Shoemyer	Skaggs	Spreng	Stevenson
Thompson	Villa	Walker	Walsh	Walton
Wildberger	Wilson 130	Wilson 25	Wright	Yaeger
Yates	Madam Speaker			

PRESENT: 019

Abel	Boykins	Brooks	Bruns	Donnelly
Hampton	Johnson 90	Kelly 36	Lawson	LeVota
Marsh	Seigfreid	Taylor	Vogt	Wagner
Ward	Wilson 42	Witte	Young	

ABSENT WITH LEAVE: 005

Adams	Davis 19	Nieves	Purgason	Schaaf
-------	----------	--------	----------	--------

SCS SB 237, relating to fishing contests, was placed on the Informal Calendar.

SB 289, with House Committee Amendment No. 1, relating to memorial highways, was taken up by Representative Dempsey.

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

On motion of Representative Dempsey, **SB 289, as amended**, was read the third time and passed 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
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Harris 23
Haywood	Henke	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	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	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meiners
Merideth	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Quinn
Ransdall	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	Taylor	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
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	Carnahan	Cooper 120	Cooper 155
Davis 19	Purgason	Wasson		

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 32 - Administration and Accounts

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Philip Willoughby, District 33, hereby state and affirm that my vote as recorded on Page 1100 of the House Journal for Thursday, April 17, 2003 showing that I voted aye was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I was absent with leave conducting a funeral.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Philip Willoughby
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hobbs, District 21, hereby state and affirm that my vote as recorded on Page 1101 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Steve Hobbs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Ed Emery, District 126, hereby state and affirm that my vote as recorded on Page 1102 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Ed Emery
State Representative

1163 *Journal of the House*

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Shannon Cooper, District 120, hereby state and affirm that my vote as recorded on Pages 1106 and 1107 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Shannon Cooper
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Trent Skaggs, District 31, hereby state and affirm that my vote as recorded on Pages 1107, 1108, 1115 and 1120 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Trent Skaggs
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Chris Shoemaker, District 8, hereby state and affirm that my vote as recorded on Pages 1114 and 1121 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

State of Missouri)
) ss.
County of Cole)

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

[illegible]

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

[illegible]

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Curt Dougherty, District 53, hereby state and affirm that my vote as recorded on Page 1120 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Curt Dougherty
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Steve Hunter, District 127, hereby state and affirm that my vote as recorded on Pages 1120 and 1121 of the House Journal for Thursday, April 17, 2003 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 22nd day of April 2003.

/s/ Steve Hunter
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 22nd day of April in the year 2003.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 1.

Administration and Accounts Committee Resolution; House Policy changes.

Executive Session may follow.

Public Hearing to be held on: HCR 32

BUDGET

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 3.

Possible Executive Session.

Public Hearing to be held on: HB 16, HB 17, HB 18, HB 19, HB 20, HB 121, HB 404, HB 698, SCR 13

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, April 24, 2003. Senate Lounge upon adjournment.

AMENDED 19 CSR 60-50; 300, 400, 410, 420, 430, 450, 700.

LEGISLATIVE RESEARCH, OVERSIGHT SUBCOMMITTEE

Wednesday, April 23, 2003. Hearing Room 3 upon evening adjournment.

Challenge Fiscal Notes: HS HCS HB 321 and HS HCS HB 404, 324, 403, 344, 426 and 541.

LOCAL GOVERNMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 6.

Public Hearing to be held on: HB 687

Executive Session to be held on: SB 298

RETIREMENT

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 7.

Executive Session may follow.

Public Hearing to be held on: HB 473 and HB 735

RULES

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: HCR 23, HR 495, HR 1086, SCR 10

SMALL BUSINESS

Wednesday, April 23, 2003, 9:00 a.m. Hearing Room 5.

Executive Session may follow.

Public Hearing to be held on: SB 69

SMALL BUSINESS

Thursday, April 24, 2003. Side gallery upon adjournment.

Executive Session.

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, April 24, 2003, 8:00 a.m. Hearing Room 1.

Executive Session to follow.

Public Hearing to be held on: HB 723

SUBCOMMITTEE ON LICENSE PLATES AND TABS

Wednesday, April 23, 2003, 8:00 a.m. Hearing Room 6.

Review regular and personalized plates and tab processes.

TRANSPORTATION AND MOTOR VEHICLES

Thursday, April 24, 2003, 8:30 a.m. Hearing Room 1.

Possible Executive Session to follow.

Public Hearing to be held on: HB 707, SB 481

HOUSE CALENDAR

FIFTY-EIGHTH DAY, WEDNESDAY, APRIL 23, 2003

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 33

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 HB 593, HCA 1 - Byrd
- 11 HCS HB 233 - Holand
- 12 HB 471 - Jackson
- 13 HCS HB 47 - Portwood
- 14 HCS HB 507 - Hubbard
- 15 HCS HB 455 - Thompson
- 16 HB 293, HCA 1 - Johnson (47)
- 17 HCS HB 345 - Cunningham (86)
- 18 HCS HB 385 - Cunningham (86)
- 19 HCS HB 447 - Townley

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 655 - Wilson (130)

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 404, 324, 403, 344, 426 & 541, (Budget 4-16-03) - Rector
- 2 HS HCS HB 121, (Budget 4-16-03) - Portwood
- 3 HCS HB 688 - Hanaway
- 4 HCS HB 138 - Crawford

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 292 - Luetkemeyer
- 2 SB 314 - Dempsey
- 3 SCS SB 466 - Mayer
- 4 SCS SB 478 - Smith (14)
- 5 SB 540 - Dempsey
- 6 HCS SCS SB 358 - Brown
- 7 HCS SCS SB 373 - Luetkemeyer
- 8 HCS SB 407 - Luetkemeyer
- 9 HCS SB 394 - Byrd
- 10 SCS SB 447, HCA 1 - Byrd
- 11 HCS SCS SB 16 - Ruestman
- 12 HCS SB 186 - Munzlinger
- 13 HCS SCS SB 379 - Wright
- 14 HCS SB 552 - Byrd
- 15 HCS SB 228 - Sutherland
- 16 HCS SCS#2 SB 52 - Fares
- 17 HCS SCS SB 294 - Mayer
- 18 HCS SB 175 - Cooper (120)
- 19 HCS SB 590 - Schaaf
- 20 SB 388 - King
- 21 SB 426 - Threlkeld
- 22 SB 330 - Cooper (120)
- 23 SB 611 - Luetkemeyer
- 24 SB 506 - Avery
- 25 SB 511 - Holand
- 26 SB 357 - Yates
- 27 SB 463 - Goodman
- 28 SB 697 - Ruestman
- 29 SB 383 - Schneider
- 30 SCS SB 562 - Jackson
- 31 SB 577 - Schaaf
- 32 SB 578 - Schaaf

- 33 SCS SB 621 - St. Onge
- 34 SB 327 - Sutherland
- 35 SB 522 - Bearden
- 36 SB 293 - Deeken
- 37 HCS SCS SB 592 - Kingery
- 38 HCS SB 504 - Wasson
- 39 HCS SB 370 - Myers
- 40 HCS SCS SB 295 - Schlottach
- 41 HCS SCS SB 281 - Brown
- 42 HCS SB 275 - Johnson (47)
- 43 HCS SCS SB 212 & 220 - Johnson (47)
- 44 HCS SCS SB 7 - Smith (118)
- 45 SB 529 - Wallace
- 46 SB 534 - Stefanick
- 47 SB 108 - Kelly (144)
- 48 HCS SCS SB 666 - Bland
- 49 HCS SB 399 - Mayer
- 50 HCS SB 136 - Deeken
- 51 SB 492 - Behnen
- 52 HCS SCS SB 61 - Luetkemeyer
- 53 HCS SB 618 - Johnson (61)
- 54 HCS SB 101 - Baker
- 55 HCS SB 401 - Pratt
- 56 HCS SB 448 - Goodman
- 57 HCS SB 465 - Mayer
- 58 HCS SB 469 - Byrd
- 59 HCS SB 470 - Lipke
- 60 HCS SB 474 - Mayer
- 61 SB 468, HCA 1 - Pratt
- 62 HCS SB 301 - Daus
- 63 HCS SCS SB 547 - Johnson (47)
- 64 HCS SB 355 - Harris (110)
- 65 SB 423, HCA 1 - Wood
- 66 SB 651 - Townley
- 67 SB 623 - Mayer
- 68 SB 63 - Johnson (47)
- 69 SB 606 - May
- 70 SB 425 - Mayer
- 71 SB 467 - Mayer
- 72 SB 321 - Haywood
- 73 SB 317 - Selby
- 74 HCS SB 325 - Shoemaker (8)
- 75 SB 431 - Threlkeld
- 76 SB 203 - Mayer
- 77 SB 214, HCA 1 - Byrd

78 SB 471 - Lipke
79 SB 548 - Yates
80 SCS SB 202 - Wood
81 SCS#2 SB 224, E.C. - Moore
82 SCS SB 288 - Davis (19)
83 SB 143 - Yates
84 SCS SB 351 - Johnson (61)
85 SB 457 - Stevenson
86 SB 120 - Rector
87 SB 121 - Davis (122)
88 SCS SB 122 - King
89 SCS SB 238, E.C. - Baker
90 SCS SB 513 - Daus
91 SB 376 - Cooper (120)
92 SB 456, E.C. - Bruns
93 SCS SB 269, E.C. - Willoughby
94 SB 537 - Stevenson
95 SB 207 - Byrd
96 SB 250, E.C. - Wagner
97 SB 356 - Harris (110)
98 SCS SB 546 - Pearce

SENATE BILLS FOR THIRD READING

1 SB 496 - Luetkemeyer
2 HCS SB 173 - Walton
3 SS#2 SCS SB 55 - Stevenson
4 HCS SS SCS SB 36 - Myers
5 SS SB 34 - Holand
6 HCS SS SCS SB 30 - Schneider
7 HCS SCS SB 84 - Munzlinger
8 HCS SCS SB 686, E.C. - Cunningham (86)

SENATE BILL FOR THIRD READING - CONSENT - INFORMAL

SCS SB 237 - Luetkemeyer