

JOURNAL OF THE HOUSE

Second Regular Session, 92nd GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 24, 2004

The House met pursuant to adjournment.

Speaker Hanaway in the Chair.

Prayer by Reverend Donald W. Lammers.

Almighty God, we thank You for this new day. We thank You for the wonders of creation that we call natural resources. You have given humankind dominion over created things. We show our respect for You, the Creator, by the dominion of proper care for them.

Highways and messages along these highways have been brought to our attention. As we consider them, You call us away from excessive self-interest and partisanship and toward concern for the common good.

We think of valleys that "shall be filled in", hills that "shall be made low" and of "rough" ways that shall be made smooth. (Isaiah 40:4) What is best for the common good? Where are resources to pay for improvements? What messages respect the Creator? Which ones insult the Creator?

Give us knowledge, O Lord, to understand what is best for the common good. Give us right judgment and courage to do our part in carrying it out.

We pray to You, who are our God forever and ever. 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: Eli Clouse, Tanner Heet, Jonathan Norman, Joseph Willis, Ashlee Bross, Katherine Hodgson, Josh Gingrich and Josh Chittum.

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

SPECIAL RECOGNITION

Mike Robinson, Camp Avery Employee of the Year, was introduced by Representative Henke and recognized as an Outstanding Missourian.

Terrence Williams, recipient of the VFW Voice of Democracy Award, was introduced by Representative Boykins and recognized as an Outstanding Missourian.

Mr. Williams addressed the House.

Representative Wallace assumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 723 - Representative Deeken
House Resolution No. 724 - Representative Munzlinger
House Resolution No. 725
through
House Resolution No. 730 - Representative Lager
House Resolution No. 731 - Representative Quinn

INTRODUCTION OF HOUSE BILLS

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

HB 1552, introduced by Representatives Sager, Graham and Fraser, relating to universally designed lifetime homes.

HB 1553, introduced by Representatives Sager, Whorton, Graham, Meadows and Carnahan, relating to the designation of the month of March of each year for commemoration of Irish history.

HB 1554, introduced by Representatives Sager and Graham, relating to the lifetime home fund.

HB 1555, introduced by Representatives Sager, LeVota, Donnelly, Carnahan and Wildberger, relating to the Missouri Uniform Communications Act for Homeland Security.

HB 1556, introduced by Representatives Sager, Vogt, Whorton, Meadows, Carnahan and Behnen, relating to the designation of the month of October of each year for commemoration of German history.

SECOND READING OF HOUSE BILLS

HB 1546 through **HB 1551** were read the second time.

SECOND READING OF SENATE BILLS

SB 951, **SCS SB 952**, **SB 1012** and **SCS SB 1062** were read the second time.

PERFECTION OF HOUSE BILL

HCS HBs 946, 1106 & 952, relating to transportation, was taken up by Representative Crawford.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 7, Section 226.030, Line 41, by deleting all of said line and inserting in lieu thereof the following:

"death, resignation, removal, or refusal to serve before the one-year leadership term expires, the commission"; and

Further amend said bill, Page 8, Section 226.030, Line 62, by inserting after all of said line the following:

"6. Any member reappointed shall only be eligible to serve as chair or vice-chair during the final two years of such member's reappointment."; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 4, Section 21.795, Line 102, by deleting the words **"real property"** and inserting in lieu thereof the following:

"property under review for disposal and land necessary for future use"; and

Further amend said bill, Page 4, Section 21.795, Line 103, by inserting immediately after the word **"transactions"** the following:

"of such property"; and

Further amend said bill, Page 6, Section 21.795, Line 171, by inserting after all of said line the following:

"7. As used in this section, the following terms mean:

(1) "Property under review for disposal", any real estate held by the Missouri highways and transportation commission that is under review by the highways and transportation commission and the department of transportation for disposal as possibly unnecessary for highways and transportation commission and department of transportation purposes;

(2) "Land necessary for future use", any real estate interest held by the highways and transportation commission for highway projects that have not been constructed, do not have construction funds programmed for the current five-year statewide transportation improvement program, and is being held by the highways and transportation commission for future use when the project, using the real estate, is programmed for construction."; and

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

On motion of Representative Crowell, **House Amendment No. 2** was adopted.

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 17, Section 301.010, Line 241, by inserting after all of said line the following:

"304.190. 1. No motor vehicle, unladen or with load, operating exclusively within the corporate limits of cities containing seventy-five thousand inhabitants or more or within two miles of the corporate limits of the city or within the commercial zone of the city shall exceed fifteen feet in height.

2. No motor vehicle operating exclusively within any said area shall have a greater weight than twenty-two thousand four hundred pounds on one axle.

3. The "commercial zone" of the city is defined to mean that area within the city together with the territory extending one mile beyond the corporate limits of the city and one mile additional for each fifty thousand population or portion thereof provided, however, the commercial zone surrounding a city not within a county shall extend eighteen miles beyond the corporate limits of any such city not located within a county and shall also extend throughout any first class charter county which adjoins that city; further, provided, however, the commercial zone of a city with a population of at least four hundred thousand inhabitants but not more than four hundred fifty thousand inhabitants shall extend twelve miles beyond the corporate limits of any such city; **except that this zone shall extend from the southern border of such city's limits, beginning with the western-most freeway, following said freeway south to the first intersection with a multilane undivided highway, where the zone shall extend south along said freeway to include a city of the fourth classification with more than eight thousand nine hundred but less than nine thousand inhabitants, and shall extend north from the intersection of said freeway and multilane undivided highway along the multilane undivided highway to the city limits of a city with a population of at least four hundred thousand inhabitants but not more than four hundred fifty thousand inhabitants.** In no case shall the commercial zone of a city be reduced due to a loss of population. The provisions of this section shall not apply to motor vehicles operating on the interstate highways in the area beyond two miles of a corporate limit of the city unless the United States Department of Transportation increases the allowable weight limits on the interstate highway system within commercial zones. In such case, the mileage limits established in this section shall be automatically increased only in the commercial zones to conform with those authorized by the United States Department of Transportation.

4. Nothing in this section shall prevent a city, county, or municipality, by ordinance, from designating the routes over which such vehicles may be operated."; and

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

On motion of Representative Rector, **House Amendment No. 3** was adopted.

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

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 10, Section 227.349, Line 3, by inserting after all of said line the following:

"233.166. Notwithstanding other provisions of this chapter to the contrary, in any county, any petition to disincorporate a road district organized under this chapter shall be presented to the county commission or similar authority. The petition shall be signed by the lesser of fifty or a majority of the registered voters residing within the district, shall state the name of the district, and shall request the disincorporation of the district. If a petition is submitted as authorized in this section, and it is the opinion of the county commission that the public good will be advanced by the disincorporation after providing notice and a hearing as required in section 233.295, then the county commission shall disincorporate the road district."; and

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

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

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

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 10, Section 227.349, Line 3, by inserting after said line the following:

“227.350. The portion of U.S. highway 67 in St. Francois County between state route 8 in Desloge and state route 32 in Leadington shall be designated the “Deputy Steven R. Ziegler Memorial Highway”. Costs for such designations shall be paid by private donations.”; and

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

On motion of Representative Engler, **House Amendment No. 5** was adopted.

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

House Amendment No. 6

AMEND House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 17, Section 1, Lines 1 through 32, by deleting all of said section; and

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

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

Speaker Hanaway resumed the Chair.

Representative Harris (23) requested a division of the question on **HCS HBs 946, 1106 & 952, as amended.**

On motion of Representative Crawford, **Part I of HCS HBs 946, 1106 & 952, as amended,** was adopted.

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

House Amendment No. 1

AMEND Part II of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 6, Section 226.030, Lines 1 to 21, by deleting all of said lines and inserting in lieu thereof the following:

"226.030. 1. Prior to January 1, 2006, the [state] highways and transportation commission shall consist of six members, who shall be appointed by the governor, by and with the advice and consent of the senate, not more than three thereof to be members of the same political party. **Beginning January 1, 2006, the commission shall consist of ten members, who shall be appointed by the governor, by and with the advice and consent of the senate, not more than five thereof to be members of the same political party, and each commissioner appointed after such date shall be a resident of a department of transportation geographic district different from that of the other commissioners.** Each commissioner shall be a taxpayer and resident of state for at least five years prior to his **or her** appointment. Any commissioner may be removed by the governor if fully satisfied of his **or her** inefficiency, neglect of duty, or misconduct in office. Commissioners appointed pursuant to this section shall be appointed for terms of six years, **except as provided in this subsection.** Upon the expiration of each of the foregoing terms of these commissioners a successor shall be

appointed for a term of six years or until his **or her** successor is appointed and qualified which term of six years shall thereafter be the length of term of each member of the commission unless removed as above provided. The members of the commission shall receive as compensation for their services twenty-five dollars per day for the time spent in the performance of their official duties, and also their necessary traveling and other expenses incurred while actually engaged in the discharge of their official duties. [Members whose terms otherwise expire December 1, 2003, shall serve with terms expiring March 1, 2004, and] New members or the members reappointed **prior to August 28, 2004**, shall be appointed for terms expiring March 1, 2005; a member whose term otherwise expires December 1, 2005, **and a new member appointed after August 28, 2004**, shall **each** serve with a term expiring March 1, 2007; **a new member appointed after August 28, 2004, shall serve with a term expiring March 1, 2008**; a member whose term otherwise expires December 1, 2007, **and a new member appointed after August 28, 2004**, shall **each** serve with a term expiring March 1, 2009; [and] one member whose term otherwise expires October 13, 2007, shall serve with a term expiring March 1, 2007; [and] one member whose term otherwise expires October 13, 2007, shall serve with a term expiring March 1, 2009, **and a new member appointed after August 28, 2004, shall serve with a term expiring March 1, 2010**. If a vacancy occurs in any"; and

Further amend said bill, Page 7, Section 226.030, Line 58, by placing brackets around the word "six"; and

Further amend said bill, Page 8, Section 226.030, Line 62, by deleting all of said line and inserting in lieu thereof the following:

"August 28, [2008] **2010**."; and

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

Representative Wallace resumed the Chair.

Representative Whorton moved that **House Amendment No. 1 to Part II** be adopted.

Which motion was defeated.

Representative Bringer offered **House Amendment No. 2 to Part II**.

House Amendment No. 2

AMEND Part II of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 6, Section 226.030, Line 1, by inserting before said line the following:

"Section A. Section 50.515, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 50.515, to read as follows:

50.515. The governing body of any county may, by order of such governing body, impose an administrative service fee on the county park fund or the county road and bridge fund, or any specific purpose capital improvements fund, authorized pursuant to the provisions of section 67.547, 67.550 or 67.700, RSMo. Such administrative service fee shall only be imposed to recoup expenditures made from the county general revenue fund to provide administrative services to the county park fund or the county road and bridge fund, or any specific purpose capital improvements fund authorized pursuant to section 67.547, 67.550 or 67.700, RSMo, including, but not limited to, accounting, bookkeeping, legal services, auditing, investment control, fiscal management, and revenue collection. Any administrative service fee imposed under this section shall be imposed at a rate which will only generate revenue sufficient to recoup actual expenditures made from the general revenue fund of the county to provide administrative services to the fund against which such service fee is imposed, including both direct and indirect expenditures as determined by an independent audit; provided, that no administrative service fee shall exceed three percent of the total budget of the fund on which such fee is imposed, **except in any county of the third classification, in which no administrative service fee shall exceed five percent of the total budget of the fund on which such fee is imposed.**".

On motion of Representative Bringer, **House Amendment No. 2 to Part II** was adopted.

On motion of Representative Crawford, **Part II of HCS HBs 946, 1106 & 952, as amended**, was adopted.

On motion of Representative Crawford, **Part III of HCS HBs 946, 1106 & 952** was adopted.

HCS HBs 946, 1106 & 952, as amended, with Part IV, Part V, Part VI, as amended, and Part VII, pending, was laid over.

COMMITTEE REPORT

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 980** (Fiscal Note), begs leave to report it has been **furnished an updated fiscal note and does not require fiscal review**.

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

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Hanaway.

HOUSE RESOLUTION

Representative Bruns offered House Resolution No. 745.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 732

through

House Resolution No. 740 - Representative Rupp, et al

House Resolution No. 741 - Representative Carnahan

House Resolution No. 742

and

House Resolution No. 743 - Representative Wilson (119)

House Resolution No. 744 - Representative Willoughby, et al

INTRODUCTION OF HOUSE JOINT RESOLUTION

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

HJR 54, introduced by Representative Taylor, relating to bingo.

INTRODUCTION OF HOUSE BILLS

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

HB 1557, introduced by Representative Shoemyer, relating to the child support insurance act.

HB 1558, introduced by Representatives Shoemyer, Seigfreid, Henke, Witte, Barnitz, Hampton, McKenna, Davis (122), Bringer, Swinger, Kuessner and Page, relating to a health benefit purchasing cooperative pilot project.

HB 1559, introduced by Representative Bringer, relating to vehicle lights.

HB 1560, introduced by Representative Bringer, relating to central dispatching for emergency services.

HB 1561, introduced by Representatives Bringer, Kuessner, Shoemyer, Abel, Hampton, Seigfreid, Barnitz, Hoskins, Yaeger, Smith (118), Schlottach and Donnelly, relating to county administrative service fees.

HB 1562, introduced by Representatives Smith (14), Schneider, Yates, Whorton, Sander, Darrough, Cooper (155), Zweifel, Parker, Meadows, Burnett, Bivins, Willoughby, Young, Smith (118), Pearce, McKenna, Johnson (61) and Abel, relating to senior citizens property tax relief.

HB 1563, introduced by Representatives Schoemehl, Johnson (90), Donnelly, Selby, Hampton, Darrough, Zweifel, Corcoran, Johnson (61), Haywood, Sanders Brooks, Jones, Bishop, Spreng, Walker, Bringer, Witte, Swinger, Jolly, Barnitz, Walton, Kratky, LeVota, Burnett, Wildberger, Daus, Villa, Whorton, Lowe, Vogt, Muckler, Curls, Bland, Hoskins, Willoughby, Ransdall, Davis (122), Fraser, Page, Shoemyer, Meadows, Wagner, Kuessner, Henke, Wilson (42), George, McKenna, Hilgemann, Dougherty, Kelly (36), Meiners, Yaeger, Skaggs, Ward, Harris (23), Green, Harris (110), Walsh, Hubbard, Graham, Abel, Jetton and Campbell, relating to reporting requirements of hospitals.

HB 1564, introduced by Representative Taylor, relating to the collection of taxes.

THIRD READING OF SENATE BILL

SCS SB 1003, relating to children's mental health, was taken up by Representative Bean.

On motion of Representative Bean, **SCS SB 1003** was truly agreed to and finally passed by the following vote:

AYES: 156

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	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	Holand	Hoskins	Hubbard
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kuessner	Lager	Lawson
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meadows
Meiners	Miller	Moore	Morris	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	Sutherland	Swinger	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	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: 007

Avery	Cooper 120	Jetton	Kratky	Lembke
Muckler	Walton			

Speaker Hanaway declared the bill passed.

PERFECTION OF HOUSE BILL

HCS HBs 946, 1106 & 952, as amended, with Part IV, Part V, Part VI, as amended, and Part VII, pending, relating to transportation, was again taken up by Representative Crawford.

Representative Shoemaker offered **House Amendment No. 1 to Part IV.**

House Amendment No. 1

AMEND Part IV of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 9, Section 226.527, Line 33, by inserting after all of said line the following:

"226.611. 1. Notwithstanding any provision of law to the contrary, any business located in any county of the third or fourth classification may erect informational or on-premises signs on property adjacent to any state highway indicating the location of the business, provided that such signs are placed on the property on which the business is located or on any private property upon which the owner of the private property has given the

business permission to erect a sign. No sign erected under this section shall be larger than ten feet wide and six feet high. All costs of erecting the sign shall be paid by the business. Any business owner desiring to place a sign under this section shall apply for a permit to erect the sign from the county in which the sign is located, accompanied by a twenty-five dollar permit fee, and shall submit to the department of transportation a one hundred dollar inspection fee every two years from the date the application to erect the sign is received by the county. The signs shall be regularly maintained by the owner of the business, and the department of transportation or the governing body of the county in which the sign is located may inspect the signs on a regular basis to determine whether the sign is appropriately maintained.

2. No sign erected under this section in any zoned county shall be located in any area except those zoned commercial or industrial. Any sign erected under this section in any unzoned county shall be exempt from the requirement that the sign be within seven hundred fifty feet of a business or industrial activity area.

3. Any sign erected under this section shall be exempt from any spacing requirements adopted under this chapter.

4. Any sign erected under this section shall specify the distance to the business structure for which the sign is erected.

5. No sign erected under this section outside the boundaries of a city shall be more than ten miles from the business structure for which the sign is erected."; and

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

Representative Wallace resumed the Chair.

Representative Seigfreid offered **House Amendment No. 1 to House Amendment No. 1 to Part IV.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to Part IV of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 2, Section 226.611, Line 5, by inserting after said line the following:

"6. No business under this section shall be allowed more than two signs on any given roadway."

On motion of Representative Seigfreid, **House Amendment No. 1 to House Amendment No. 1 to Part IV** was adopted.

On motion of Representative Shoemaker, **House Amendment No. 1, as amended, to Part IV** was adopted.

Representative Skaggs offered **House Amendment No. 2 to Part IV.**

House Amendment No. 2

AMEND Part IV of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 9, Section 226.527, Line 33, by inserting after all of said line the following:

"226.532. 1. As used in this section the following terms shall mean:

(1) "Adult cabaret", a nightclub, bar, restaurant, or similar establishment in which persons appear in a state of nudity in the performance of their duties;

(2) "Sexually oriented business", any business which offers its patrons goods of which a substantial portion are sexually oriented materials. Any business where more than ten percent of display space is used for sexually oriented materials shall be presumed to be a sexually oriented business;

(3) "Sexually oriented materials", any textual, pictorial, or three dimensional material that depicts nudity, sexual conduct, sexual excitement, or sadomasochistic abuse in a way which is patently offensive to the average person applying contemporary community standards with respect to what is suitable for minors.

2. No billboard or other exterior advertising sign for an adult cabaret or sexually oriented business shall be located within one mile of any state highway, except if such business is located within one mile of a state highway, then the business may display a maximum of two exterior signs on the premises of the business, consisting of one identification sign and one sign solely giving notice that the premises are off limits to minors. The identification sign shall be no more than forty square feet in size and shall include no more than the following information: name, street address, telephone number, and operating hours of the business.

3. Signs existing at the time of the adoption of this section, which do not conform to the requirements of this section, may be allowed to continue as a nonconforming use, but should be made to conform within three years from August 28, 2004.

4. No adult cabaret or sexually oriented business shall allow any person under twenty-one years of age to physically put up any of their advertising signs or billboards.

5. Any owner of such a business who violates any of the provisions of this section shall be guilty of a class C misdemeanor."; and

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

Representative Curls offered **House Amendment No. 1 to House Amendment No. 2 to Part IV.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to Part IV of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 2, Section 226.532, Lines 20 through 22, by deleting all of said lines; and

Further amend title, enacting clause and intersectional references accordingly.

On motion of Representative Curls, **House Amendment No. 1 to House Amendment No. 2 to Part IV** was adopted.

HCS HBs 946, 1106 & 952, as amended, with House Amendment No. 2, as amended, to Part IV, as amended, Part V, Part VI, as amended, and Part VII, pending, was laid over.

Speaker Hanaway resumed the Chair.

SPECIAL RECOGNITION

The Helias Lady Crusaders Softball Team was introduced by Representatives Bruns and Deeken and recognized for attaining First Place in the 2003 Missouri State High School Activities Association Class 4 State Softball Championship.

Representative Wallace resumed the Chair.

PERFECTION OF HOUSE BILL

HCS HBs 946, 1106 & 952, as amended, with House Amendment No. 2, as amended, to Part IV, as amended, Part V, Part VI, as amended, and Part VII, pending, was again taken up by Representative Crawford.

On motion of Representative Skaggs, **House Amendment No. 2, as amended, to Part IV** was adopted.

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

House Amendment No. 3

AMEND Part IV of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 9, Section 226.527, Lines 22 through 33, by deleting all of said lines and adjusting title and enacting clauses accordingly.

Representative Riback Wilson (25) moved that **House Amendment No. 3 to Part IV** be adopted.

Which motion was defeated.

On motion of Representative Crawford, **Part IV of HCS HBs 946, 1106 & 952, as amended,** was adopted.

On motion of Representative Crawford, **Part V of HCS HBs 946, 1106 & 952** was adopted.

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

House Amendment No. 1

AMEND Part VI of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 10, Section 227.349, Line 3, by inserting after all of said line the following:

"227.352. The portion of state route 51 in Perry County from interstate highway 55 to U.S. Highway 61 shall be designated the "Thomas G. Tucker, Jr. Memorial Highway"."; and

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

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

Representative Graham offered **House Amendment No. 2 to Part VI.**

House Amendment No. 2

AMEND Part VI of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 10, Section 227.120, Line 49, by inserting after all of said line the following:

"227.346. The portion of Interstate Highway 70 between mile marker 69 in any county of the fourth classification with more than twenty-three thousand seven hundred but less than twenty-three thousand eight

hundred inhabitants and east to mile marker 123 in any county of the first classification with more than one hundred thirty-five thousand five hundred inhabitants, except where otherwise designated, shall be designated the “U.S. Submarine Veterans’ Memorial Highway”, and shall represent in its fifty-four mile stretch the fifty-four submarines lost during war and the Cold War. The department of transportation shall erect and maintain appropriate signs designating such highway, with the cost of such signs to be paid by the submarine veterans’ association.”; and

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

On motion of Representative Graham, **House Amendment No. 2 to Part VI** was adopted.

Representative Page offered **House Amendment No. 3 to Part VI**.

House Amendment No. 3

AMEND Part VI of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 10, Section 227.349, Line 1, by inserting before all of said line the following:

“227.332. The portion of Missouri route 364 in St. Louis County from interstate highway 270 to the crossing of the Missouri River, known as the Veterans’ Memorial Bridge, shall be designated the “Buzz Westfall Memorial Highway.” The Buzz Westfall Memorial Highway shall not include any portion of the Veterans’ Memorial Bridge.”; and

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

On motion of Representative Page, **House Amendment No. 3 to Part VI** was adopted.

Representative Ward offered **House Amendment No. 4 to Part VI**.

Representative Crawford raised a point of order that **House Amendment No. 4 to Part VI** goes beyond the scope of the bill.

Representative Wallace requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Richard offered **House Amendment No. 5 to Part VI**.

House Amendment No. 5

AMEND Part VI of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 17, Section 301.010, Line 241, by inserting after said line the following:

“Section 1. The portion of U.S. 249 by pass in Jasper County from Newman road to U.S. 171 be designated the “Earl Carr Memorial Highway”. The cost of all signing shall be paid by the city of Joplin.”.

On motion of Representative Richard, **House Amendment No. 5 to Part VI** was adopted.

Representative Wilson (130) offered **House Amendment No. 6 to Part VI**.

House Amendment No. 6

AMEND Part VI of House Committee Substitute for House Bill Nos. 946, 1106 & 952, Page 17, Section 301.010, Line 241, by inserting after said line the following:

"Section 2. The portion of U.S. 71 from Iris road to state highway 86 in Newton county shall be designated the "James W. Minton, Jr. Memorial Highway"."

On motion of Representative Wilson (130), **House Amendment No. 6 to Part VI** was adopted.

On motion of Representative Crawford, **Part VI of HCS HBs 946, 1106 & 952, as amended**, was adopted.

On motion of Representative Crawford, **Part VII of HCS HBs 946, 1106 & 952** was adopted.

HCS HBs 946, 1106 & 952, as amended, was laid over.

REFERRAL OF SENATE CONCURRENT RESOLUTION

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

SCR 33 - Rules

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SJR 44**, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30(b) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to transportation.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 730**, entitled:

An act to amend chapter 137, RSMo, by adding thereto twenty-seven new sections relating to a homestead exemption for the elderly, with an effective date and sunset provisions.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1080**, entitled:

An act to repeal sections 160.518, 160.538 and 160.720, RSMo, and to enact in lieu thereof two new sections relating to education accountability standards.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1099**, entitled:

An act to repeal sections 21.810, 32.057, 620.014, 620.017, and 620.1300, RSMo, and to enact in lieu thereof fourteen new sections relating to tax credits, with penalty provisions.

In which the concurrence of the House is respectfully requested.

The following members' presence was noted: Kratky and Muckler.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, February 25, 2004.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, February 26, 2004, 8:30 a.m. Hearing Room 1.

Executive session may follow. House Administration & Accounts Committee Resolution #10 and House Administration & Accounts Committee Resolution #11.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 25, 2004, 2:30 p.m. Hearing Room 4.

Mark up for the Department of Agriculture.

APPROPRIATIONS - EDUCATION

Wednesday, February 25, 2004, 3:00 p.m. Hearing Room 1.

CANCELLED

Mark up will be held on: HB 1003

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 25, 2004, 2:45 p.m. Hearing Room 7.

Public hearings to be held on: HB 1001, HB 1004, HB 1005, HB 1012

APPROPRIATIONS - GENERAL ADMINISTRATION

Thursday, February 26, 2004, 8:00 a.m. Hearing Room 7.

Mark up will be held on: HB 1001, HB 1004, HB 1005, HB 1012

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Thursday, February 26, 2004, 8:15 a.m. Hearing Room 3.

Departments of Health, Mental Health, and Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 25, 2004, 2:30 p.m. Hearing Room 6.

Mark up Department of Public Safety and the Department of Corrections. AMENDED

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Thursday, February 26, 2004, Hearing Room 6 upon morning adjournment.

Mark up Department of Public Safety and the Department of Corrections.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 25, 2004, 2:30 p.m. Hearing Room 5.

Mark up Department of Economic Development.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Thursday, February 26, 2004, 8:15 a.m. Hearing Room 5.

Mark up Department of Economic Development.

BUDGET

Wednesday, February 25, 2004, 8:00 a.m. Hearing Room 3.

Public hearings to be held on: HJR 49

Executive session will be held on: HB 1014

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 25, 2004, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 956, HB 1187

CORRECTIONS AND STATE INSTITUTIONS

Wednesday, February 25, 2004, Hearing Room 7 upon evening adjournment or 5:00 p.m.

Executive session to follow.

Public hearings to be held on: HB 896, HCR 14

EDUCATION

Wednesday, February 25, 2004, 5:00 p.m. Hearing Room 3.

Executive session.

Public hearings to be held on: HB 941, HB 1173, HB 1322

HEALTH CARE POLICY

Wednesday, February 25, 2004, 5:00 p.m. Hearing Room 6.

Public hearings to be held on: HB 1423

Executive session will be held on: HB 1423

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 25, 2004, 12:00 p.m. Hearing Room 6.

Executive session may be held.

Public hearings to be held on: HB 1426, HB 1421, HB 1370

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, February 26, 2004, Hearing Room 5 upon morning adjournment of both Chambers.
Report from the Revision Subcommittee. Oversight program evaluation on the Office of Administration, Division of Facilities Management, State leasing practices.
Any other business.

JUDICIARY

Wednesday, February 25, 2004, 12:00 p.m. Hearing Room 1.
Executive session on other bills may follow.
Public hearings to be held on: HB 1188, HB 1350, HB 808, HB 1384, HB 1336, HB 965, HB 870, HB 1143, HB 798
Executive session will be held on: HB 1115

LOCAL GOVERNMENT

Thursday, February 26, 2004, 8:15 a.m. Hearing Room 6.
Executive session shall follow. AMENDED
Public hearings to be held on: HB 824, HB 972, HB 1225, HB 1398, HB 1471

LOCAL GOVERNMENT

Monday, March 1, 2004, 3:00 p.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 942, HB 1104, HB 1206, HB 1377

RULES

Thursday, February 26, 2004, 8:30 a.m. Hearing Room 5.
Executive session may follow.

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, February 25, 2004, 8:00 a.m. Hearing Room 5.
Executive session will follow.
Public hearings to be held on: HB 1347, HB 1402, HB 1411

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, February 25, 2004, 12:00 p.m. Hearing Room 7.
Public hearings to be held on: HB 995, HB 996, HB 1366, HB 1405, HB 976, HB 977, SCS SBs 1144, 919 & 874
Executive session may be held on: HB 1167, HB 1114, HB 937, HB 1080, HB 770, HB 1109, HB 883, HB 1317, HB 1118, HB 1142, HB 1259, HB 1288, HB 1439

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 25, 2004, 12:00 p.m. Hearing Room 3.
Executive session may follow.
Public hearings to be held on: HB 1478, SB 932

HOUSE CALENDAR

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 25, 2004

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 54

HOUSE BILLS FOR SECOND READING

HB 1552 through HB 1564

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HCS HJR 28 - Roark (139)
- 2 HCS HJR 39, 38, 42 & 47 - Engler (106)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 946, 1106 & 952, as amended - Crawford (117)
- 2 HCS HB 1105, 1062, 1111, 1113 & 1119 - Crawford (117)
- 3 HCS HB 1041, as amended - Cunningham (86)
- 4 HCS HB 978 - Baker (123)
- 5 HCS HB 1380 - Lager (4)
- 6 HCS HB 1304 - Byrd (94)

HOUSE BILLS FOR PERFECTION - CONSENT

(2/23/04)

- 1 HB 801 - Smith (118)
- 2 HCS HB 895 - Emery (126)
- 3 HB 923 - Holand (135)
- 4 HB 932 - Bivins (97)
- 5 HCS HB 955 - Portwood (92)
- 6 HB 960 - Roark (139)
- 7 HB 989 - Barnitz (150)
- 8 HB 1070 - Miller (133)
- 9 HB 1071 - Goodman (132)
- 10 HB 1107, HCA 1 - Crawford (117)
- 11 HB 1126 - Seigfreid (26)
- 12 HB 1149 - May (149)
- 13 HCS HB 1198 - Richard (129)

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 980 - Myers (160)
- 2 HS HCS HB 1268 & 1211, E.C. - Smith (118)

SENATE JOINT RESOLUTION FOR SECOND READING

SCS SJR 44

SENATE BILLS FOR SECOND READING

- 1 SS SCS SB 730
- 2 SB 1080
- 3 SS SCS SB 1099