

JOURNAL OF THE HOUSE

Second Regular Session, 92nd GENERAL ASSEMBLY

THIRTY-NINTH DAY, TUESDAY, MARCH 16, 2004

The House met pursuant to adjournment.

Speaker Pro Tem Jetton in the Chair.

Prayer by Reverend Donald W. Lammers.

(If the truth is necessary for all successful human communication, it is essential in the work of this body. We begin with a few words from Jesus' prayer for his disciples, and end with a verse from the Hebrew scriptures.)

Let us pray.

Jesus prayed, "Consecrate them in the truth. Your word is truth. As You sent me into the world, so I sent them into the world. And I consecrate myself for them, so that they also may be consecrated in truth." (*John 17:17-18*)

Holy God, today, help us to discern what is true. When several truths compete for our attention, give us the vision to see which is of greater importance in Your view. When several truths deserve consideration at once, give us the wisdom to place them in the order of priority that You would choose.

With the writer of Psalm 25 we pray:

"Guide me in Your truth and teach me, for You are God my Savior, and for You I wait all the day."
(*Psalm 25:5*)

We pray to You, our God for ever 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: Sarah Castor, Brooklyn Summerville, Sarah Kirkman, Stephanie Anderson, Billy Horton, Matthew Koyne, Melanie Pancoast, Sam Pautler, Laura Jursek, Sang-Woo Nam, Patrick Wilson, Eriq Kristek, Catherine Kristek, Grace Kristek, Parker Breeden, Nicollette Fellwork, AnnaMaria Maples, Sally Cowherd, Shelby Gilbreath, Blake Worm, Zack Meehan, Lauren Staehr, Nicholas de Jong and Connor Burkett.

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

SPECIAL RECOGNITION

Diane Juergensmeyer was introduced by Representative Luetkemeyer and recognized as an Outstanding Missourian.

Representative Wilson (130) assumed the Chair.

HOUSE RESOLUTION

Representatives Harris (110) and Barnitz offered House Resolution No. 1126.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1083 - Representative Sander
House Resolution No. 1084
through
House Resolution No. 1115 - Representative Hanaway
House Resolution No. 1116 - Representative Dethrow
House Resolution No. 1117 - Representatives Fares and Moore
House Resolution No. 1118
and
House Resolution No. 1119 - Representative Cunningham (145)
House Resolution No. 1120 - Representative Seigfreid
House Resolution No. 1121
through
House Resolution No. 1125 - Representatives Harris (110) and Abel
House Resolution No. 1127 - Representative Lipke

INTRODUCTION OF HOUSE BILL

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

HB 1675, introduced by Representatives Pratt, Yates, Byrd and Dusenberg, relating to municipal judges.

SECOND READING OF HOUSE BILLS

HB 1672 through **HB 1674** were read the second time.

SECOND READING OF SENATE BILL

SCS SB 1172 was read the second time.

COMMITTEE REPORTS

Committee on Budget, Chairman Bearden reporting:

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 855** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 1041** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 1055** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Budget, to which was referred **HCS HB 1305**, begs leave to report it has been **furnished an updated fiscal note and does not require fiscal review**.

PERFECTION OF HOUSE BILLS

HCS HBs 1074 & 1129, relating to cross burning, was taken up by Representative Byrd.

On motion of Representative Byrd, **HCS HBs 1074 & 1129** was adopted.

On motion of Representative Byrd, **HCS HBs 1074 & 1129** was ordered perfected and printed.

HCS HBs 1098 & 949, relating to inaugural committees, was taken up by Representative Goodman.

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

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

Representative Wilson (130) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Pro Tem Jetton resumed the Chair.

On motion of Representative Goodman, **HCS HBs 1098 & 949** was adopted.

On motion of Representative Goodman, **HCS HBs 1098 & 949** was ordered perfected and printed.

HB 1504, relating to highway access, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 1504** was ordered perfected and printed.

HB 869, relating to veterinarians, was taken up by Representative Townley.

On motion of Representative Townley, **HB 869** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 1363, relating to the St. Louis Archives, was taken up by Representative Fares.

On motion of Representative Fares, **HCS HB 1363** was adopted.

On motion of Representative Fares, **HCS HB 1363** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	Barnitz	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Corcoran	Crawford	Crowell	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	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 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	Meadows
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
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
Walton	Ward	Wasson	Whorton	Wildberger
Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 000

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 004

Avery

Baker

Boykins

Cooper 155

Speaker Pro Tem Jetton declared the bill passed.

HCS HB 1439, relating to transportation, was taken up by Representative Crawford.

On motion of Representative Crawford, **HCS HB 1439** was adopted.

On motion of Representative Crawford, **HCS HB 1439** was read the third time and passed by the following vote:

AYES: 160

Abel	Angst	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	Holand	Hoskins	Hubbard	Hunter
Icet	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	Meadows	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	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	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: 003

Avery Baker Hobbs

Speaker Pro Tem Jetton declared the bill passed.

HB 826, relating to a memorial highway, was taken up by Representative Kelly (144).

On motion of Representative Kelly (144), **HB 826** was read the third time and passed by the following vote:

AYES: 161

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Bringer	Brooks	Brown
Bruns	Burnett	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dempsey	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	Meadows	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	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	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Witte	Wood	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 002

Avery Boykins

Speaker Pro Tem Jetton declared the bill passed.

Representative Wilson (130) resumed the Chair.

HB 1291, relating to homeowners' insurance, was taken up by Representative Pearce.

On motion of Representative Pearce, **HB 1291** was read the third time and passed by the following vote:

AYES: 160

Abel	Angst	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	Hobbs	Holand	Hoskins	Hubbard
Hunter	Iceet	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	Meadows	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	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Swinger	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	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Avery Hilgemann Townley

Representative Wilson (130) declared the bill passed.

HB 956, relating to the official state grass, was taken up by Representative May.

On motion of Representative May, **HB 956** was read the third time and passed by the following vote:

AYES: 146

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Brown	Bruns	Byrd	Campbell	Carnahan
Cooper 120	Cooper 155	Corcoran	Crawford	Crowell
Cunningham 145	Curls	Darrough	Daus	Davis 19
Decken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Engler	Ervin
Fares	Fraser	George	Goodman	Green
Guest	Hampton	Harris 110	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Ice	Jetton	Johnson 47	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meadows
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Rector	Reinhart	Richard	Ruestman
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
Stefanick	Stevenson	Sutherland	Taylor	Thompson
Threlkeld	Townley	Viebrock	Villa	Vogt
Wagner	Walker	Wallace	Walsh	Walton
Ward	Wasson	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 012

Burnett	Cunningham 86	Davis 122	Donnelly	Graham
Harris 23	Johnson 61	Johnson 90	Roark	Rupp
Shoemaker	Swinger			

PRESENT: 001

Wilson 42

ABSENT WITH LEAVE: 004

Avery	Jackson	Ransdall	St. Onge
-------	---------	----------	----------

Representative Wilson (130) declared the bill passed.

HB 1398, relating to depositaries for city funds, was taken up by Representative Lager.

On motion of Representative Lager, **HB 1398** was read the third time and passed by the following vote:

AYES: 156

Abel	Angst	Baker	Barnitz	Bearden
Behnen	Bishop	Bivins	Black	Bland
Bough	Bringer	Brooks	Brown	Bruns
Burnett	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis 122
Davis 19	Deeken	Dempsey	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
Icet	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	Meadows	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	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
Thompson	Threlkeld	Townley	Viebrock	Villa
Vogt	Wagner	Walker	Wallace	Walsh
Walton	Ward	Whorton	Wildberger	Willoughby
Wilson 119	Wilson 130	Wilson 25	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Bean	Boykins	Nieves	Taylor
Wasson	Wilson 42			

Representative Wilson (130) declared the bill passed.

HCS HB 1399, relating to athletic trainers, was taken up by Representative Lager.

On motion of Representative Lager, **HCS HB 1399** was adopted.

On motion of Representative Lager, **HCS HB 1399** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bough	Bringer	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
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
Meadows	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	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	Swinger	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Bland	Boykins	Brooks	Pearce
Sutherland	Taylor	Wasson	Wilson 42	

Representative Wilson (130) declared the bill passed.

HB 1259, relating to licensure of motor vehicle dealers, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **HB 1259** was read the third time and passed by the following vote:

AYES: 155

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black

Bough	Boykins	Bringer	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	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	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	Meadows
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
Seigfreid	Selby	Self	Shoemaker	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Stevenson	Swinger	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

Avery	Bland	Brooks	Haywood	Hunter
Sutherland	Taylor	Wasson		

Representative Wilson (130) declared the bill passed.

HB 937, relating to a special license plate, was taken up by Representative Moore.

HB 937 was laid over.

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

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Wilson (130).

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1128
and
House Resolution No. 1129 - Representative Hanaway
House Resolution No. 1130
through
House Resolution No. 1133 - Representative Wildberger
House Resolution No. 1134 - Representative Moore
House Resolution No. 1135 - Representative Hunter
House Resolution No. 1136 - Representative Hunter, et al
House Resolution No. 1137 - Representative Dempsey
House Resolution No. 1138
and
House Resolution No. 1139 - Representative Yaeger
House Resolution No. 1140 - Representative Taylor
House Resolution No. 1141 - Representative Salva
House Resolution No. 1142 - Representative Goodman
House Resolution No. 1143
through
House Resolution No. 1145 - Representatives Goodman and Taylor
House Resolution No. 1146
and
House Resolution No. 1147 - Representative Dixon
House Resolution No. 1148 - Representatives Hilgemann and Carnahan
House Resolution No. 1149 - Representative Taylor

INTRODUCTION OF HOUSE BILLS

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

HB 1676, introduced by Representatives Yates and Icet, relating to the competitive government act.

HB 1677, introduced by Representatives Jackson, Bough, Rector, Wood, Deeken, Bivins, Munzlinger, Davis (19), Emery, Lembke, Morris and Kelly (36), relating to child custody.

THIRD READING OF HOUSE BILLS

HCS HB 1305, relating to medical malpractice insurance, was taken up by Representative Byrd.

On motion of Representative Byrd, **HCS HB 1305** was read the third time and passed by the following vote:

AYES: 137

Abel	Angst	Baker	Bean	Bearden
Behnen	Bishop	Bivins	Black	Bough
Bringer	Brown	Bruns	Byrd	Campbell
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	George	Goodman	Graham
Green	Guest	Hampton	Harris 110	Haywood
Henke	Hilgemann	Hobbs	Hubbard	Hunter
Icet	Jetton	Johnson 47	Jolly	Jones
Kelly 144	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	Lembke	LeVota
Liese	Lipke	Luetkemeyer	Marsh	May
Mayer	McKenna	Meadows	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Roark	Rupp
Sager	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	St. Onge
Stefanick	Stevenson	Sutherland	Swinger	Taylor
Threlkeld	Townley	Viebrock	Villa	Wagner
Walker	Wallace	Ward	Wasson	Whorton
Wildberger	Willoughby	Wilson 119	Wilson 130	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 018

Bland	Brooks	Burnett	Carnahan	El-Amin
Fraser	Harris 23	Hoskins	Johnson 90	Lowe
Salva	Spreng	Thompson	Vogt	Walsh
Walton	Wilson 25	Wilson 42		

PRESENT: 001

Johnson 61

ABSENT WITH LEAVE: 007

Avery	Barnitz	Boykins	Davis 19	Holand
Jackson	Ruestman			

Representative Wilson (130) declared the bill passed.

HOUSE CONCURRENT RESOLUTION

HCR 10, relating to Menfro soil, was taken up by Representative Myers.

On motion of Representative Myers, **HCR 10** was adopted.

THIRD READING OF HOUSE BILLS - CONSENT

HB 937, relating to a special license plate, was again taken up by Representative Moore.

On motion of Representative Moore, **HB 937** was read the third time and passed by the following vote:

AYES: 141

Abel	Angst	Baker	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	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Engler	Ervin	Fares	George
Goodman	Graham	Green	Guest	Hampton
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hubbard	Hunter	Ice	Jetton
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	Meadows	Meiners	Miller
Moore	Morris	Muckler	Munzlinger	Myers
Nieves	Page	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Ruestman	Rupp
Sager	Salva	Sander	Schaaf	Schlottach
Schneider	Schoemehl	Seigfreid	Selby	Self
Shoemaker	Shoemyer	Skaggs	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Swinger
Taylor	Threlkeld	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 42	Wood	Wright	Young	Zweifel
Madam Speaker				

NOES: 019

Davis 19	Donnelly	Dusenberg	Emery	Fraser
Harris 110	Hoskins	Jackson	Johnson 47	Roark
Smith 118	Thompson	Townley	Vogt	Walker
Wilson 25	Witte	Yaeger	Yates	

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 002

Avery Barnitz

Representative Wilson (130) declared the bill passed.

HB 904, relating to bulk transfers, was taken up by Representative Luetkemeyer.

On motion of Representative Luetkemeyer, **HB 904** was read the third time and 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 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	Holand	Hoskins
Hubbard	Hunter	Ice	Jackson	Jetton
Johnson 47	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meadows	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Self	Shoemyer	Skaggs
Smith 14	Spreng	St. Onge	Stefanick	Stevenson
Sutherland	Swinger	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

Salva Selby

PRESENT: 000

ABSENT WITH LEAVE: 005

Avery Johnson 61 Johnson 90 Shoemaker Smith 118

Representative Wilson (130) declared the bill passed.

HB 824, relating to tourism tax, was taken up by Representative Seigfreid.

On motion of Representative Seigfreid, **HB 824** was read the third time and passed by the following vote:

AYES: 144

Abel	Angst	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	Darrrough
Daus	Davis 122	Deeken	Dethrow	Donnelly
Dougherty	El-Amin	Emery	Engler	Fares
Fraser	George	Goodman	Graham	Guest
Hampton	Harris 110	Haywood	Henke	Hilgemann
Hobbs	Holand	Hoskins	Hubbard	Hunter
Icet	Jackson	Jetton	Johnson 47	Johnson 90
Jolly	Jones	Kelly 144	Kelly 36	King
Kingery	Kratky	Kuessner	Lager	Lawson
Liese	Lipke	Lowe	Luetkemeyer	Marsh
May	Mayer	McKenna	Meadows	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Parker	Pearce	Phillips
Portwood	Pratt	Purgason	Quinn	Ransdall
Rector	Reinhart	Richard	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	St. Onge
Stefanick	Sutherland	Swinger	Thompson	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Wildberger	Willoughby	Wilson 119	Wilson 130
Wilson 25	Wilson 42	Witte	Wood	Wright
Yaeger	Young	Zweifel	Madam Speaker	

NOES: 012

Dixon	Dusenberg	Ervin	Green	Lembke
LeVota	Page	Roark	Ruestman	Stevenson
Taylor	Yates			

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Davis 19	Dempsey	Harris 23	Johnson 61
Shoemaker	Walker			

Representative Wilson (130) declared the bill passed.

HCS HB 912, relating to a memorial highway, was taken up by Representative Page.

On motion of Representative Page, **HCS HB 912** was adopted by the following vote:

AYES: 155

Abel	Angst	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 86	Curls	Darrough	Daus
Davis 122	Davis 19	Deeken	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Engler	Ervin	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	Henke	Hilgemann	Hobbs
Holand	Hoskins	Hubbard	Hunter	Icet
Jackson	Jetton	Johnson 47	Johnson 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meadows
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	Rupp	Sager	Salva	Schaaf
Schlottach	Schneider	Schoemehl	Seigfreid	Selby
Self	Shoemyer	Skaggs	Smith 118	Smith 14
Spreng	St. Onge	Stefanick	Stevenson	Sutherland
Swinger	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: 001

Sander

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Cunningham 145	Dempsey	Fares	Johnson 61
Ruestman	Shoemaker			

Representative Purgason assumed the Chair.

On motion of Representative Page, **HCS HB 912** was read the third time and passed by the following vote:

AYES: 154

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brown
Bruns	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	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 90	Jolly
Jones	Kelly 144	Kelly 36	King	Kingery
Kratky	Kuessner	Lager	Lawson	Lembke
LeVota	Liese	Lipke	Lowe	Luetkemeyer
Marsh	May	Mayer	McKenna	Meadows
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Reinhart	Richard
Roark	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	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: 001

Brooks

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 007

Avery	Burnett	Johnson 61	Ruestman	Swinger
Taylor	Threlkeld			

Representative Purgason declared the bill passed.

HCS HB 1171, relating to joint municipal utility projects, was taken up by Representative Rector.

On motion of Representative Rector, **HCS HB 1171** was adopted.

On motion of Representative Rector, **HCS HB 1171** was read the third time and passed by the following vote:

AYES: 158

Abel	Angst	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	Holand	Hoskins	Hubbard
Hunter	Icey	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	LeVota	Liese	Lipke
Lowe	Luetkemeyer	Marsh	May	Mayer
McKenna	Meadows	Meiners	Miller	Moore
Morris	Muckler	Munzlinger	Myers	Nieves
Page	Parker	Pearce	Phillips	Portwood
Pratt	Purgason	Quinn	Ransdall	Rector
Reinhart	Richard	Roark	Ruestman	Rupp
Sager	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	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
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

Salva Selby

PRESENT: 000

ABSENT WITH LEAVE: 003

Avery Baker Johnson 61

Representative Purgason declared the bill passed.

HCS HB 1192, relating to animal health and meat inspections, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **HCS HB 1192** was adopted.

On motion of Representative Schlottach, **HCS HB 1192** was read the third time and passed by the following vote:

AYES: 150

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks

Brown	Bruns	Byrd	Campbell	Carnahan
Cooper 120	Corcoran	Crawford	Crowell	Cunningham 145
Cunningham 86	Curls	Darrough	Davis 122	Davis 19
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Engler	Ervin
Fares	George	Goodman	Green	Guest
Hampton	Harris 110	Harris 23	Haywood	Henke
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icet	Jackson	Jetton	Johnson 47
Johnson 90	Jolly	Jones	Kelly 144	Kelly 36
King	Kingery	Kratky	Kuessner	Lager
Lawson	Lembke	Liese	Lipke	Lowe
Luetkemeyer	Marsh	May	Mayer	McKenna
Meadows	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	Schoemehl
Seigfreid	Selby	Self	Shoemyer	Skaggs
Smith 118	Smith 14	Spreng	St. Onge	Stefanick
Stevenson	Sutherland	Swinger	Taylor	Threlkeld
Townley	Viebrock	Villa	Vogt	Wagner
Walker	Wallace	Walsh	Walton	Ward
Wasson	Whorton	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 42	Witte	Wood	Wright
Yaeger	Yates	Young	Zweifel	Madam Speaker

NOES: 003

Daus	Fraser	Wilson 25
------	--------	-----------

PRESENT: 003

El-Amin	Graham	LeVota
---------	--------	--------

ABSENT WITH LEAVE: 007

Avery	Burnett	Cooper 155	Johnson 61	Schneider
Shoemaker	Thompson			

Representative Purgason declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 988, relating to county political party committees, was taken up by Representative Yates.

On motion of Representative Yates, **HCS HB 988** was adopted.

On motion of Representative Yates, **HCS HB 988** was ordered perfected and printed.

HCS HB 1277, relating to hazardous waste management, was taken up by Representative Townley.

On motion of Representative Townley, **HCS HB 1277** was adopted.

On motion of Representative Townley, **HCS HB 1277** was ordered perfected and printed.

Representative Wilson (130) resumed the Chair.

HCS HBs 795, 972, 1128 & 1161, relating to county government, was taken up by Representative Johnson (47).

Representative Johnson (90) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 3, Section 50.339, Line 13, by inserting after all of said line the following:

"64.242. 1. All streets contained within any subdivision plan of development regulated under sections 64.211 to 64.295 shall comply with all county road specifications upon completion of the plan of development.

2. Any board or committee established to govern any part of the subdivision, including any review committees, shall provide proportional representation of the homeowners in the subdivision based on the percentage of homeowners in the subdivision other than the developer. Upon the sale or the completion of the development of the subdivision, the developer shall relinquish all positions on any board or committee governing any part of the subdivision to the homeowners.

3. No member of any board shall have any financial interest in any subdivision of land development project or in any entity that develops subdivisions of land within the county for which the person serves as a member of the board.

64.820. 1. From and after the adoption of the official master plan or portion thereof and its proper certification and recording, thereafter no improvement of a type embraced within the recommendations of the official master plan, or part thereof, shall be constructed or authorized without first submitting the proposed plans thereof to the county planning commission and receiving the written approval or recommendations of the commission. This requirement shall be deemed to be waived if the county planning commission fails to make its report and recommendations within forty-five days after receipt of the proposed plans. In the case of any public improvement sponsored or proposed to be made by any municipality or other political or civil subdivision of the state, or public board, commission or other public officials, the disapproval or recommendations of the county planning commission may be overruled by a two-thirds vote, properly entered of record and certified to the county planning commission, of the governing body of the municipality, or other political or civil subdivision, or public board, commission or officials, after the reasons for the overruling are spread upon its minutes, which reasons shall also be certified to the county planning commission.

2. The county planning or zoning commission shall file a recommendation and report with the county commission. The scope of review by the county commission shall be limited to the recommendation and report of the planning or zoning commission; except that the county commission may hear and consider additional evidence, if the county commission finds that the evidence in the exercise of reasonable diligence could not have been produced, or was improperly excluded at the hearing before the planning or zoning commission. The county commission may in any case hear and consider evidence of alleged irregularities in procedure, or of unfairness by the planning or zoning commission, not shown in the record. The county commission in determining the result reached by the planning or zoning commission shall give due weight to the opportunity of the planning or zoning commission to observe the witnesses and to the expertness and experience of the planning or zoning commission. Whenever the county commission finds there is competent and material evidence, which in the exercise of reasonable diligence could not have been produced, or was improperly excluded at the hearing before the planning or zoning commission, the county commission may remand the case to the planning or zoning commission with directions to reconsider the same in the light of the evidence. The report shall consist of a complete transcript of the entire record, proceedings and evidence before the planning or zoning commission. The county commission before deciding the case shall personally consider the whole record, or such portions

thereof as may be cited by the parties, and shall personally consider any oral or written arguments presented by all interested parties."; and

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

Speaker Hanaway assumed the Chair.

HCS HBs 795, 972, 1128 & 1161, with House Amendment No. 1, pending, was laid over.

**SPECIAL ADDRESS
BY
SENATOR CHRISTOPHER "KIT" BOND**

Thank you Madam Speaker. It is an honor to be here today to talk about a program that is very close to my heart, Parents as Teachers.

Twenty years ago, when I was Governor, Missouri broke new ground with the enactment of the Early Childhood Development Act which took the Parents as Teachers program state wide. This was a landmark achievement.

Everyone recognizes the importance of a child's first three years and the vital role that parents play, but that was not always that case.

When I was pushing for enactment of the Early Childhood Education Act in the early 1980s, most of you were not yet in the legislature.

Many of you may not realize how forward thinking the concept of parental involvement truly was at the time and how hard a fight it was to get it through the General Assembly.

Today we are fortunate to have the founder of the Parents as Teachers Program here with us today, Mildred Winter. Mildred has been involved from the very beginning. Thanks to her vision and commitment millions of parents have received the support they need to give their child the very best start in life.

My involvement with Parents as Teachers began in 1979. Then Commissioner of Elementary and Secondary Education, Dr. Arthur Mallory, who worked for me the previous term when I had been Governor, came to talk to me about this very interesting idea. I am so pleased that my good friend Dr. Mallory could be here with us today.

The concept behind Parents as Teachers was developed by a group of Missouri Educators who had noticed that children were starting Kindergarten with varying levels of school readiness.

Research demonstrated that greater family involvement in children's early learning was a critical link to the child's development of academic skills, including reading and writing. They believed that a program to help parents understand their role in encouraging their child's development right from birth could help prepare children for school and life success.

Such a program, available to all families, would help level the playing field for all children. It was Dr. Mallory who first sold me on the merits of the program.

In 1981, this idea was tested with a pilot project at four Missouri school districts. After the pilot had been operating for three years, findings from an evaluation were released.

It showed that children of parents participating in the program consistently scored higher on all measure of intelligence, achievement, auditory comprehension, verbal and language ability, and social development than did children in a comparison group. The idea had worked!

In 1982, I also set up something called the Children's Trust Fund Commission to help reduce child abuse. We brought together 25 eminent children's leaders from education, health and religious organizations around the State who studied child abuse prevention.

They came back in 1984 with the unanimous recommendation to adopt Parents as Teachers as a way to help the families address the challenges of raising a child.

Over these years, I had recommended Parents as Teachers to the Missouri General Assembly. They did not pass it in 1981. They did not pass it in 1982. They did not pass it in 1983. But being stubborn, I came back in 1984, armed with the positive results from the pilot project and with the Director of Corrections.

In testimony before Committee he pointed out that parental involvement and parental responsibility would help reduce the population of our corrections system.

He concluded that supporting Parents as Teachers was one of the most important things we could do for the long-term future of our State.

Fortunately, after a bit of cajoling, a little wheeling and dealing, and a few side deals that I will not mention here, the Missouri General Assembly finally adopted Parents as Teachers as a statewide program in 1984.

This made Missouri one of the first states to recognize that early parent support can reap huge benefits not only for children and families but also for schools, communities, and our country. Missouri was a true pioneer.

I would be remiss if I did not mention a tremendous partner and ally in this effort, Senator Harry Wiggins. Senator Wiggins sponsored the legislation for me in 1984.

I am sorry he could not be here today due to his health. Without his leadership and passion on this issue, success would not have been possible.

I would also like to acknowledge Senators Goode and Bland. They both served in the House of Representatives in 1984 and have been true friends to Parents as Teachers throughout their legislative careers. I thank you.

Over the past 20 years what began as an experiment in Missouri has expanded to more than 3,000 programs in all 50 states, as well as seven other countries.

We estimate that the program has served more than 2 million families over that time. In this past year, in Missouri alone, Parents as Teachers served 164,000 families with more than 175,000 children.

And, as a result of Parents as Teachers, more than 141,000 children were screened for developmental, language, hearing and vision; 16,353 children were identified with potential developmental delays and referred for further evaluation; 12,191 children received follow-up services in Missouri.

Thanks to early identification and intervention more children are getting the care and the services they need to fix problems before they escalate.

The continued success of Parents as Teachers is undeniable, and the research reveals this in many important ways.

For example, independent studies of Parents as Teachers conducted in Missouri since the pilot project have shown that:

At age 3, Parents as Teachers children performed significantly above the national norms on a measure of school-related achievement. This relative level of achievement that Parents as Teachers children achieved at age 3 was maintained at the end of the first and second grade.

Third graders who had received Parents as Teachers visits with screening services scored significantly higher on standardized measures of achievement than their non-participating counterparts. Specifically, on the Stanford

Achievement Test, Parents as Teachers children had a national percentile rank of 81, while non-participating students had a rank of 63. Furthermore, Parents as Teachers graduates were less likely to need remedial reading assistance or to be held back a grade in school.

The most recent study of Parents as Teachers, published in 2002, found that the school readiness scores of Missouri's children in high poverty school who participated in PAT were equivalent to those of children at low poverty school who had no preschool enrichment.

Parents as Teachers helps to close the achievement gap - exactly what the program set out to do 20 years ago. In doing so, it is also saving our state money.

Parents as Teachers also engages parents in their child's development and education from the earliest years. For example, one study demonstrated that:

Missouri parents who participated in Parents as Teachers and whose children also participated in either preschool or center-based child care engaged in more frequent home literacy activities - such as reading to their child or telling stories to their child - than parents whose children only participated in either preschool or center-based child care. These home literacy activities were related to the children being rated as having above average preparation for kindergarten.

Furthermore, participation in Parents as Teachers results in increased parental involvement once the child reaches school age, which research shows is positively related to achievement.

Results such as these are why Parents as Teachers must be made available to all families. What family does not benefit from early screenings? What family does not benefit from information about how to best promote their child's early development? I know we did with my son Sam.

This country believes strongly in a public school system to which ALL children have access. In Missouri we had the wisdom to define education as beginning in the earliest years. This means Parents as Teachers can be offered without stigma or labeling and all families can share its benefits.

Today, working men and women are finding it increasingly difficult to balance family and work responsibilities. Certainly, being a parent is hard enough work, and many do not have the tools or resources to give their children the head start they need to succeed.

Increasing support for Parents as Teachers is now more important than ever.

Unfortunately, not all families have access to Parents as Teachers today. Approximately 269,716 families and 332,907 children are served by Parents as Teachers annually nationwide.

And while this is a tremendous accomplishment, there are more families that need to be reached by this life-changing program.

The bill I will introduce soon in Washington, the Education Begins at Home Act, makes a bold federal investment in parents by establishing the first, dedicated federal funding stream to support the expansion of Parents as Teachers at the state and local level.

The bill authorizes \$500 million in federal funds over three years to expand services to more than 2.7 million families nationwide. Here in Missouri the funds could be used to supplement, not supplant, current state funding.

The funding will allow Missouri to take Parents as Teachers to the next level - reaching even more families and providing even more intensive services to all families, especially those families with high needs.

The bill will also focus particular attention on encouraging more collaboration between Parents as Teachers and the Early Head Start Program as well as expanding access to PAT for military families and families with limited English proficiency.

Just a few weeks ago, 500 children, parents and early childhood educators gathered in the Capitol Rotunda to celebrate the 20th anniversary of the Parents as Teachers Program and to thank the legislature for its support.

They made the trip to Jefferson City because they support and believe in power and the effectiveness of Parents as Teachers.

Some that gathered in the Rotunda were families that participated in the program, some were parent-educators trained in the PAT curriculum, some were teachers and superintendents who are on the front lines everyday and have seen first hand the difference this exceptional program has had in the lives of children and families.

Some of you may have joined them for that important celebration or have met with representatives from your local PAT program. It is hard to come in contact with these folks and not be moved by their stories.

Parents as Teachers is a sound investment in children and families as the results of the program clearly demonstrate.

Missouri was ahead of its time in 1984 when we redefined our public education system to begin at birth and we made parents central to a child's success. The rest of the country is still catching up, just beginning to realize what we've known here for years.

Thank you.

PERFECTION OF HOUSE BILL

HCS HBs 795, 972, 1128 & 1161, with House Amendment No. 1, pending, relating to county government, was again taken up by Representative Johnson (47).

Representative Pearce assumed the Chair.

Representative Cooper (120) assumed the Chair.

Representative Johnson (90) moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 062

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

NOES: 092

Angst	Baker	Barnitz	Bean	Bearden
Behnen	Bivins	Black	Bough	Brown
Bruns	Byrd	Cooper 120	Cooper 155	Crawford
Crowell	Cunningham 145	Cunningham 86	Davis 19	Deeken
Dempsey	Dethrow	Dixon	Dusenberg	Emery
Engler	Ervin	Fares	Goodman	Guest
Hampton	Hobbs	Holand	Hunter	Iceet
Jackson	Jetton	Johnson 47	Kelly 144	King
Kingery	Lager	Lawson	Lembke	Lipke
Luetkemeyer	Marsh	May	Mayer	McKenna
Miller	Moore	Morris	Munzlinger	Myers
Nieves	Parker	Pearce	Phillips	Portwood
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			

PRESENT: 001

Lowe

ABSENT WITH LEAVE: 008

Abel	Avery	Boykins	Graham	Johnson 61
Pratt	Thompson	Wildberger		

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

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 3, Section 50.339, Line 13, by inserting after said line the following:

“64.520. Such county planning commission shall consist of the county highway engineer, and one resident of the county appointed by the county commission, from the unincorporated part of each township in the county, except that no such freeholder shall be appointed from a township in which there is no unincorporated area. The township representatives are hereinafter referred to as appointed members. The term of each appointed member shall be four years or until his successor takes office, except that the terms shall be overlapping and that the respective terms of the members first appointed may be less than four years. The term of the county highway engineer shall be only for the duration of his tenure of official position. All members of the county planning commission shall serve as such without compensation, except that an attendance fee as reimbursement for expenses for hearings, and for not to exceed two administrative meetings per month, may be paid to the appointed members of the planning commission in an amount, as set by the county commission, not to exceed [fifteen] **twenty-five** dollars for each meeting. The planning commission shall elect its chairman, who shall serve for one year.

64.805. The county planning commission shall consist of the county highway engineer, and one resident of the county appointed by the county commission, from the unincorporated part of each township in the county, except that no such person shall be appointed from a township in which there is no unincorporated area. The township representatives are hereinafter referred to as appointed members. The term of each appointed member shall be four years or until his successor takes office, except that the terms shall be overlapping and that the respective terms of the members first appointed may be less than four years. The term of the county highway engineer shall be only for the duration of his tenure of official position. All members of the county planning commission shall serve as such without compensation,

except that an attendance fee as reimbursement for expenses, for not to exceed four meetings per year, may be paid to the appointed members of the county planning commission in an amount, as set by the county commission, not to exceed [ten] **twenty-five** dollars per meeting. The planning commission shall elect its chairman, who shall serve for one year.”; and

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

Representative Smith (118) offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 1, Section 64.520, Line 2, by adding after the word “**engineer**” the following:

“or head of the Highway Department”; and

Further amend said amendment, Line 4, by deleting the word “**freeholder**” and inserting the word “**resident**”.

On motion of Representative Smith (118), **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Sutherland, **House Amendment No. 2, as amended**, was adopted.

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

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Section 304.010, Page 6, Line 96, by inserting the following after all of said line:

“475.275. **1.** The conservator, at the time of filing any settlement with the court, shall exhibit all securities or investments held by him to an officer of the bank or other depository wherein the securities or investments are held for safekeeping or to an authorized representative of the corporation which is surety on his bond, or to the judge or clerk of a court of record in this state, or upon request of the conservator or other interested party, to any other reputable person designated by the court, who shall certify in writing that he has examined the securities or investments and identified them with those described in the account and shall note any omission or discrepancies. If the depository is the conservator, the certifying officer shall not be the officer verifying the account. The conservator may exhibit the securities or investments to the judge of the court, who shall endorse on the account and copy thereof, a certificate that the securities or investments shown therein as held by the conservator were each in fact exhibited to him and that those exhibited to him were the same as those in the account and noting any omission or discrepancy. The certificate, and the certificate of an official of the bank in which are deposited any funds for which the conservator is accountable, showing the amount on deposit, shall be prepared and signed in duplicate and one of each shall be filed by the conservator with his account.

2. (1) As used in this section, "pooled account" means any account maintained by a fiduciary for more than one principal and established to manage and invest the funds of such principals. No fiduciary shall place funds into a pooled account unless the account meets the following criteria:

(a) The pooled account is maintained at a bank or savings and loan institution;

(b) The pooled account is titled in such a way as to reflect that the account is being held by a fiduciary in a custodial capacity;

(c) The fiduciary maintains, or causes to be maintained, records containing information as to the name and ownership interest of each principal in the pooled account;

(d) The fiduciary's records contain a statement of all accretions and disbursements; and

(e) The fiduciary's records are maintained in the ordinary course of business and in good faith.

(2) The public administrator of any county with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants serving as conservator and using pooled accounts for the investing and management of conservatorship funds shall have any such accounts audited on at least an annual basis by an independent certified public accountant. The audit shall review the records of the receipts and disbursements of each estate account. Upon completion of the investigation, the certified public accountant shall render a report to the judge of record in this state showing the receipts, disbursements, and account balances as to each estate as well as the total assets on deposit in the pooled account on the last calendar day of each year. The county shall provide for the expense of the audit. If the public administrator has provided the judge with the audit required by this subsection, the public administrator shall not be required to obtain the written certification of an officer of a bank or other depository on any estate asset maintained within the pooled account as required in subsection 1 of this section.”; and

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

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

Speaker Pro Tem Jetton resumed the Chair.

Representative Smith (118) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 6, Section 304.010, Line 96, by inserting the following after all of said line:

“Section 1. Nothing in chapter 61, RSMo, shall require the county commission to hire a county engineer. The county commission may hire and authorize an individual to perform those duties the individual is qualified for, based upon the individual’s education and training.”; and

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

On motion of Representative Smith (118), **House Amendment No. 4** was adopted.

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

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 6, Section 304.010, Line 96, by inserting at the end of said line the following:

“537.550. 1. No county, city or village with ten thousand or fewer inhabitants that organizes, sponsors, or conducts any fair, festival, or similar gathering shall be liable, except as provided in sections 537.600 to 537.650, for an injury or death of any person attending the event, and no person attending the event shall make any claim against, or recover from, any such county, city or village for injury, loss, damage, or death of the person attending the event.

2. Each county, city or village governed by this sections hall post and maintain signs which contain the warning notice specified in this section. The signs shall be placed in a clearly visible location at major entrances to the event and throughout the event location as determined by the governing authority of the county, city or

village. The signs described in this section shall be in black letters on a white background with each letter to be a minimum of one inch in height and contain substantially the following warning notice:

WARNING

Under Missouri Law, (enter county, city or village name) is not liable for an injury to or the death of any person resulting from the inherent risks of participating in or observing any activities at this event pursuant to the Revised Statutes of Missouri."

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

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

House Amendment No. 6

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 3, Section 50.339, Line 13, by inserting immediately at the end of said line the following:

"91.082. Any home rule city with more than one hundred fifty-one thousand five hundred but less than one hundred fifty-one thousand six hundred inhabitants may supply utility service from utility plants owned by the city to persons or private corporations for use beyond the corporate limits of the city, but such service shall be supplied in a nondiscriminatory manner and at the same rates that the city charges its inhabitants to supply the utility service."; and

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

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

Which motion was defeated.

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

House Amendment No. 7

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 3, Section 50.339, Line 13, by inserting after all of said line the following:

"67.320. 1. Any county of the first classification with more than one hundred ninety-eight thousand but less than one hundred ninety-nine thousand two hundred inhabitants may prosecute and punish violations of its county orders in the circuit court of such counties in the manner and to the extent herein provided or in a county municipal court if creation of a county municipal court is approved by order of the county commission. The county may adopt orders with penal provisions consistent with state law but only in the areas of traffic violations, solid waste management and animal control. Any county municipal court established pursuant to the provisions of this section shall have jurisdiction over violations of that county's orders and the ordinances of municipalities with which the county has a contract to prosecute and punish violations of municipal ordinances of the municipality.

2. In any county which has elected to establish a county municipal court pursuant to this section, the judges for such court shall be appointed by the county commission of such county, subject to confirmation by the legislative body of such county in the same manner as confirmation for other county appointed officers. The number of judges appointed, and qualifications for their appointment, shall be established by order of the commission.

3. The practice and procedure of each prosecution shall be conducted in compliance with all of the terms and provisions of sections 66.010 to 66.140, RSMo, except as provided for in this section.

4. Any use of the term ordinance in sections 66.010 to 66.140, RSMo, shall be synonymous with the term order for purposes of this section."; and

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

On motion of Representative McKenna, **House Amendment No. 7** was adopted.

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

House Amendment No. 8

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 3, Section 138.011, Line 2, by inserting after "**government**" the following:

"or in any county of the first classification".

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

Which motion was defeated.

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

Representative Dempsey raised a point of order that **House Amendment No. 9** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Bringer offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 3, Section 138.011, 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 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. 10** was adopted.

Representative Smith (118) offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 3, Section 138.011, Line 6, by inserting after all of said line the following:

"251.160. 1. For the purpose of sections 251.010 to 251.440, the following terms mean:

- (1) "Director", the director of the department of economic development;
- (2) "Governing body", the board, body or persons in which the powers of a local unit are vested;
- (3) "Local governmental units" or "local units" includes cities, villages, towns, **unincorporated areas of counties adopting a plan**, and counties;
- (4) "Population", the population of a local unit as shown by the last federal census or by any subsequent population estimate certified as acceptable by the director;
- (5) "State office", the department of economic development;
- (6) "Transportation planning boundary", the portion of the boundary of a metropolitan planning organization which is located in Missouri, as established pursuant to 23 U.S.C., section 134, which defines the area in which a metropolitan planning organization has responsibility for transportation planning.

2. A regional planning commission may be created by the governor upon petition in the form of a resolution by the governing body of a local governmental unit and the holding of a public hearing on such petition. If the petition shall be joined in by the governing bodies of all the local units in the proposed region, including the county commission of any county, part or all of which is in the proposed region, the governor may dispense with the hearing. Notice of any public hearing shall be given by the governor by mail at least ten days in advance to the clerk of each local unit in the proposed region. If the governor finds that there is a need for a regional planning commission, and if the governing bodies of local units within the proposed region which include over fifty percent of the population as determined by the last decennial census of the United States shall consent to the formation of such regional planning commission, the governor may create the regional planning commission by order and designate the area and boundaries of the commission's jurisdiction, taking into account the elements of homogeneity based upon, but not limited to, such consideration as topographic and geographic conformations, extent of urban development, the existence of special or acute agricultural, forestry, conservation or other rural problems, uniformity of social or economic interests and values, park and recreational needs, civil defense, or the existence of physical, social and economic problems of a regional character.

3. Notwithstanding the provisions of section 64.530, RSMo, the creation of a regional planning commission and a local unit's participation in and adoption of plans prepared by the regional planning commission shall not require a referendum; except that, this provision shall not extend to the adoption of county zoning laws or regulations under sections 64.620 to 64.690, RSMo.

4. No provision of sections 251.010 to 251.440 shall be construed to impair or affect in any way the legal existence, powers, or functions of any planning commission or other organization, public or private, in such areas which heretofore has been constituted or designated by resolutions approved by the governing bodies of the local units containing the majority of the population of such area for the purpose of conducting comprehensive planning, including transportation planning under or in conformity with the requirements of any statute of the United States or any regulation issued thereunder; and any such previously constituted planning commission or organization shall be governed in all respects by the resolutions of the governing bodies of the local units which constitute such planning commissions or organizations, by the provisions of this section, or by other applicable law.

5. A regional planning commission within a metropolitan statistical area of more than five hundred thousand in population, which area does not contain a city not within a county, and which commission is acting as a metropolitan planning organization pursuant to state and federal law, may only change its transportation planning boundary with the concurrence of the governor.

251.170. 1. The office of administration is hereby designated as the official state planning agency for the purpose of providing planning assistance to counties, **unincorporated areas within counties**, municipalities, metropolitan planning areas, and regional planning commissions herein created when requested by such local governmental unit or planning commission to do so, and for such purposes is authorized to:

(1) Contract with public agencies or private persons or organizations for any purposes of sections 251.010 to 251.440;

(2) Delegate any of its functions to any other state agency authorized to perform such functions, except that responsibility for such functions shall remain solely with the state office;

(3) Require or receive reimbursement from any political subdivision or subdivisions or regional planning commissions for the actual cost of planning assistance or planning work, when such assistance or planning has been requested by the political subdivision or commission; except that, no reimbursement shall be required or received for such costs to the extent that such costs are covered by federal grants;

(4) Provide technical assistance to local governments that request it for the development of local planning ordinances and regulations;

(5) Encourage local governments to engage in planning, regulatory, and development approaches that promote and encourage comprehensive planning;

(6) Prepare and distribute model ordinances, manuals, and other technical publications that promote and encourage comprehensive planning. The office of administration shall make all possible use of existing model ordinances, manuals, and other technical publications that promote and encourage comprehensive planning and that were prepared by regional planning commissions, local government entities, and other organizations;

(7) Research and report upon the results and impact of activities funded by the grants or other financial assistance;

(8) Support local planning efforts in communities with limited financial means;

(9) Support planning efforts that include one or more units of local government or planning agencies working together;

(10) Make grants to units of local government to develop, update, administer, and implement plans, land development regulations, development incentives, market feasibility studies, and environmental assessments that promote and encourage the principles of comprehensive planning.

2. From all regional planning commissions to which it provides planning assistance pursuant to this section, the office of administration shall gather information to identify expenditures of such commissions which are or would be eligible to be used to generate matching funds under block grant programs, including but not limited to community development block grant programs. The office of administration shall report any such expenditures which are so eligible to the department of economic development within thirty days of determining that such expenditures are so eligible. The department of economic development shall provide the office of administration with information deemed necessary by the commissioner of administration to implement the provisions of this subsection. For any fiscal year in which a regional planning commission which receives planning assistance from the office of administration does not provide the office of administration with information necessary to implement the provisions of this subsection, the office of administration shall not distribute general revenue funds to that regional planning commission in the following fiscal year. Any regional planning authority shall have thirty days to cure any alleged defect prior to the withholding of any funds.

3. The office of administration may promulgate rules establishing standards and procedures for determining eligibility for the grants, regulating the use of funds under the grants, and requiring periodic reporting of the results and impact of activities funded by the grants. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536, RSMo.

4. No individual grant disbursed after August 28, 2004, under the state and regional planning and community development act shall have a duration of more than twenty-four months. The office of administration, in the determination of grantees, may also seek an even balance of grants within metropolitan regions.

5. In any county, unincorporated area within a county, or municipality receiving assistance under the state and regional planning and community development act to write or revise a plan, any land-use arrangements for residential, commercial, industrial, public, or other purposes made within five years after such plan is adopted shall be consistent with the new or revised plan.

251.180. Comprehensive planning, state and regional, shall include, but not be limited to, the planning for the following:

(1) Public water systems;

(2) Storm water drainage and flood control systems;

(3) Sanitary sewerage systems;

(4) Integrated transportation systems;

(5) Orderly land-use arrangements for residential, commercial, industrial and public and other purposes;

(6) Local, area-wide and state governmental services coordinated with federal governmental services insofar as may be feasible;

(7) Solid waste disposal systems or facilities;

(8) Educational facilities;

(9) Open space, park and recreational areas;

(10) Improved standards of community aesthetics and facilities design;

(11) General living conditions and environmental health;

(12) Community health and hospital needs and related facilities; [and]

(13) The coordination of planning activities for all federal assistance and grant-in-aid programs, which require comprehensive planning as prerequisites for eligibility;

(14) Natural resources;

(15) Community goals and standards;

(16) Police and fire facilities;

(17) Housing;

(18) Telecommunications infrastructure;

(19) Economic development;

(20) Public participation in the community;

(21) Natural hazards;

(22) Agriculture and forest preservation;

(23) Human services;

(24) Community design; and

(25) Historic preservation.

251.190. The state office shall have the following functions and powers:

(1) To provide general planning assistance to and for any county, municipality, or regional planning commission when requested by such local governmental unit or planning commission to do so;

(2) To contract for, receive and utilize grants or other financial assistance made available by the state or federal government or from any other source, public or private, for performing the functions of the state office. Nothing in this section shall prevent or impair the powers of the regional commissions or other state agencies or local governmental units to contract for, receive or utilize grants directly from the federal or local governments or from any other source, public or private;

(3) To provide assistance and coordination upon request in matters relating to planning to state agencies and to local and regional planning units. All present governmental units who engage in planning activities, including but not limited to state agencies, other than the planning activities of the division of commerce and industrial development, which are transferred to the state office created herein, planning agencies or commissions of local governmental units who are supported by local, state or federal funds, shall in no way be affected, prevented or impaired in such planning activities;

(4) To develop a comprehensive state plan;

(5) To employ or retain private not-for-profit entities, regional planning commissions, local government entities, and universities to advise, prepare, or conduct the preparation of the model ordinances, manuals, and other technical publications;

(6) To distribute any model ordinances, manuals, and other technical publications prepared under the state and regional planning and community development act to all counties and municipalities, regional planning commissions, the Missouri state library, all public libraries in this state, and to other organizations and libraries at the office of administration's discretion;

(7) To perform such other functions and activities consistent with the general purposes of sections 251.150 to 251.440."; and

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

On motion of Representative Smith (118), **House Amendment No. 11** was adopted.

Representative Skaggs offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Section 304.010, Page 6, Line 96, by inserting the following after all of said line:

“ 479.020. 1. Any city, town or village, including those operating under a constitutional or special charter, may, and cities with a population of four hundred thousand or more shall, provide by ordinance or charter for the selection, tenure and compensation of a municipal judge or judges consistent with the provisions of this chapter who shall have original jurisdiction to hear and determine all violations against the ordinances of the municipality. The method of selection of municipal judges shall be provided by charter or ordinance. Each municipal judge shall be selected for a term of not less than two years as provided by charter or ordinance.

2. Except where prohibited by charter or ordinance, the municipal judge may be a part-time judge and may serve as municipal judge in more than one municipality.

3. No person shall serve as a municipal judge of any municipality with a population of seven thousand five hundred or more or of any municipality in a county of the first class with a charter form of government unless the person is licensed to practice law in this state unless, prior to January 2, 1979, such person has served as municipal judge of that same municipality for at least two years.

4. Notwithstanding any other statute, a municipal judge need not be a resident of the municipality or of the circuit in which the municipal judge serves except where ordinance or charter provides otherwise. Municipal judges shall be residents of Missouri.

5. Judges selected under the provisions of this section shall be municipal judges of the circuit court and shall be divisions of the circuit court of the circuit in which the municipality, or major geographical portion thereof, is located. The judges of these municipal divisions shall be subject to the rules of the circuit court which are not inconsistent with the rules of the supreme court. The presiding judge of the circuit shall have general administrative authority over the judges and court personnel of the municipal divisions within the circuit. [Notwithstanding the foregoing provisions of this subsection, in any city with a population of over four hundred thousand with full-time municipal judges who are subject to a plan of merit selection and retention, such municipal judges and court personnel of the municipal divisions shall not be subject to court management and case docketing in the municipal divisions by the presiding judge or the rules of the circuit court of which the municipal divisions are a part.]

6. No municipal judge shall hold any other office in the municipality which the municipal judge serves as judge. The compensation of any municipal judge and other court personnel shall not be dependent in any way upon the number of cases tried, the number of guilty verdicts reached or the amount of fines imposed or collected.

7. Municipal judges shall be at least twenty-one years of age. No person shall serve as municipal judge after that person has reached that person's seventy-fifth birthday.

8. Within six months after selection for the position, each municipal judge who is not licensed to practice law in this state shall satisfactorily complete the course of instruction for municipal judges prescribed by the supreme court. The state courts administrator shall certify to the supreme court the names of those judges who satisfactorily complete the prescribed course. If a municipal judge fails to complete satisfactorily the prescribed course within six months after the municipal judge's selection as municipal judge, the municipal judge's office shall be deemed vacant and such person shall not thereafter be permitted to serve as a municipal judge, nor shall any compensation thereafter be paid to such person for serving as municipal judge.”; and

Further amend said substitute by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson (47) raised a point of order that **House Amendment No. 12** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

On motion of Representative Skaggs, **House Amendment No. 12** was adopted.

Representative Rector offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Bill Nos. 795, 972, 1128 & 1161, Page 1, Section A, Line 3, by inserting immediately after said line the following:

“49.272. The county commission of any county of the first classification without a charter form of government and with more than one hundred thirty-five thousand four hundred but less than one hundred thirty-five thousand five hundred inhabitants, **and in any county of the first classification without a charter form of government having a population of at least eighty-two thousand inhabitants, but less than eighty-two thousand one hundred inhabitants**, which has an appointed county counselor and which adopts or has adopted rules, regulations or ordinances under authority of a statute which prescribes or authorizes a violation of such rules, regulations or ordinances to be a misdemeanor punishable as provided by law, may by rule, regulation or ordinance impose a civil fine not to exceed one thousand dollars for each violation. Any fines imposed and collected under such rules, regulations or ordinances shall be payable to the county general fund to be used to pay for the cost of enforcement of such rules, regulations or ordinances.”; and

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

On motion of Representative Rector, **House Amendment No. 13** was adopted.

On motion of Representative Johnson (47), **HCS HBs 795, 972, 1128 & 1161, as amended**, was adopted.

On motion of Representative Johnson (47), **HCS HBs 795, 972, 1128 & 1161, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Phillips reporting:

Madam Speaker: Your Committee on Children and Families, to which was referred **HB 1453**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Education, Chairman Cunningham (86) reporting:

Madam Speaker: Your Committee on Education, to which was referred **HB 773**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Madam Speaker: Your Committee on Education, to which was referred **HB 941**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Elections, Chairman May reporting:

Madam Speaker: Your Committee on Elections, to which was referred **HB 1494**, begs leave to report it has examined the same and recommends that it **Do Pass**.

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

Madam Speaker: Your Committee on Local Government, to which was referred **HB 1454**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Madam Speaker: Your Committee on Local Government, to which was referred **HB 1462**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Senior Security, Chairman Portwood reporting:

Madam Speaker: Your Committee on Senior Security, to which was referred **HB 1302**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Transportation and Motor Vehicles, Chairman Crawford reporting:

Madam Speaker: Your Committee on Transportation and Motor Vehicles, to which was referred **HB 1167**, begs leave to report it has examined the same and recommends that it **Do Pass**.

SUPPLEMENTAL CALENDAR (March 16, 2004)

HOUSE BILLS FOR PERFECTION

- 1 HB 773 - Icet
- 2 HCS HB 941 - Cunningham (86)
- 3 HB 1167 - Kelly (144)
- 4 HB 1302 - Lager
- 5 HCS HB 1453 - Hanaway
- 6 HB 1494 - Ervin

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 **SB 900**, entitled:

An act to repeal sections 307.366 and 643.315, RSMo, and to enact in lieu thereof two new sections relating to vehicle equipment regulations.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 945**, entitled:

An act to amend chapter 170, RSMo, by adding thereto one new section relating to student volunteer opportunities.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 962**, entitled:

An act to repeal sections 334.702, 334.704, 334.706, 334.708, 334.710, 334.712, 334.715, and 334.717, RSMo, and to enact in lieu thereof eight new sections relating to licensing of athletic trainers.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 992**, entitled:

An act to repeal section 578.154, RSMo, and to enact in lieu thereof one new section relating to the possession and transportation of anhydrous ammonia, with penalty 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 1007**, entitled:

An act to amend chapter 26, RSMo, by adding thereto one new section relating to gubernatorial appointments.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1044**, entitled:

An act to repeal sections 37.310, 37.320, 37.360, 181.021, 181.100, 181.110, 181.120, and 181.130, RSMo, and to enact in lieu thereof eight new sections relating to the state library.

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 1087**, entitled:

An act to repeal section 162.700, RSMo, and to enact in lieu thereof one new section relating to the placement of certain special education pupils.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1177**, entitled:

An act to repeal sections 393.705, 393.710, 393.715, 393.720, 393.725, 393.730, 393.740, 393.745, 393.760, and 393.770, RSMo, and to enact in lieu thereof ten new sections relating to joint municipal utility commissions.

In which the concurrence of the House is respectfully requested.

COMMUNICATION

March 16, 2004

Mr. Stephen Davis
Chief Clerk
Missouri House of Representatives
State Capitol - Room 306C

Dear Mr. Davis:

Pursuant to Chapters 105.452 to 105.461 RSMo., this letter is an official report that I have invested in agriculture value-added cooperative in which I may be eligible to receive New Generation Cooperative Incentive Tax Credits or loan guarantees. I would not have more than a ten percent interest in the proposed value-added venture.

In order for me to comply with Chapters 105.452 to 105.461, please publish this report in the Journal of the House.

Sincerely,

/s/ Merrill Townley
State Representative
District 112

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Wednesday, March 17, 2004.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Ron Richard, District 129, hereby state and affirm that my vote as recorded on Page 636 of the House Journal for Monday, March 15, 2004, 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 16th day of March 2004.

/s/ Ron Richard
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of March in the year 2004.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Wednesday, March 17, 2004, 8:00 a.m. Hearing Room 3.

Possible Executive session.

Other bills that may be assigned or referred to committee for fiscal review. AMENDED

Public hearings to be held on: HB 1002, HB 1003, HB 1004, HB 1005, HB 1006,
HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012

BUDGET

Thursday, March 18, 2004, 8:00 a.m. Hearing Room 3.

Possible Executive session.

Other bills that may be assigned or referred to committee for fiscal review. AMENDED

Public hearings to be held on: HB 1325, HB 1002, HB 1003, HB 1004, HB 1005,
HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 17, 2004, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1455, HB 1472, HB 1567

EDUCATION

Wednesday, March 17, 2004, 8:30 a.m. Hearing Room 6.

Executive session.

Public hearings to be held on: SB 1080, HB 1191

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 17, 2004, 12:00 p.m. Hearing Room 6.

Executive session may be held.

Public hearing to be held on: HB 1474

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, March 29, 2004, 1:00 p.m. Senate Lounge.

Topics for discussion. Remarks from MoDOT, Inspector General,
MoDOT cleanup legislation, One Stop Shop.

JUDICIARY

Wednesday, March 17, 2004, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1617, HCR 13, HB 1143, HB 1148, HB 1269, SCS SB 1100

Executive session will be held on: HB 1511, HB 1065, HB 1213, HB 1617, HB 1336, SCS SB 1100

LOCAL GOVERNMENT

Thursday, March 18, 2004, 8:15 a.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1199, HB 1292, HB 1446, SS SB 732, SCS SB 1062

SMALL BUSINESS

Wednesday, March 17, 2004, Hearing Room 4 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HB 891, HB 1581

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 17, 2004, 12:00 p.m. Hearing Room 7.

Senate bills will be heard first.

Public hearings to be held on: HB 857, HJR 31, HB 1583, SCS SB 767, SB 770, SCS SB 1006

HOUSE CALENDAR

FORTIETH DAY, WEDNESDAY, MARCH 17, 2004

HOUSE BILLS FOR SECOND READING

HB 1675 through HB 1677

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HCS HJR 28 - Roark (139)
- 2 HCS HJR 39, 38, 42 & 47 - Engler (106)
- 3 HCS HJR 35 - Dethrow (153)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1105, 1062, 1111, 1113 & 1119 - Crawford (117)
- 2 HCS HB 978 - Baker (123)
- 3 HCS HB 1380 - Lager (4)
- 4 HCS HB 1278, as amended, HA 2, pending - Luetkemeyer (115)
- 5 HCS HB 1150 - May (149)
- 6 HB 1092 - Deeken (114)
- 7 HCS HB 1207 - Icet (84)
- 8 HCS HB 1566 - Stefanick (93)
- 9 HCS HB 774 - Sander (22)

- 10 HCS HB 843, 880 & 1042 - Angst (146)
- 11 HCS HB 1099 - Reinhart (34)
- 12 HCS HB 1152 - Wilson (130)
- 13 HB 1193 - Self (116)
- 14 HB 1424 - Stefanick (93)
- 15 HB 1616 - Hanaway (87)
- 16 HB 1487 - Self (116)
- 17 HB 773 - Icet (84)
- 18 HCS HB 941 - Cunningham (86)
- 19 HB 1167 - Kelly (144)
- 20 HB 1302 - Lager (4)
- 21 HCS HB 1453 - Hanaway (87)
- 22 HB 1494 - Ervin (35)

HOUSE BILLS FOR PERFECTION - CONSENT

(3/10/04)

- 1 HCS HB 985 - Wood (62)
- 2 HB 996 - Dusenbergs (54)
- 3 HCS HB 1136 - Rupp (13)
- 4 HB 1187 - Ervin (35)
- 5 HB 1188 - Lipke (157)
- 6 HCS HB 1288 - Threlkeld (109)
- 7 HCS HB 1179 - Corcoran (77)
- 8 HCS HB 1347 - Jetton (156)
- 9 HCS HB 1456 - Black (161)

(3/11/04)

- 1 HCS HB 798 - Shoemaker (8)
- 2 HB 822 - Luetkemeyer (115)
- 3 HCS HB 1246 - Portwood (92)
- 4 HCS HB 1422 - Stefanick (93)
- 5 HB 1427 - Portwood (92)
- 6 HB 1364 - Bishop (38)
- 7 HB 1572 - St. Onge (88)
- 8 HB 1622 - Wasson (141)

(3/15/04)

- 1 HCS HB 928 - Bivins (97)
- 2 HB 970 - Portwood (92)
- 3 HCS HB 1123 - Smith (14)
- 4 HCS HB 1201 - Dusenbergs (54)

- 5 HCS HB 1280 - Kingery (154)
- 6 HCS HB 1284 - Engler (106)
- 7 HB 1438 - Ward (107)
- 8 HB 1442 - Lipke (157)
- 9 HCS HB 1449 - Bruns (113)
- 10 HB 1489 - Barnitz (150)
- 11 HB 1508 - Baker (123)
- 12 HB 1575 - Mayer (159)
- 13 HB 1493 - Emery (126)
- 14 HB 1407 - Mayer (159)
- 15 HB 1362, HCA 1 - Hobbs (21)
- 16 HB 1377 - Sutherland (99)
- 17 HCS HB 1321 - Schaaf (28)
- 18 HB 1608 - Dougherty (53)
- 19 HB 1635 - Salva (51)
- 20 HB 1612 - Bringer (6)
- 21 HB 1634 - Behnen (2)
- 22 HCS HB 1524 - Ransdall (148)
- 23 HCS HB 1614 - Holand (135)
- 24 HB 1604 - Bean, Jr. (163)
- 25 HB 1610 - Ward (107)
- 26 HB 1613 - Morris (138)

(3/16/04)

- 1 HB 1048 - Parker (12)
- 2 HCS HB 1069 - Bivins (97)
- 3 HCS HB 1090 - Bishop (38)
- 4 HB 1217 - Johnson (47)
- 5 HCS HB 1233 - Dixon (140)
- 6 HCS HB 1253 - Luetkemeyer (115)
- 7 HCS HB 1405 - Dougherty (53)
- 8 HB 1440 - Deeken (114)
- 9 HB 1444 - Moore (20)
- 10 HB 1445 - Mayer (159)
- 11 HB 1502 - Wilson (42)
- 12 HCS HB 1529 & 1655 - Lembke (85)
- 13 HB 1603 - Lager (4)
- 14 HCS HB 1631 & 1623 - Dixon (140)
- 15 HCS HB 1660 - Lager (4)

(3/17/04)

- 1 HB 1454 - Swinger (162)
- 2 HB 1462 - Bean (163)

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 12, (3-11-04, Page 622) - Kelly (36)

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 855 - Holand (135)
- 2 HCS HB 1055 - Bruns (113)
- 3 HCS HB 1041, E.C. - Cunningham (86)
- 4 HCS HB 1074 & 1129 - Byrd (94)
- 5 HCS HB 1098 & 949 - Goodman (132)
- 6 HB 1504, E.C. - Lipke (157)
- 7 HB 869 - Townley (112)
- 8 HCS HB 988 - Yates (56)
- 9 HCS HB 1277, E.C. - Townley (112)
- 10 HCS HB 795, 972, 1128 & 1161 - Johnson (47)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1317 - Kingery (154)
- 2 HCS HB 883 - Graham (24)
- 3 HB 884 - Ward (107)
- 4 HB 1029, HCA 1 - Henke (11)
- 5 HB 1114 - Skaggs (31)
- 6 HB 1142, HCA 1 - Daus (67)
- 7 HB 1223 - Ward (107)
- 8 HCS HB 1471 - Brooks (37)

SENATE BILLS FOR SECOND READING

- 1 SB 900
- 2 SCS SB 945
- 3 SCS SB 962
- 4 SCS SB 992
- 5 SB 1007
- 6 SCS SB 1044
- 7 SB 1087
- 8 SCS SB 1177

SENATE BILLS FOR THIRD READING

- 1 HCS SS SCS SB 730, (Budget 3-15-04) - Portwood (92)
- 2 HCS SB 739 - Myers (160)

VETOED HOUSE BILL

HCR 5 - Byrd (94)