

JOURNAL OF THE HOUSE

Second Regular Session, 92nd GENERAL ASSEMBLY

FORTY-FIRST DAY, THURSDAY, MARCH 18, 2004

The House met pursuant to adjournment.

Speaker Hanaway in the Chair.

Prayer by Reverend Donald W. Lammers.

Let us pray, in the words of Solomon.

“O Lord, my God, You have made me, Your servant,
king to succeed my father David;
but I am a mere youth, not knowing at all how to act.
I serve You in the midst of the people whom You have chosen,
a people so vast that it cannot be numbered or counted.
Give Your servant therefore an understanding heart
to judge Your people and distinguish right from wrong.
For who is able to govern this vast people of Yours?”
(1 Kings 3:7-9)

O Lord, our God, give us wise and understanding hearts. There are issues before us demanding our discernment of right from wrongs. There are many needs placed before us competing for limited dollars. There are the disabled and the poor, who depend upon help to overcome poverty or even to survive.

Yes, Lord, give us wisdom and understanding to do our part in governing, so that we give to each according to need and ask from each according to ability.

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: Grant David Evers, Lindsey Emerson, Clinton Fowler, Hayley Staggs, Brooke Burge, Jessica Eudy, Shane Greaser and Sarah Bachle.

The Journal of the fortieth day was approved as corrected.

Representative Parker assumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1225
and
House Resolution No. 1226 - Representative Carnahan
House Resolution No. 1227
through
House Resolution No. 1249 - Representative Kingery
House Resolution No. 1250 - Representative Bishop
House Resolution No. 1251 - Representative Cooper (120)
House Resolution No. 1252 - Representative Bringer
House Resolution No. 1253 - Representative Dusenberg
House Resolution No. 1254
and
House Resolution No. 1255 - Representative Lipke
House Resolution No. 1256 - Representative Lager
House Resolution No. 1257 - Representative Curls
House Resolution No. 1258 - Representative Fares
House Resolution No. 1259 - Representative Townley, et al
House Resolution No. 1260 - Representative Avery
House Resolution No. 1261
through
House Resolution No. 1265 - Representative Witte

HOUSE CONCURRENT RESOLUTION

Representative Dixon offered House Concurrent Resolution No. 35.

INTRODUCTION OF HOUSE BILLS

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

HB 1686, introduced by Representatives Corcoran, Muckler, Walsh, Selby, Darrough and Zweifel, relating to enterprise zones.

HB 1687, introduced by Representatives Jones and Riback Wilson (25), relating to criminally negligent storage of a firearm.

HB 1688, introduced by Representative Jones, relating to emissions testing stations.

HB 1689, introduced by Representative Jones, relating to jury duty.

HB 1690, introduced by Representative Jones, relating to motor vehicle inspections.

HB 1691, introduced by Representative Jones, relating to unlawful detainer actions.

HB 1692, introduced by Representative Cooper (120), relating to property taxation of broadcasting equipment.

HB 1693, introduced by Representatives Riback Wilson (25), Walsh, Fraser, Jones and Donnelly, relating to victims of sexual offenses.

SECOND READING OF HOUSE BILLS

HB 1678 through **HB 1685** were read the second time.

SECOND READING OF SENATE BILLS

SS SB 718, SCS SB 757, SCS#2 SB 762, SCS SB 788, SCS SB 845, SB 883, SB 894, SB 899, SCS SB 956, SB 966, SCS SBs 1020, 889 & 869, SCS SB 1078, SB 1086, SB 1114, SCS SB 1225, SB 1243 and SCS SB 1253 were read the second time.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 985, relating to real estate, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 985** was adopted.

On motion of Representative Wood, **HCS HB 985** was read the third time and passed by the following vote:

AYES: 157

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	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	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
Richard	Roark	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider

Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	Skaggs	Smith 118	Smith 14	Spreng
St. Onge	Stefanick	Stevenson	Sutherland	Swinger
Taylor	Thompson	Threlkeld	Townley	Viebrock
Villa	Vogt	Wagner	Walker	Wallace
Walsh	Ward	Wasson	Whorton	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 005

Avery	Burnett	Henke	Reinhart	Walton
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Representative Parker declared the bill passed.

HB 996, relating to school bus inspections, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **HB 996** was read the third time and passed by the following vote:

AYES: 159

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
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	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	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Avery	Henke	Reinhart	Wilson 42
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Representative Parker declared the bill passed.

Speaker Hanaway resumed the Chair.

HCS HB 1136, relating to disposition of human fetuses, was taken up by Representative Rupp.

On motion of Representative Rupp, **HCS HB 1136** was adopted.

On motion of Representative Rupp, **HCS HB 1136** 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
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
Luetkemeyer	Marsh	May	Mayer	Meadows
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	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	Wildberger	Willoughby	Wilson 119
Wilson 130	Wilson 25	Wilson 42	Witte	Wood
Wright	Yaeger	Yates	Young	Zweifel
Madam Speaker				

NOES: 000

PRESENT: 003

Hilgemann	Lowe	Whorton
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ABSENT WITH LEAVE: 004

Avery	Henke	McKenna	Reinhart
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Speaker Hanaway declared the bill passed.

HB 1187, relating to marina operations in Clay County, was taken up by Representative Ervin.

On motion of Representative Ervin, **HB 1187** was read the third time and passed by the following vote:

AYES: 153

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
Hilgemann	Hobbs	Holand	Hoskins	Hubbard
Hunter	Icct	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly 144
Kelly 36	King	Kingery	Kratky	Kuessner
Lager	Lawson	Lembke	LeVota	Liese
Lipke	Luetkemeyer	May	Mayer	Meadows
Meiners	Miller	Moore	Morris	Muckler
Munzlinger	Myers	Nieves	Page	Parker
Pearce	Phillips	Portwood	Pratt	Purgason
Quinn	Ransdall	Rector	Richard	Roark
Ruestman	Rupp	Sager	Salva	Sander
Schaaf	Schlottach	Schneider	Seigfreid	Selby
Self	Shoemaker	Shoemyer	Skaggs	Smith 118
Smith 14	Spreng	St. Onge	Stefanick	Sutherland
Swinger	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson

Willoughby	Wilson 119	Wilson 130	Wilson 25	Wilson 42
Witte	Wood	Wright	Yaeger	Yates
Young	Zweifel	Madam Speaker		

NOES: 001

Wildberger

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 008

Avery	Henke	Lowe	Marsh	McKenna
Reinhart	Schoemehl	Stevenson		

Speaker Hanaway declared the bill passed.

HB 1188, relating to criminal case fees, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 1188** 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	Brooks
Brown	Bruns	Burnett	Byrd	Campbell
Carnahan	Cooper 120	Cooper 155	Corcoran	Crawford
Crowell	Cunningham 145	Cunningham 86	Curls	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	Hilgemann	Hobbs
Holand	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	Meadows	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	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	Taylor	Thompson	Threlkeld	Townley
Viebrock	Villa	Vogt	Wagner	Walker
Wallace	Walsh	Walton	Ward	Wasson
Whorton	Willoughby	Wilson 119	Wilson 130	Wilson 25

Wilson 42	Witte	Wood	Wright	Yaeger
Yates	Young	Zweifel	Madam Speaker	

NOES: 003

El-Amin	Hoskins	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 006

Avery	Darrough	Henke	McKenna	Reinhart
Sutherland				

Speaker Hanaway declared the bill passed.

HCS HB 1288, relating to franchise agreements, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **HCS HB 1288** was adopted.

On motion of Representative Threlkeld, **HCS HB 1288** was read the third time and passed by the following vote:

AYES: 153

Abel	Angst	Baker	Barnitz	Bearden
Behnen	Bishop	Black	Bland	Bough
Boykins	Bringer	Brooks	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	El-Amin	Emery	Engler
Ervin	Fares	Fraser	George	Goodman
Graham	Green	Guest	Hampton	Harris 110
Harris 23	Haywood	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	Meadows	Meiners
Miller	Moore	Morris	Muckler	Munzlinger
Myers	Nieves	Page	Parker	Pearce
Phillips	Portwood	Pratt	Purgason	Quinn
Ransdall	Rector	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	Willoughby	Wilson 119	Wilson 130	Wilson 25

Wilson 42	Witte	Wood	Wright	Yaeger
Young	Zweifel	Madam Speaker		

NOES: 002

Burnett	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Bean	Bivins	Henke	McKenna
Reinhart	Richard	Yates		

Speaker Hanaway declared the bill passed.

HCS HB 1347, relating to state library and document publications, was taken up by Representative Jetton.

Representative Jetton offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1347, Page 3, Section 181.100, Line 24, by deleting the number "181.120" and inserting in lieu thereof the following:

"[181.120] **181.130**"; and

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

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

On motion of Representative Jetton, **HCS HB 1347, as amended**, was adopted.

On motion of Representative Jetton, **HCS HB 1347, as amended**, was read the third time and passed by the following vote:

AYES: 157

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	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	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
Meadows	Meiners	Miller	Moore	Morris
Muckler	Munzlinger	Myers	Nieves	Page
Parker	Pearce	Phillips	Portwood	Pratt
Purgason	Quinn	Ransdall	Rector	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	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Wright	Yaeger	Yates	Young
Zweifel	Madam Speaker			

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 005

Avery	Bishop	Henke	McKenna	Reinhart
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Speaker Hanaway declared the bill passed.

HCS HB 1456, relating to transient guest tax, was taken up by Representative Black.

On motion of Representative Black, **HCS HB 1456** was adopted.

On motion of Representative Black, **HCS HB 1456** was read the third time and passed by the following vote:

AYES: 140

Abel	Angst	Baker	Barnitz	Bean
Bearden	Behnen	Bishop	Bivins	Black
Bland	Bough	Boykins	Bringer	Brooks
Bruns	Byrd	Campbell	Carnahan	Cooper 120
Cooper 155	Corcoran	Crawford	Crowell	Cunningham 145
Curls	Darrough	Daus	Davis 122	Davis 19
Deeken	Dempsey	Donnelly	Dougherty	El-Amin
Emery	Engler	Fares	Fraser	George
Goodman	Graham	Green	Guest	Hampton
Harris 110	Haywood	Hilgemann	Hobbs	Holand
Hoskins	Hubbard	Hunter	Icct	Jackson
Jetton	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly 36	King	Kingery	Kratky
Kuessner	Lager	Lawson	LeVota	Liese
Lipke	Lowe	Luetkemeyer	Marsh	May

Mayer	Meadows	Meiners	Miller	Moore
Muckler	Munzlinger	Myers	Nieves	Parker
Pearce	Phillips	Purgason	Quinn	Ransdall
Rector	Richard	Ruestman	Rupp	Sager
Salva	Sander	Schaaf	Schlottach	Schneider
Schoemehl	Seigfreid	Selby	Self	Shoemaker
Shoemyer	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	Willoughby
Wilson 119	Wilson 130	Wilson 25	Wilson 42	Witte
Wood	Yaeger	Young	Zweifel	Madam Speaker

NOES: 016

Brown	Burnett	Cunningham 86	Dixon	Dusenberg
Ervin	Kelly 144	Lembke	Page	Portwood
Pratt	Roark	Skaggs	Wildberger	Wright
Yates				

PRESENT: 001

Harris 23

ABSENT WITH LEAVE: 006

Avery	Dethrow	Henke	McKenna	Morris
Reinhart				

Speaker Hanaway declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 978 - Budget (Fiscal Note)
HB 1257 - Tax Policy
HB 1430 - Financial Services
HB 1537 - Tax Policy
HB 1541 - Local Government
HB 1562 - Senior Security
HB 1564 - Tax Policy
HB 1568 - Transportation and Motor Vehicles
HB 1588 - Judiciary
HB 1594 - Local Government
HB 1596 - Financial Services
HB 1599 - Budget
HB 1618 - Crime Prevention and Public Safety
HB 1625 - Local Government
HB 1630 - Professional Registration and Licensing
HB 1632 - Agriculture

HB 1645 - Job Creation and Economic Development
HB 1646 - Judiciary
HB 1647 - Health Care Policy
HB 1648 - Tax Policy
HB 1649 - Education
HB 1650 - Crime Prevention and Public Safety
HB 1651 - Judiciary
HB 1652 - Local Government
HB 1653 - Local Government
HB 1666 - Transportation and Motor Vehicles
HB 1667 - Transportation and Motor Vehicles
HB 1669 - Tax Policy
HB 1670 - Homeland Security and Veterans Affairs
HB 1675 - Judiciary
HB 1676 - Budget

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 920 - Transportation and Motor Vehicles
SCS SB 937 - Budget
SCS SB 945 - Education
SS SCS SB 968 - Education
SB 1007 - Judiciary
SB 1044 - Corrections and State Institutions
SCS SB 1106 - Local Government
SB 1107 - Local Government
SB 1162 - Judiciary

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Townley reporting:

Madam Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1085**, 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 **SB 1080**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Judiciary, Chairman Byrd reporting:

Madam Speaker: Your Committee on Judiciary, to which was referred **HB 1617**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Madam Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1195**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Tourism and Cultural Affairs, Chairman Marsh reporting:

Madam Speaker: Your Committee on Tourism and Cultural Affairs, to which was referred **HB 1337**, 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 1118**, begs leave to report it has examined the same and recommends that it **House Committee Substitute Do Pass**.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1014, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Russell, Gross, Childers, Goode and Dougherty.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SS SCS SCR 36**.

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 36

WHEREAS, underage drinking is an issue of concern to the citizens of our state; and

WHEREAS, research indicates teenagers and their parents are not well informed about the legal, social, and other consequences of underage drinking; and

WHEREAS, underage drinking may lead to social disruption, individual impairment and emotional maladjustment with tragic consequences:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate, Ninety-second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby create a Joint Interim Committee on Underage Drinking; and

BE IT FURTHER RESOLVED that the joint interim committee shall study the current public and private efforts to combat underage drinking, evaluate their effectiveness, and make recommendations to the General Assembly; and

BE IT FURTHER RESOLVED that the joint interim committee be authorized to call upon any department, office, division, or agency of this state to assist in gathering information pursuant to its objective; and

BE IT FURTHER RESOLVED that the joint interim committee herein established shall consist of eighteen members, of which four shall be members of the Senate appointed by the President Pro Tem of the Senate, of which at least two shall be members of the minority party; four shall be members of the House of Representatives, of which two shall be appointed by the Speaker of the House of Representatives and two of which shall be members of the minority party appointed by the Minority Floor Leader, with approval of the Speaker of the House of Representatives; two shall be representatives of the medical community who specialize in alcohol abuse and prevention, one which shall be appointed by the President Pro Tem of the Senate and one which shall be appointed by the Speaker of the House; two shall be representatives of the law enforcement community who work with schools in the prevention of alcohol abuse, one which shall be appointed by the President Pro Tem of the Senate and one which shall be appointed by the Speaker of the House; two shall be representatives of the commercial alcoholic beverage industry, one of which shall be appointed by the President Pro Tem of the Senate and one of which shall be appointed by the Speaker of the House; two parents of teenage children, one which shall be appointed by the President Pro Tem of the Senate and one which shall be appointed by the Speaker of the House; and two school students between the ages of 18 and 20 years, one which shall be appointed by the President Pro Tem of the Senate and one which shall be appointed by the Speaker of the House; and

BE IT FURTHER RESOLVED the President Pro Tem of the Senate and the Speaker of the House of Representatives shall collaborate to ensure that the membership of the joint interim committee reflects adequate minority and gender representation; and

BE IT FURTHER RESOLVED that the staffs of House Research, Senate Research, and the Committee on Legislative Research shall provide such legal, research, clerical, technical, and bill drafting services as the committee may require in the performance of its duties; and

BE IT FURTHER RESOLVED that the committee, its members, and any staff personnel assigned to the committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the committee or any subcommittee thereof; and

BE IT FURTHER RESOLVED that the members of the joint interim committee shall be appointed by June 1, 2004; and

BE IT FURTHER RESOLVED that the joint interim committee shall expire on December 31, 2004, and on that same date deliver a report of findings and recommendations to the General Assembly; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President Pro Tem of the Senate and the Speaker of the House of Representatives.

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 President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS HCS SS SCS SB 730, as amended**: Senators Gross, Gibbons, Vogel, Goode and Bray.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 739, as amended**, and requests that the House to recede from its position and failing to do so, grant the Senate a conference thereon.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 768**, entitled:

An act to repeal section 174.453, RSMo, and to enact in lieu thereof one new section relating to qualifications for the board of governors of Missouri Southern State University-Joplin.

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 824**, entitled:

An act to repeal section 301.390, RSMo, and to enact in lieu thereof one new section relating to seizure of motor vehicles with altered or missing licensed plates, 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 884**, entitled:

An act to amend chapter 3, RSMo, by adding thereto one new section relating to the duties of the revisor of statutes.

In which the concurrence of the House is respectfully requested.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 960**, entitled:

An act to repeal sections 137.073, and 137.115, RSMo, and to enact in lieu thereof three new sections relating to property tax reassessment, with an effective date for a certain section.

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 974**, entitled:

An act to repeal section 105.711, RSMo, and to enact in lieu thereof one new section relating to suits against health care providers who provide medical evaluations.

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 1055**, entitled:

An act to repeal section 86.690, RSMo, and to enact in lieu thereof one new section relating to civilian employees' retirement system of the police department of Kansas City.

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 1064**, entitled:

An act to repeal section 488.2205, RSMo, and to enact in lieu thereof one new section relating to court costs.

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 1111**, entitled:

An act to repeal section 488.429, RSMo, and to enact in lieu thereof one new section relating to law library funds.

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 1123**, entitled:

An act to amend chapter 208, RSMo, by adding thereto one new section relating to reimbursement of nursing homes, with an emergency clause.

Emergency clause adopted.

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 1130**, entitled:

An act to repeal section 251.440, RSMo, and to enact in lieu thereof two new sections relating to regional planning commissions.

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 1133**, entitled:

An act to repeal section 168.221, RSMo, and to enact in lieu thereof one new section relating to school principals.

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 1141**, entitled:

An act to repeal sections 245.015, 245.060, 245.095, and 246.305, RSMo, and to enact in lieu thereof four new sections relating to levee districts.

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 1181**, entitled:

An act to repeal sections 334.100, 334.530, 334.540, 334.550, 334.655, 334.660, and 334.665, RSMo, and to enact in lieu thereof seven new sections relating to licensing of physical therapists and physical therapist assistants.

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 1188**, entitled:

An act to repeal section 376.671, RSMo, and to enact in lieu thereof two new sections relating to annuity contracts, with an expiration date and an emergency clause.

Emergency clause adopted.

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 1240**, entitled:

An act to repeal section 488.429, RSMo, and to enact in lieu thereof one new section relating to law library funds.

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 1249**, entitled:

An act to repeal sections 34.010 and 34.070, RSMo, and to enact in lieu thereof three new sections relating to state purchasing.

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 1250**, entitled:

[illegible]

Subscribed and sworn to before me this 18th day of March in the year 2004.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Curt Dougherty, District 53, hereby state and affirm that my vote as recorded on Page 696 of the House Journal for Wednesday, March 17, 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 18th day of March 2004.

/s/ Curt Dougherty
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 18th day of March in the year 2004.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Mark Hampton, District 147, hereby state and affirm that my vote as recorded on Page 715 of the House Journal for Wednesday, March 17, 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 no. 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 18th day of March 2004.

/s/ Mark Hampton
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 18th day of March in the year 2004.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Joe Smith, District 14, hereby state and affirm that my vote as recorded on Page 711 of the House Journal for Wednesday, March 17, 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 18th day of March 2004.

/s/ Joe Smith
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 18th day of March in the year 2004.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE

Tuesday, March 30, 2004, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1507, HB 1432, SS SCS SBs 740, 886, 1178

BUDGET

Monday, March 29, 2004, 12:00 p.m. Hearing Room 3.

Possible Executive session.

All other bills that may be assigned or referred to committee for fiscal review.

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

Monday, March 29, 2004, 8:00 p.m. Hearing Room 3.

Possible Executive session.

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

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

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 31, 2004, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1567, HB 1602, HB 1609

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 30, 2004, Hearing Room 3 upon evening adjournment.

Executive session may follow.

Public hearings to be held on: HB 1490, HB 1450, HB 1245, HB 1264

FINANCIAL SERVICES

Tuesday, March 30, 2004, 12:00 p.m. Hearing Room 6.

Possible Executive session.

Public hearings to be held on: HB 1570, HB 1665

JOINT COMMITTEE ON OUT-OF-SCHOOL PROGRAMS

Monday, March 29, 2004, 9:30 a.m. Hearing Room 6.

Information/presentation from the Department of Social Services.

Follow up from DESE on grants.

Kaufmann Foundation information and other matters for future meetings.

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.

LOCAL GOVERNMENT

Thursday, April 1, 2004, 8:15 a.m. Hearing Room 6.

Continuation of hearing opponents only on HB 1446.

Public hearings to be held on: SCS SB 782, SCS SBs 942, 850 & 841, SB 769

Executive session will be held on: SCS SB 952, SS SB 732, SCS SB 1062

TAX POLICY

Tuesday, March 30, 2004, 12:00 p.m. Hearing Room 7.

Guest speaker - Dr. Lynn Reaser.

If time allows, discussion of subcommittee report will follow.

Executive session may follow.

TRANSPORTATION AND MOTOR VEHICLES

Wednesday, March 31, 2004, 12:00 p.m. Hearing Room 7.

Public hearings to be held on: HB 1583, HB 1592, HB 1499, HB 1525, HB 1582, SCS SJR 44

Executive session may be held on: SCS SB 767, SB 770, SCS SB 1006

HOUSE CALENDAR

FORTY-SECOND DAY, MONDAY, MARCH 29, 2004

HOUSE BILLS FOR SECOND READING

HB 1686 through HB 1693

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 1380 - Lager (4)
- 3 HCS HB 1278, as amended, HA 2, pending - Luetkemeyer (115)
- 4 HCS HB 1150 - May (149)
- 5 HB 1092 - Deeken (114)
- 6 HCS HB 1207 - Icet (84)
- 7 HCS HB 774 - Sander (22)
- 8 HCS HB 843, 880 & 1042 - Angst (146)
- 9 HCS HB 1099 - Reinhart (34)
- 10 HB 1424 - Stefanick (93)
- 11 HB 773 - Icet (84)
- 12 HB 1302 - Lager (4)
- 13 HCS HB 1453 - Hanaway (87)
- 14 HCS HB 1085 - Townley (112)
- 15 HCS HB 1195 - Behnen (2)
- 16 HB 1337 - Nieves (98)
- 17 HCS HB 1617 - Hanaway (87)

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HCS HB 1118 - Schlottach (111)

HOUSE BILLS FOR PERFECTION - CONSENT

(3/15/04)

- 1 HCS HB 928 - Bivins (97)
- 2 HB 970 - Portwood (92)
- 3 HCS HB 1123 - Smith (14)
- 4 HCS HB 1201 - Dusenberg (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, Jr. (163)

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)
- 11 HS HB 1193 - Self (116)
- 12 HCS HB 1152 - Wilson (130)
- 13 HB 1167 - Kelly (144)
- 14 HS HB 1487, E.C. - Self (116)
- 15 HCS HB 941 - Davis (122)
- 16 HB 1494 - Ervin (35)
- 17 HS HCS HB 978, (Budget 3-18-04) - Baker (123)
- 18 HB 1616 - Hanaway (87)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 883 - Graham (24)
- 2 HB 884 - Ward (107)
- 3 HB 1029, HCA 1 - Henke (11)
- 4 HB 1114 - Skaggs (31)
- 5 HB 1142, HCA 1 - Daus (67)
- 6 HB 1223 - Ward (107)
- 7 HCS HB 1471 - Brooks (37)
- 8 HCS HB 1179 - Corcoran (77)
- 9 HCS HB 798 - Shoemaker (8)
- 10 HB 822 - Luetkemeyer (115)
- 11 HCS HB 1246 - Portwood (92)
- 12 HCS HB 1422 - Stefanick (93)
- 13 HB 1427 - Portwood (92)
- 14 HB 1364 - Bishop (38)
- 15 HB 1572 - St. Onge (88)
- 16 HB 1622 - Wasson (141)

SENATE BILLS FOR SECOND READING

- 1 SB 768
- 2 SB 824
- 3 SB 884
- 4 SS SCS SB 960
- 5 SCS SB 974
- 6 SB 1055
- 7 SB 1064
- 8 SB 1111
- 9 SB 1123

10 SB 1130
11 SB 1133
12 SCS SB 1141
13 SCS SB 1181
14 SCS SB 1188
15 SCS SB 1240
16 SB 1249
17 SCS SB 1250
18 SB 1257

SENATE BILL FOR THIRD READING

HCS SB 1080 - Wallace (143)

BILL CARRYING REQUEST MESSAGE

HCS SB 739, as amended, (request House recede/grant conference) - Myers (160)

BILLS IN CONFERENCE

1 HS HCS SS SCS SB 730, as amended - Portwood (92)
2 SCS HCS HB 1014, as amended - Bearden (16)

VETOED HOUSE BILL

HCR 5 - Byrd (94)