

Journal of the House

NINETY-THIRD GENERAL ASSEMBLY of the STATE OF MISSOURI FIRST REGULAR SESSION

FIRST DAY, WEDNESDAY, JANUARY 5, 2005

The House was called to order at twelve o'clock noon by the Honorable Matt Blunt, Secretary of State.

Prayer by Reverend Bill Jetton.

Heavenly Father,

We praise You for the opportunity to gather today. We praise You as Creator and Sustainer of all around us. I pray for this body of legislators and ask that You give them Your wisdom, understanding and guidance as they make decisions on legislation within the State of Missouri. Help them have Your direction from the inside out.

Thank You for the blessings You have poured out on us and we ask for Your continued blessings for the future.

We pray in the name of Jesus in whom we believe. Amen.

ADDRESS BY SECRETARY OF STATE MATT BLUNT

It is a great privilege for me to preside over this ceremony marking the beginning of another legislative session in our state's proud history. Although today marks the last time I will appear before you in this chamber as your Secretary of State, I look forward to returning in just a few weeks to share with you my vision for moving our state forward. Today I will keep my remarks brief. Next time you will not be so fortunate.

One reason for my attempt at brevity is so that attention will fall where it belongs-on you and your achievement.

One of the highest honors in representative government is to be asked to represent the principles and interests of your neighbors and fellow citizens in a legislative body.

I want to congratulate each one of you on being given the high privilege of representing the people of your district in the Missouri General Assembly. I encourage you to bring the viewpoints, values and the interests of your districts to your work here in our state's Capitol.

As you begin to work on the challenges facing our public schools, improving our state's economy so that every Missourian that is willing and able to work can find a job and ensuring that quality health care is available and affordable to citizens in every region of our state, I urge you to do so in a spirit of cooperation, intently focused on creating a government worthy of the people it serves.

Though the challenges that confront us are great, the opportunity to make a difference and to improve the quality of life for all of our state's citizens lies before us. Let me pledge today what I will reiterate next week and throughout every day of this session. You will have my attention and cooperation as we work together to build a better Missouri.

I congratulate your families and friends who have joined you here today for their hard work and belief in your potential to make a positive difference for the future.

Thank you for the time and energy you have given and will give to help make Missouri a leader.

May God continue to bless each and every one of you, our state and our nation.

COMMUNICATION FROM THE SECRETARY OF STATE

To the Honorable House of Representatives of the 93rd General Assembly, First Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri 2002, I have the honor to lay before you herewith a list of the names of the members of the House of Representatives for the 93rd General Assembly (First Regular Session) of the State of Missouri, elected at the General Election held on November 2, 2004.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 4th day of January, 2005.

/s/ Matt Blunt
SECRETARY OF STATE

MISSOURI HOUSE OF REPRESENTATIVES 93rd General Assembly, First Regular Session

District	Name
1st	Brian Munzlinger
2nd	Robert J. (Bob) Behnen
3rd	Jim Whorton
4th	Brad Lager
5th	Jim Guest
6th	Rachel Bringer
7th	John Quinn
8th	Kathy L. Chinn
9th	Wes Shoemyer
10th	Terry L. Witte
11th	Wayne J. Henke
12th	Sherman Parker
13th	Scott T. Rupp
14th	Joe Smith
15th	Sally A. Faith
16th	Carl L. Bearden
17th	Vicki Schneider
18th	Tom Dempsey
19th	Cynthia L. Davis
20th	Danielle (Danie) Moore
21st	Steve Hobbs
22nd	Therese Sander
23rd	Jeff Harris
24th	Ed Robb
25th	Judy Baker
26th	Joe Aull
27th	Ed Wildberger
28th	Rob Schaaf
29th	Martin T. Rucker
30th	Jason Brown
31st	Trent Skaggs
32nd	Susan Phillips
33rd	Jerry Nolte
34th	Tim Flook
35th	Doug Ervin
36th	Bob Nance
37th	Sharon Sanders Brooks
38th	(vacancy)
39th	Beth Low
40th	John Patrick Burnett

41st	Melba J. Curls
42nd	Leonard (Jonas) Hughes IV
43rd	Craig C. Bland
44th	Jenee Lowe
45th	Cathy Jolly
46th	Kate Meiners
47th	Robert Thane (Bob) Johnson
48th	Will Kraus
49th	Terry Young
50th	Michael R. Brown
51st	Ray Salva
52nd	Paul LeVota
53rd	Curt Dougherty
54th	Gary Dusenberg
55th	Bryan Pratt
56th	Brian Yates
57th	Yaphett El-Amin
58th	Rodney R. Hubbard
59th	Jeanette Mott Oxford
60th	Amber (Holly) Boykins
61st	Connie (LaJoyce) Johnson
62nd	Dennis Wood
63rd	Robin Wright Jones
64th	Rachel Storch
65th	Fred Kratky
66th	Michael Vogt
67th	Michael Daus
68th	David Sater
69th	Gina Walsh
70th	John L. Bowman, Sr.
71st	Esther Hill Haywood
72nd	Maria N. Chappelle-Nadal
73rd	Margaret Donnelly
74th	Thomas (Tom) George
75th	Bruce Darrough
76th	Michael Spreng
77th	Michael George Corcoran
78th	Clint Zweifel
79th	Albert J. (Al) Liese
80th	Theodore (Ted) Hoskins
81st	Juanita Head Walton
82nd	Sam Page
83rd	Barbara Fraser
84th	Allen Icet
85th	Jim Lembke
86th	Jane Cunningham
87th	T. Scott Muschany
88th	Neal St. Onge
89th	Jack Jackson
90th	Richard K. (Rick) Johnson
91st	Kathlyn Fares
92nd	Charles R. Portwood
93rd	Jodi A. Stefanick
94th	Richard G. Byrd
95th	Jim Avery
96th	Patricia (Pat) Yaeger
97th	Walt Bivins
98th	Brian Nieves
99th	Mike Sutherland
100th	Sue Schoemehl
101st	Timothy G. (Tim) Meadows
102nd	Jeff Roorda
103rd	Ron Casey
104th	Wes Wagner
105th	Harold R. Selby

106th	Steven Tilley
107th	Brad Robinson
108th	Thomas Albert Villa
109th	Kevin Threlkeld
110th	Belinda Harris
111th	Charlie Schlottach
112th	Tom Loehner
113th	Mark J. Bruns
114th	Bill Deeken
115th	Rodney Schad
116th	Tom Self
117th	Kenny Jones
118th	Todd Smith
119th	Larry D. Wilson
120th	Shannon Cooper
121st	David Pearce
122nd	Mike McGhee
123rd	Brian L. Baker
124th	Rex Rector
125th	Barney Fisher
126th	Ed Emery
127th	Steve Hunter
128th	Bryan P. Stevenson
129th	Ron Richard
130th	Kevin Wilson
131st	Marilyn Ruestman
132nd	Jack Goodman
133rd	Mike Parson
134th	James Viebrock
135th	Charlie Denison
136th	B.J. Marsh
137th	Mark Wright
138th	Sara Lampe
139th	Brad Roark
140th	Bob Dixon
141st	Jay Wasson
142nd	Raymond (Ray) Weter
143rd	Maynard Wallace
144th	Van Kelly
145th	Mike Cunningham
146th	Darrell Pollock
147th	Don Wells
148th	David Day
149th	Bob May
150th	Frank Barnitz
151st	Ward Franz
152nd	J.C. Kuessner
153rd	Mike Dethrow
154th	Gayle Kingery
155th	Wayne Cooper
156th	Rodney (Rod) Jetton
157th	Scott A. Lipke
158th	Nathan D. Cooper
159th	Billy Pat Wright
160th	Peter Myers
161st	Lanie Black
162nd	Terry Swinger
163rd	Otto Bean, Jr.

The following roll call indicated a majority of the Representatives present:

AYES: 160

Aull	Baker 123	Baker 25	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bland
Bowman	Boykins	Bringer	Brooks	Brown 30
Brown 50	Bruns	Burnett	Byrd	Chappelle-Nadal
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Goodman	Guest	Harris 110	Harris 23	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Jetton	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones 117	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Schlottach
Schneider	Schoemehl	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	Stefanick
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones 63	Yaeger	Yates	Young	Zweifel

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 002

Avery Curls

VACANCIES: 001

The following Representatives advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Ronnie L. White, Chief Justice of the Supreme Court of Missouri.

Aull	Baker 123	Baker 25	Barnitz	Bean
Bearden	Behnen	Bivins	Black	Bland
Bowman	Boykins	Bringer	Brooks	Brown 30
Brown 50	Bruns	Burnett	Byrd	Chappelle-Nadal
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
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El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Goodman	Guest	Harris 110	Harris 23	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Jetton	Johnson 47
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Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May

McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Schlottach
Schneider	Schoemehl	Selby	Self	Shoemyer
Skaggs	Smith 118	Smith 14	Spreng	Stefanick
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones 63	Yaeger	Yates	Young	Zweifel

NOMINATIONS FOR TEMPORARY SPEAKER

Representative Ervin nominated Representative Bob Dixon for temporary Speaker of the House.

Representative Dethrow seconded the nomination.

Representative Haywood nominated Representative Robin Wright-Jones as temporary Speaker of the House.

Representative Fraser seconded the nomination.

Representative Wright-Jones withdrew her nomination.

Representative Dempsey moved that nominations cease and that Representative Dixon be elected temporary Speaker of the House by acclamation.

Which motion was adopted.

The following committee was appointed to escort Representative Dixon to the dais: Representatives Hunter, Dethrow, Wright (159), Pratt, Pollock, Sander, Bringer, Brooks, Darrough and Bowman.

Representative Dixon assumed the Chair.

ADDRESS BY TEMPORARY SPEAKER BOB DIXON

Thank you Mr. Secretary and Your Excellency-Elect.

As we open the 93rd General Assembly, I congratulate each member on being elected to this august body. Regardless of party affiliation, the significance of this day and our motivation is the same. We are here solely because our constituents sent us here, and we are here solely to serve the people of Missouri.

Serving in this Chamber and presiding as temporary Speaker of the House indeed is an honor. I am pleased to welcome each of our family members, guests, constituents, friends, former members and fellow Missourians. Surely, it is you who have made this day possible.

I am especially proud to be accompanied by my family... My lovely and talented wife, Amanda, without whom, I would be nothing; my daughters Grace and Rose; My mother Jean, a former member of this House and the first lady elected to it from Greene County; and my grandmother Mary who has devoted her entire life to instilling godly values in her Children and Grandchildren... one of the reasons I even stand in this chamber today. From the depths of my soul, I thank each of them for the sacrifices they have made so that I can serve the people of the 140th district, and I ask the members to help me honor them today.

The prayers and support of our families, friends and constituents under gird this chamber and serve as a mighty foundation. May God, by His grace, cause it to carry on.

In ushering in this new era, with our sights set upon the principles of good government, the rule of law, and the well being of the people, I now declare that nominations are in order for the Speaker of the House.

NOMINATIONS FOR SPEAKER

Representative Behnen nominated Representative Rod Jetton for Speaker of the House.

Representative Stefanick seconded the nomination.

Representative George nominated Representative Jeff Harris for Speaker of the House.

Representative Harris (23) withdrew his nomination.

Representative Dempsey moved that nominations cease and that Representative Jetton be elected Speaker of the House by acclamation.

Which motion was adopted.

The following committee was appointed to escort Representative Jetton to the dais: Representatives Behnen, Byrd, Richard, Ervin, Jones (117), Phillips, Witte, Rucker, Walsh and Baker (25).

Representative Jetton subscribed to the oath of office which was administered by the Honorable Stephen N. Limbaugh, Jr., Judge of the Supreme Court of Missouri.

Speaker Jetton assumed the Chair.

ADDRESS BY SPEAKER ROD JETTON

Speaker Sets New Tone

Every two years a new Speaker takes a few moments to talk about the direction the House will take in the new legislative session.

Thanks to your support it is my honor as your Speaker to deliver a few brief remarks on our future together over the next two years.

Today, I stand before you not to dictate exactly what the house will do, but hopefully to lay out a few guidelines and goals that will help us, yes all of us, both Republican and Democrat, those from rural, urban, or suburban Missouri and make this a better state to live in.

I have been in the Missouri House for four years: two years in the minority and two years in the majority. I have had an opportunity to see the process work from both sides of the fence. In my four years I have seen too much partisan fighting and not enough working together on the issues effecting Missouri's citizens. I have seen too many representatives worrying more about how a bill effects their re-election than how it will affect our state.

We should represent our districts, we should be proud of our party, BUT we should never let our party or our interest in getting re-elected overshadow what is best for the state of Missouri as a whole.

We also have a new development that has made it harder to pass laws in Missouri-Term limits.

Term limits have changed Jefferson City. No longer do we have experts who have heard both sides of an argument for 10 years and know the history of what has been done.

We need rule changes that will allow the bulk of law writing to be done in committee where hopefully we have members from both parties who have become experts in that area of the law.

We also need to change the way we debate the important issues facing Missouri. We should follow the federal example of setting time limits on debate of major bills. This time should be split evenly, yes evenly, between the Republicans and Democrats.

This would improve the process in three ways:

Ensure that both the majority and minority have a chance to make the best case for their position.

Allow the leaders of each side to let the most knowledgeable members on that subject to debate the merits of their argument.

Cut out occasional comments from members that simply play to the press or inflame partisan fighting.

For four years I have heard how partisan the leaders of the House have been. My first two years it was how bad the Democrats were. My last two it has been how bad the Republicans have been. In my view it wasn't the Democrats that caused partisan bickering and it's not the Republicans. It was a system that was designed to foster debate on issues. Unfortunately that system ended up fostering partisan bickering that all too often turned into personal attacks and killed good legislation. Debate should NOT be about sound bites, but substance.

We can change that. We have great people from all over the state of Missouri that have been elected to serve this state and they sincerely want to make things better.

Do we agree on everything? No we do not, we have major disagreements on how to make Missouri a better place to live, and many times these disagreements do not break down along party lines, but I have learned over the last four years that we all want to make this state better.

Let me give you an example. Representative Barbara Fraser from St. Louis County and I have totally different views on almost every major issue. I am a bit more conservative than she is...well, okay I'm much more conservative than she is. Over the last four years we have debated one another many times. I am sure she wonders how I can be so wrong on so many issues. Most observers would see no reason why Representative Fraser and myself should be friends, but that is exactly what we have become over these last four years. You may wonder why?

Well, it's because I learned that she sincerely wanted to make this state better. That she was a teacher, she had children, and she cared about people, just like me. What I discovered was Representative Fraser wanted the same things I wanted. She wanted this state to be better; she was just taking a different path to get there.

Do I always agree with her? No. Does she always agree with me? Certainly not. Can we work together to find solutions to Missouri's problems that hopefully will make this state better? Yes, we have before and we can again!!

This House should adopt a system of rules that allows for spirited debate on the merits of an issue. A process that is constructive and produces good laws that will make this state better. One that will give the minority a chance to have active participation in developing laws and ensures their voice is heard; while still allowing the majority to make certain the business of Missouri gets done.

These changes will create the most bi-partisan rules ever adopted by the Missouri House.

You are probably asking why with 97 Republicans and a 31-vote margin I would advocate such a change.

It's a good question, and the same one Representative Jeff Harris asked me when I shared these ideas with him. It's also the same question many of the members of my majority caucus asked me when I first talked about these changes.

Very simply, the reason we should add these changes is because it's the right thing to do for Missouri.

Why not change the system and allow for constructive debate on the important issues of our day? Why not try to improve our process and write better laws? We must remember that the citizens of this state have to actually live by the laws we pass. We owe it to those we serve to do our very best to consider all the ramifications of each and every bill we pass. These proposed changes will help us do that better.

My grandmother had a simple saying that applies to our rules, "Good better best, never let it rest, until your good is better, and your better is best," let me say that again. "Good better best, never let it rest, until your good is better, and your better is best." Our system is good. But it can be better and we should strive to make it the best it can be.

Besides talking about our rules there are two principles that we should remember as we are tackling the tough issues affecting our state.

Personal Responsibility
Self Interest

Personal Responsibility - we should always try to design programs that encourage and reward personal responsibility and independence.

One program that encourages personal responsibility is the Bright Flight Scholarship Program. The program is designed to help Missouri students go to college. High school students who get a 30 or higher on their ACT receive the scholarship, which is worth up to \$10,000 over 5 years. However, in order to get and keep the money there are standards the students have to meet. They must go to a Missouri university, they must stay enrolled full time and they must maintain a minimum grade point level. This program has helped over 8,100 students go to college in the last year alone, and has kept them in college by holding them accountable to a level of performance. Thanks to this program there are many hardworking students getting state assistance to further their education. Isn't this the model that we should look to as we address the issues of the future?

When we ignore the importance of Personal Responsibility we end up with programs that reward failure, breed abuse and deprive the truly needy of vital services.

Also, when passing laws we cannot forget about the influence and greed of self-interest.

Let me give you an example.

I recently received a letter from a constituent in Marble Hill.

She told me how she and her husband had been swindled for over \$50,000 by a crooked contractor. He told them he needed the money up front in order to purchase supplies and labor for the project. But he took the money and used it for something else, never ordering the supplies and never doing the work. This contractor was prosecuted but got off on a technicality. Then in civil court he admitted to defrauding the couple. However, he quit doing business to avoid repaying the money he received for services he never gave.

Now my constituent has to live with an unfinished house, a loss of tens of thousands of dollars and no one to turn to for help. State government has a responsibility to recognize that sometimes due to greed and self interest people get hurt. In these instances we must act!

With these principles of Personal Responsibility and Self Interest in mind, we must spend this session working to tackle the major issues facing our state.

There are four things we must accomplish this session:

Building a stronger economy and creating jobs;
Make government more accountable and spend every dollar wisely;
Properly fund needed services; AND
Protect the traditional family values that made our state great.

There are three pillars to rebuilding our fragile economy.

First, we must pass meaningful legal reform that will keep doctors and jobs in Missouri!

Next, we must reform our broken workman's compensation system, to protect both workers and employers.

Finally, we have to hold MoDOT accountable and build the roads Missouri needs!

By growing our economy and creating jobs we will bring more revenue into state government to fund needed services; while at the same time holding Missouri government accountable.

We can do this by looking for areas to cut the fat out of the state budget, by continuing to root out the waste and inefficiency in our state bureaucracy and cutting programs that are ineffective and unproductive.

When the economy is firing on all cylinders and the unnecessary fat is cut from state spending we will be able to better fund needed programs like education, social services, and healthcare.

Our first responsibility is to our children. They deserve an education second to none and we must create a formula that is fair for every child in Missouri.

All of our work to improve our economy, preserve our tax dollars, and fund our most necessary programs mean nothing if we turn our backs on the traditional family values that form the foundation for this great state. We are entrusted with this duty to protect our ways of life.

Thankfully, Missourians already joined together and overwhelmingly ratified traditional marriage. But we cannot afford to assume the battle is over. And we must resist those who would manipulate the Constitution to justify eliminating God from our society.

These issues are not Republican or Democrat. These issues are important to all Missourians.

If you have a wreck in your car on the road no one asks if you are a Republican or a Democrat you just need help.

If you are a kid in Marble Hill, Missouri attending school in a poor rural district, it doesn't matter if you're a Republican or Democrat you just need a good education.

If you lose your job and can't pay your bills, nobody cares if you're a Republican or Democrat you just need a job.

What matters is that we are all Missourians and we all have an obligation to use the positions we have been given to work for a better Missouri.

The reforms proposed today are not designed to stop spirited debate on the important issues. It is my hope that we can foster a system that encourages vigorous and principled debate on all the important issues. Whether we are working on legal reform, welfare reform, transportation, or education we will pass better laws for Missouri that will make this state better if we keep our focus on the issues and not on personalities or parties.

I believe if we go forward with a bi-partisan spirit of cooperation, and consider how personal responsibility and self-interest affect the laws we pass we will be successful.

May each of us in two years look back and say we built a better Missouri.

I want to leave you with one last story. As a history major, I love to read about our founding fathers and the start of our country. At the Constitutional Convention the Federalist and Anti-Federalist members were at odds about our Constitution. They vigorously argued their points several times and it almost broke up in failure. But they came together and produced one of the greatest documents ever created, one we still live by today.

After it was over, members of both sides thought that they had given in too much and due to the compromises, believed it would be a failed government. We know that they succeeded on a grander scale than they ever could have imagined.

Many times, over the last four years, I have felt strongly that I was right on my point of view. I didn't want to give in to any other idea. But also, over those four years, I have thought about our Founding Fathers and how they compromised even when they thought they were right and through their compromise gave us the best government ever.

I hope we can all follow the example of our Founders and work together in a bi-partisan way to make this state better.

If we do, I am confident that we will look back in two years and know that we have given our citizens the best state and country to live in.

Thank you, God bless you, and God bless Missouri!

NOMINATIONS FOR SPEAKER PRO TEM

Representative Cooper (120) nominated Representative Carl Bearden for Speaker Pro Tem of the House.

Representative Myers seconded the nomination.

Representative Donnelly nominated Representative Paul LeVota for Speaker Pro Tem.

Representative LeVota withdrew his nomination.

Representative Dempsey moved that nominations cease and that Representative Bearden be elected by acclamation.

Which motion was adopted.

The following committee was appointed to escort Representative Bearden to the dais: Representatives Faith, Robb, Bruns, Rector, Smith (14), Self, Harris (110), Chappelle-Nadal, Salva and Shoemyer.

Representative Bearden subscribed to the oath of office which was administered by the Honorable Mary Russell, Judge of the Supreme Court of Missouri.

Speaker Pro Tem Bearden assumed the Chair.

ADDRESS BY SPEAKER PRO TEM BEARDEN

Plotting A New Course for Missouri

Mr. Speaker, Governor-elect Blunt, Auditor McCaskill, Treasurer-elect Steelman, Attorney General Nixon, Justices of the Court, and Members of the General Assembly, thank you for the opportunity to serve as your Speaker Pro Tem of the House of Representatives. It is a privilege that brings with it great responsibility. I will cherish this opportunity to serve Missourians and will strive to fulfill my responsibilities with integrity, honor, and conviction.

Sometime ago, I came across a sign that read, “What is popular is not always right; what is right is not always popular.” This sign encapsulates my approach to governing and my commitment to making principled decisions.

As your Speaker Pro Tem I make only one promise. When critical decisions arise, I will listen to multiple perspectives, weigh the options before me, and make principled decisions based on what is right not necessarily what is popular.

We, the members of the 93rd General Assembly, have before us an extraordinary opportunity to be captains of change in our state. Together we can chart a course into the open waters of Missouri’s future that is optimistic and hopeful, but that is tempered through principled pragmatism. This course can lead Missouri families to great prosperity and abounding opportunities. Together we can establish a new tone in Jefferson City – and throughout Missouri – that goes beyond political rhetoric by demonstrating hope and collaboration. Together, we can forge stronger, better solutions that have a positive effect throughout state government, and in the hearts & minds of those that we serve.

We must all remember partisanship has a place and function in our republic. The will of the majority should and will be advanced. But it is important to recognize that our republic only functions when the rights of the minority party are protected and observed. Members of the majority party must act in good faith to consider ideas advanced by the minority party on their merits, not merely through the spectacle of partisan politics.

Look around you. We are blessed to serve Missourians in this great Chamber. Together we can honor all Missouri public servants by pouring our hearts, minds, and souls into the decisions that we make with particular focus on doing what is right rather than what is popular. We owe this to the Missourians that have elected us, and owe far more to those thousands of Missourians and fellow countrymen that have given their lives to protect and defend the freedoms guaranteed to us in the federal and state Constitutions.

Growing up in Wayne County, I was a privileged child. My parents were not wealthy nor were we a more-than-average social standing in our small town of Piedmont, Missouri. The privilege that I speak of is that I had two wonderful parents willing to instill in me traditional Missouri values. It is these values that guide my life, my actions, and my decisions as a public servant.

It was they that passed on to me the importance of a strong and supportive family to a fulfilling life. Families are the foundation for success in our great state. I am privileged to have with me today, members of my family. Joining us is my wife of 30 years, Debbie, and our youngest daughter Allison. Our oldest daughter Amber recently graduated from college and is currently living with her husband in Oklahoma.

Throughout my four years of service in the House and even before, the members of my family have sacrificed more than I thought possible to ensure my success as a public servant. Debbie has been a steady hand and heart when I have struggled with decisions that affect so many. She has also done an extraordinary job at helping our daughter Allison grow into a wonderful young woman that will soon be ready to depart for college. Thank you both.

It is the hard-working families of Missouri that establish the basis for our economy, our political system, and the endless opportunities for success in our state. Ronald Reagan once said "Government must keep pace with the changing needs of our state and its people to be sure that government can fulfill its legitimate obligations."

To ensure our state's ability to adapt to the changing needs of Missourians, our future rests with new policies aimed at strengthening families through job creation, expanded educational opportunities, and more effective, efficient stewardship of state tax dollars.

My travels throughout Missouri have provided me the opportunity to hear first hand accounts about the importance of education, the affects of plant closings, lost jobs, and the rising cost of health insurance on Missouri families. Tragically, the extraordinary ability and resourcefulness of our Missouri families has been stifled by outdated government structures and failing regulatory policies. While Missouri's economy is growing, so too are the needs and demands of hard-working families. New policies must be adopted that ensure Missouri utilizes an aggressive and competitive strategy to remain on the leading edge of job creation and healthcare protection efforts.

Missouri families have consistently echoed the common need for protecting our future by expanding educational opportunities in our state. During the current fiscal year, our public schools were provided the largest education budget in state history. But money alone is not enough. We must quickly turn our attention to policies aimed at ensuring education dollars are distributed equitably.

The current system for funding education must be reformed to ensure that dollars will be distributed fairly regardless of the amount of money being spent. To ensure the viability of this goal, previous efforts to ensure that dollars actually reach our classrooms, and not just the bureaucracy, must be expanded.

Missouri must also look beyond traditional K-12 education models and integrate effective higher education programs into our formula for sustainable economic growth. Successful programs in higher education like our A+ schools program should be used as a model for distributing higher education funds in Missouri. This will maximize the ability of Missouri college and university students to compete in the new job markets of the 21st century, while ensuring that higher education dollars are spent in classrooms rather than on additional administrative growth. Expanding education opportunities must be supported with reforms affecting job creation in the state.

We need comprehensive reforms to our workers' compensation laws, unemployment insurance laws, and civil justice system that stop abuses at taxpayer expense. Each time an employer pays out an excessive workers' compensation or unemployment claim based on an egregious abuse by one employee, costs associated with that claim are passed onto other Missouri families that are struggling to put food on the table.

Every lawsuit that results in extraordinary and excessive judgments for one Missourian places affordable healthcare out of the reach of yet another Missouri family. It is wrong to reward those seeking to abuse the system for personal gain at the expense of those hard-working Missourians that are building the future of our state.

We need to overhaul our workers' compensation system, regain control of our unemployment insurance system, and enact tort reforms to ensure hard-working Missouri families will be able to put food on the table and maintain access to affordable healthcare.

Perhaps the most important method of protecting Missouri families is by ensuring that we, the members of the 93rd General Assembly, are good stewards of taxpayer dollars. It is our responsibility to ensure that each tax dollar invested in a state program or service is being used in an effective and efficient manner. We must work together to continue reviewing every state program and service to eliminate spending that is wasteful or ineffective.

Missouri must also enact reforms aimed at ensuring more stability and predictability to our state budget. Serious consideration must be given to policies aimed at ensuring that state government lives within its means by limiting growth in state spending to the amount being collected in a single year.

Had Missouri's legislatures of the 1990's built budgets on revenues gained only in a single year rather than spending down Missouri's emergency savings accounts, many of the difficult financial decisions made in recent years would not have been necessary.

The future of our state rests with new policies aimed at strengthening families through job creation, expanded educational opportunities, and more effective, efficient stewardship of state tax dollars. But these efforts alone will not

provide the course for a successful and bright future for our Missouri. Only together can we chart a course to a brighter, better future for Missouri that is based on the virtue of principled and pragmatic decisions.

I am confident that together we will make Missouri a better place to work, live, and raise a family.

Thank you for the privilege of serving as Speaker Pro Tem of the Missouri House of Representatives.

Speaker Jetton resumed the Chair.

Pursuant to Section 9.141 RSMo, the Bill of Rights was read by Miss Tonya Arnzen of Leopold High School.

BILL OF RIGHTS

Amendment I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

Amendment II

A well regulated militia, being necessary to the security of a free state, the right of the people to keep and bear arms, shall not be infringed.

Amendment III

No soldier shall, in time of peace be quartered in any house, without the consent of the owner, nor in time of war, but in a manner to be prescribed by law.

Amendment IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

Amendment V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia, when in actual service in time of war or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

Amendment VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the state and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the assistance of counsel for his defense.

Amendment VII

In suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise reexamined in any court of the United States, than according to the rules of the common law.

Amendment VIII

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Amendment IX

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

Amendment X

The powers not delegated to the United States by the Constitution, nor prohibited by it to the states, are reserved to the states respectively, or to the people.

HOUSE RESOLUTIONS

Representative Dempsey offered **House Resolution No. 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED that the Rules of the House of Representatives be suspended and the following be elected permanent officers of the House of Representatives of the Ninety-third General Assembly:

Chief Clerk.....Stephen S. Davis
Doorkeeper.....Alexander Graham Bell
Sergeant-at-Arms.....Ralph Robinett
Chaplains.....Father David Buescher and Reverend James Earl Jackson

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

The following officers subscribed to the oath of office, which was administered by the Honorable Rod Jetton, Speaker of the House.

Chief Clerk.....Stephen S. Davis
Doorkeeper..... Alexander Graham Bell
Sergeant-at-Arms.....Ralph Robinett
Chaplains.....Father David Buescher and Reverend James Earl Jackson

Representative Dempsey offered **House Resolution No. 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED that the Chief Clerk of the House of Representatives of the Ninety-third General Assembly, First Regular Session, inform the Senate that the House is duly convened and is now in session ready for consideration of business; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives of the Ninety-third General Assembly is hereby instructed to inform the Senate that the House of Representatives is now duly organized with the following officers to wit:

Speaker.....Rod Jetton
Speaker Pro Tem.....Carl Bearden
Chief Clerk.....Stephen S. Davis
Doorkeeper.....Alexander Graham Bell
Sergeant-at-Arms.....Ralph Robinett
Chaplains.....Father David Buescher and Reverend James Earl Jackson

On motion of Representative Dempsey, **House Resolution No. 2** was adopted.

Representative Dempsey offered **House Resolution No. 3**, which was read.

HOUSE RESOLUTION NO. 3

BE IT RESOLVED that a message be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives and the Senate of the Ninety-third General Assembly, First Regular Session of the State of Missouri, are now regularly organized and ready for business, and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Dempsey, **House Resolution No. 3** was adopted.

Representative Dempsey offered **House Resolution No. 4**, which was read.

HOUSE RESOLUTION NO. 4

WHEREAS, the members of the Missouri House of Representatives take great pride in recognizing those outstanding public servants who have consistently performed their official duties with the highest degree of dedication, competence, and integrity; and

WHEREAS, the Honorable Matt Blunt is to be praised and commended for the conscientious and effective manner in which he has performed his duty of presiding over the deliberations of the House of Representatives prior to its temporary organization, one of the numerous responsibilities of the Secretary of State pursuant to the Constitution of the Great State of Missouri; and

WHEREAS, since taking the oath on January 8, 2001, the Honorable Matt Blunt has distinguished himself through tireless commitment to each and every one of his responsibilities as Secretary of State; and

WHEREAS, during his distinguished naval career, Matt Blunt served on the *USS JACK WILLIAMS* and the *USS PETERSON*, participated in Operation Support Democracy, and has received numerous commendations including three Navy and Marine Corps Achievement Medals and a Humanitarian Service medal; and

WHEREAS, during his tenure in office, Matt Blunt's primary goal is to make the Secretary of State's office more "efficient and accessible to all Missourians" and he is committed to a belief that the Elections process must be above politics:

NOW THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, join unanimously in expressing sincere appreciation and deep gratitude to the Honorable Matt Blunt for the proud and faithful manner in which he has served this legislative body and in wishing him only the best in his continuing endeavors to meet the needs of Missouri's citizens by providing them with the finest quality of service and information available through the office of the Governor; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Matt Blunt as a mark of our esteem for him.

On motion of Representative Dempsey, **House Resolution No. 4** was adopted.

Representative Dempsey offered **House Resolution No. 5**, which was read.

HOUSE RESOLUTION NO. 5

WHEREAS, as the Ninety-third General Assembly of the State of Missouri convenes on Wednesday, January 5, 2005, the members of the Missouri House of Representatives proudly acknowledge services rendered to the General Assembly by distinguished public servants of this fair state; and

WHEREAS, the Honorable Ronnie White, Justice of the Supreme Court of Missouri, deserves countless words of praise and commendation for the selfless manner in which he has given his valuable time to administer the oath of office to members of this legislative body in accordance with Missouri law; and

WHEREAS, during the inaugural session of the House of Representatives, Justice White displayed the highest degree of dedication in continuing the long-established tradition of rendering a sense of both dignity and solemnity in the prestigious ceremony which marks the official beginning of each legislator's two-year term in office as an elected representative of the people of Missouri; and

WHEREAS, it is entirely fitting and proper that this legislative body should take pause to applaud the numerous laudable achievements of the Honorable Ronnie White during his exemplary legal career:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, join unanimously in expressing our most sincere thanks and deepest appreciation to the Honorable Ronnie White for the devoted and faithful manner in which he has served this body and further extend our very best wishes for continued great success and even more outstanding accomplishments in executing his numerous varied duties and responsibilities as a Justice of our State's Highest Court; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Ronnie White as a mark of our esteem for him.

On motion of Representative Dempsey, **House Resolution No. 5** was adopted.

HOUSE CONCURRENT RESOLUTIONS

Representative Dempsey offered **House Concurrent Resolution No. 1**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 1

BE IT RESOLVED by the members of the House of Representatives of the Ninety-third General Assembly, First Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene a joint session in the Hall of the House of Representatives at 10:30 a.m., Wednesday, January 12, 2005, to receive a message from His Honor Ronnie L. White, the Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER resolved that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and Senate of the Ninety-third General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Dempsey, **House Concurrent Resolution No. 1** was adopted.

Representative Dempsey offered **House Concurrent Resolution No. 2**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 2

BE IT RESOLVED by the members of the House of Representatives of the Ninety-third General Assembly, First Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene a joint session in the Hall of the House of Representatives at 10:30 a.m., Wednesday, January 26, 2005, to receive a message from His Excellency, the Honorable Matt Blunt, Governor of the State of Missouri; and

BE IT FURTHER resolved that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the Ninety-third General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Dempsey, **House Concurrent Resolution No. 2** was adopted.

Representative Jackson offered House Concurrent Resolution No. 3.

Representative Burnett offered House Concurrent Resolution No. 4.

HOUSE RESOLUTIONS

Representative Dempsey offered **House Resolution No. 6**.

HOUSE RESOLUTION NO. 6

BE IT RESOLVED that the Rules of the House of Representatives of the Ninety-second General Assembly, and all amendments thereto, be the temporary Rules of the House of Representatives of the Ninety-third General Assembly, until or unless otherwise ordered.

On motion of Representative Dempsey, **House Resolution No. 6** was adopted.

Representative Avery offered House Resolution No. 11.

Representative Avery offered House Resolution No. 12.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 7

and

House Resolution No. 8 - Representative Munzlinger

House Resolution No. 9

and

House Resolution No. 10 - Representative Jetton

House Resolution No. 13 - Representative Guest

House Resolution No. 14 - Representative Bivins

House Resolution No. 15 - Representative Icet

House Resolution No. 16 - Representative Cooper (120)

House Resolution No. 17

and

House Resolution No. 18 - Representative Flook

House Resolution No. 19 - Representative Whorton

House Resolution No. 20 - Representative Viebrock

House Resolution No. 21 - Representative Bruns

House Resolution No. 22

through

House Resolution No. 24 - Representative Munzlinger

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

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

HJR 1, introduced by Representative Johnson (47), relating to legislative term limits.

HJR 2, introduced by Representatives Threlkeld and Yates, relating to the general assembly.

HJR 3, introduced by Representatives Whorton, Harris (110), Wood and Sater, relating to the right to hunt, fish and harvest game.

HJR 5, introduced by Representative Cooper (158), relating to appropriations for public education.

HJR 6, introduced by Representatives Dusenberg, Yates, Kraus, Brown, Sater, Bivens and LeVota, relating to the department of transportation.

INTRODUCTION OF HOUSE BILLS

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

HB 26, introduced by Representatives Marsh, Roark, Dixon, Viebrock, Wasson, Walton, Parker, Villa, Bearden, Dempsey, Cunningham (145), Goodman, Ruestman, Hunter, Nieves, Schlottach,

Phillips, Bishop, Dethrow, Richard, Stevenson, Emery, Wilson (130), Wood, Wilson (119), Jackson, Bivins, Schneider, Davis, Kingery, Moore, Kuessner, St. Onge and Young, relating to Southwest Missouri State University.

HB 27, introduced by Representatives Cooper (120) and Kratky, relating to punishment.

HB 28, introduced by Representative Cooper (120), relating to noxious weeds.

HB 29, introduced by Representatives Schaaf, Wildberger and Rucker, relating to state institutions of higher education.

HB 30, introduced by Representative Schaaf, relating to health insurance coverage for clinical trials.

HB 31, introduced by Representative Schaaf, relating to prevention, screening, and treatment of lead poisoning.

HB 32, introduced by Representative Schaaf, relating to the Missouri catalog of assistance programs.

HB 33, introduced by Representative Phillips, relating to state emblems.

HB 34, introduced by Representatives Davis, Cunningham (86), Flook, Sater, Moore and Emery, relating to human sexuality instruction.

HB 35, introduced by Representatives Davis and Emery, relating to biology textbooks.

HB 36, introduced by Representatives Davis and Sater, relating to rights of pregnant women.

HB 37, introduced by Representative Davis, relating to a property tax credit for certain educational expenses.

HB 38, introduced by Representative Jackson, relating to a tax refund designation for law enforcement.

HB 39, introduced by Representative Jackson, relating to school facilities.

HB 40, introduced by Representative Tilley, relating to industrial development corporations.

HB 41, introduced by Representatives Sater and Fisher, relating to drug testing of Medicaid recipients.

HB 43, introduced by Representative Wallace, relating to the designation of a memorial highway.

HB 44, introduced by Representative Johnson (47), relating to limitations on campaign contributions.

HB 45, introduced by Representative Johnson (47), relating to tax increment financing guidelines.

HB 46, introduced by Representative Burnett, relating to nuisance actions.

HB 47, introduced by Representatives Brown and Dusenberg, relating to consolidated public library districts.

HB 48, introduced by Representative Dougherty, relating to local sales taxes for museum and tourism-related activities.

HB 49, introduced by Representatives Jolly and Harris (23), relating to prior or persistent offenders.

HB 50, introduced by Representatives Harris (23) and Jolly, relating to rights of crime victims and witnesses.

HB 51, introduced by Representative Johnson (90), relating to school district transportation.

HB 52, introduced by Representative Selby, relating to a sales tax exemption for certain vehicles.

HB 53, introduced by Representatives Swinger and Bean, relating to the Governor John M. Dalton Memorial Highway.

HB 54, introduced by Representatives Dixon and Denison, relating to school district tax alternatives.

HB 55, introduced by Representatives Johnson (47), Dusenberg, Yates, Lowe (44), Meiners and Pratt, relating to state aid for public schools.

HB 56, introduced by Representatives Threlkeld, Behnen, Cooper (155), Donnelly and Sutherland, relating to multiple sclerosis.

HB 57, introduced by Representatives Threlkeld and Villa, relating to the criminal use of audiovisual recording devices.

HB 58, introduced by Representatives Johnson (47), Smith (118) and Schneider, relating to political subdivisions.

HB 59, introduced by Representatives Johnson (47) and Kraus, relating to pharmacy licenses and permits.

HB 60, introduced by Representatives Johnson (47) and Kraus, relating to the Missouri Rx card program.

HB 61, introduced by Representatives Schaaf and Threlkeld, relating to the medical imaging and radiation therapy quality assurance act.

HB 62, introduced by Representatives Ruestman, Nieves, Dempsey, Bean, Fisher and Lipke, relating to the designation of a memorial highway.

HB 63, introduced by Representatives Sutherland, Threlkeld, Page, Harris (110) and Ervin, relating to the senior citizens' homestead tax relief act.

HB 64, introduced by Representatives Sutherland, Rupp, Smith (14) and Sater, relating to a sales tax holiday.

HB 65, introduced by Representative Wallace, relating to a motor fuel tax exemption for school districts.

HB 66, introduced by Representative Wallace, relating to voter registration.

HB 67, introduced by Representatives Cooper (120) and Wasson, relating to for-hire motor carriers.

HB 69, introduced by Representative Rupp, relating to investments of insurers.

HB 70, introduced by Representative Bland, relating to the lottery.

HB 71, introduced by Representative Bland, relating to gaming.

HB 72, introduced by Representative Bland, relating to police residency requirements.

HB 73, introduced by Representative Bland, relating to alternative education programs.

HB 74, introduced by Representative Bland, relating to the creation of a death penalty commission.

HB 75, introduced by Representative Bland, relating to the Missouri minority business advocacy commission.

HB 76, introduced by Representative Bland, relating to installment payments of property taxes in certain charter counties.

HB 77, introduced by Representative Bland, relating to limitations on private employer use of state funds.

HB 78, introduced by Representative Bland, relating to used motor vehicle dealer practices.

HB 79, introduced by Representative Bland, relating to charter schools.

HB 80, introduced by Representative Bland, relating to certain health care benefits.

HB 81, introduced by Representative Bland, relating to the coordination of school health programs.

HB 82, introduced by Representative Bland, relating to obesity.

HB 83, introduced by Representative Rupp, relating to the display of adult entertainment films in motor vehicles.

HB 84, introduced by Representative Boykins, relating to insurance coverage for obesity.

HB 85, introduced by Representative Jackson, relating to deployment of health care professionals during declared emergencies.

HB 86, introduced by Representatives Whorton, Wildberger and Meadows, relating to property and casualty insurance acquired by the state of Missouri.

HB 87, introduced by Representative Wallace, relating to summer school programs.

HB 88, introduced by Representatives Johnson (47) and Zweifel, relating to property insurance.

HB 89, introduced by Representative Pearce, relating to the telemarketing no-call list.

HB 90, introduced by Representative Denison, relating to the Missouri School Improvement Program.

HB 91, introduced by Representatives Johnson (47) and Dempsey, relating to tax increment financing.

HB 92, introduced by Representatives Dusenberg, Wilson (119), LeVota and Sutherland, relating to surviving spouses of certain public safety officers.

HB 93, introduced by Representatives Zweifel, Darrough, Corcoran, Meadows and Young, relating to public officers and employees.

HB 94, introduced by Representative Cunningham (145), relating to the war on terror scholarship program.

HB 95, introduced by Representatives Johnson (47), Smith (14) and Wildberger, relating to alcohol-related problems of minors.

HB 96, introduced by Representative Haywood, relating to the use of credit scoring for insurance purposes.

HB 97, introduced by Representatives Brown, Wildberger, Ervin, Quinn, Page, Phillips, Bivins, Sater, Skaggs and Baker (123), relating to open house parties.

HB 98, introduced by Representatives Brown (30), Sater and Wildberger, relating to occupational diseases.

HB 99, introduced by Representative Brown (30), relating to disciplinary action against law enforcement officers.

HB 100, introduced by Representatives Cunningham (86), Davis (19), Meadows, Emery and Moore, relating to abortion information, regulations, and services for minors.

HB 101, introduced by Representatives Cunningham (86), Emery and Moore, relating to the sale of methamphetamine precursor drugs.

HB 102, introduced by Representative Cunningham (86), relating to the visibility of street addresses.

HB 103, introduced by Representatives Cunningham (86), Moore and Bivins, relating to governing boards of state colleges and universities.

HB 104, introduced by Representatives Cunningham (86), Myers, Emery and Bivins, relating to personal records with unique identifiers.

HB 105, introduced by Representatives Cunningham (86) and Moore, relating to school district participation in statewide activities associations.

HB 106, introduced by Representative Cunningham (86), relating to the governing council of certain special school districts.

HB 107, introduced by Representative Schaaf, relating to ethics commission reports.

HB 108, introduced by Representative Schaaf, relating to insurance co-payments for prescription drugs.

HB 109, introduced by Representative Schaaf, relating to physical therapists.

HB 110, introduced by Representative Cooper (158), relating to crimes of violence against children and the elderly.

HB 111, introduced by Representative Cooper (158), relating to tax relief for veterans.

HB 112, introduced by Representative Cooper (158), relating to retirement benefits for commission appointees.

HB 113, introduced by Representatives Selby, Harris (110), Roorda, Meadows, Schoemehl, Casey, Vogt, Threlkeld, Hoskins, Corcoran and Wagner, relating to the motor vehicle emissions inspection program.

HB 114, introduced by Representatives Johnson (47), Lowe (44), Yates, Burnett, Meiners, Pratt, Dusenberg, Jolly, Curls, Sanders Brooks, Low (39), Kraus and Dougherty, relating to taxation for public mass transportation systems.

HB 115, introduced by Representatives Deeken, Whorton and Sater, relating to compensation for additional duties of county clerks.

HB 116, introduced by Representatives Deeken, Skaggs, Whorton, Wildberger and Page, relating to rights of persons with service dogs.

HB 117, introduced by Representatives Deeken and Page, relating to voting by absentee ballot.

HB 119, introduced by Representative Jones (117), relating to life insurance benefits for government employees during military deployments.

HB 120, introduced by Representative Jones (117), relating to special license plates.

HB 121, introduced by Representative Haywood, relating to trafficking in the second degree.

HB 122, introduced by Representatives Meiners and Page, relating to a tax on adult entertainment products and services.

HB 123, introduced by Representatives Meiners and Young, relating to gaming.

HB 124, introduced by Representative Meiners, relating to children on motorcycles.

HB 125, introduced by Representative Meiners, relating to eye protection for motorcycle operators.

HB 126, introduced by Representatives Cooper (158) and Kratky, relating to punishment.

HB 127, introduced by Representatives Bivins, Wildberger, Walton and Moore, relating to fire protection district board attendance fees.

HB 128, introduced by Representatives Bivins, Lembke and Moore, relating to state aid for certain at-risk students.

HB 129, introduced by Representatives Bivins, Lembke and Moore, relating to state aid for public schools.

HB 130, introduced by Representatives Bivins, Moore and Meyer, relating to environmental audit privileges.

HB 131, introduced by Representative Schaaf, relating to administration of immunizations with mercury preservatives.

HB 132, introduced by Representatives Whorton and Threlkeld, relating to the state highways and transportation commission.

HB 133, introduced by Representatives Portwood, Lembke, Smith (14), Stefanick, Sutherland and Wildberger, relating to police officer residency requirements.

HB 134, introduced by Representatives Richard, Rector and Emery, relating to electrical energy corporations.

HB 135, introduced by Representatives Richard, Hobbs, Wildberger, Pearce, Yates, Wilson (119), Moore and Lembke, relating to business use incentives.

HB 136, introduced by Representative Jackson, relating to education.

HB 137, introduced by Representatives Portwood and Lembke, relating to guardianship of a minor.

HB 138, introduced by Representative Portwood, relating to health insurance coverage for chiropractic care.

HB 139, introduced by Representatives Portwood and LeVota, relating to mortgage broker licensure.

HB 140, introduced by Representative Bringer, relating to detention of persons confined without warrant.

HB 141, introduced by Representative Bringer, relating to nursing home districts.

HB 142, introduced by Representative Bringer, relating to dental assistants.

HB 143, introduced by Representatives Portwood, Lembke, Smith (14), Moore, Dusenberg, Ervin, Icet and Stevenson, relating to parental notification for abortion.

HB 144, introduced by Representatives Portwood, Lembke, Bivins, Dusenberg, Ervin, Icet and Stevenson, relating to informed consent for abortion.

HB 145, introduced by Representative Cunningham (86), relating to teacher certification.

HB 146, introduced by Representative Hoskins, relating to income tax credit for the elderly.

HB 147, introduced by Representative Hoskins, relating to license plates.

HB 148, introduced by Representatives Hunter, Wilson (130), Ruestman, Emery, Ervin, Yates, Guest, Phillips, Cunningham (86), Portwood, Icet, Dethrow, Davis, Bearden, Behnen, Wilson (119), Wood, Hobbs, Richard, Moore, Sater, Bivins, Sander, Roark, Dempsey, Jetton, Dixon, Goodman and Nieves, relating to workers' compensation law.

HB 149, introduced by Representative Johnson (47), relating to an advance voting period.

HB 150, introduced by Representatives Ruestman, Nieves, Fisher and Jackson, relating to a property tax exemption.

HB 151, introduced by Representative Boykins, relating to distribution of controlled substances near schools.

HB 152, introduced by Representative Boykins, relating to recall elections for school board members.

HB 153, introduced by Representative Wallace, relating to capital projects.

HB 154, introduced by Representative Ruestman, relating to the designation of a certain highway.

HB 155, introduced by Representative Ruestman, relating to the designation of a certain highway.

HB 156, introduced by Representative Cooper (158), relating to committing a terrorist act.

HB 157, introduced by Representatives Harris (110) and Selby, relating to environmental control.

HB 158, introduced by Representatives Harris (110), Page, Wildberger, Whorton, Moore, Low (39) and Selby, relating to state purchasing.

HB 159, introduced by Representatives Harris (110) and Selby, relating to the taking of property.

HB 160, introduced by Representatives Harris (110), Page, Wildberger, Whorton, Moore, Selby and Low (39), relating to minimum pay for certain corrections employees.

HB 161, introduced by Representatives Harris (110), Selby, Page, Wildberger and Whorton, relating to the waste tire collection fee.

HB 162, introduced by Representatives Smith (14) and Jackson, relating to the application deadline for Korean conflict medallions, medals, and certificates.

HB 163, introduced by Representatives Smith (14) and Jackson, relating to the application deadline for Korean conflict medallions, medals, and certificates.

HB 164, introduced by Representatives Burnett, Yaeger, Wildberger, Fraser, Jolly, Meadows, Lowe (44), Donnelly, Meiners and Low (39), relating to payday loans.

HB 165, introduced by Representative Bringer, relating to salvia divinorum.

HB 166, introduced by Representatives Meadows and Wildberger, relating to water contamination.

HB 167, introduced by Representatives Meadows, Roorda, Casey, Swinger and Wildberger, relating to the pseudoephedrine.

HB 168, introduced by Representatives Meadows, Harris (110), Wildberger, Moore and Meiners, relating to the cloning of human beings.

HB 169, introduced by Representatives Meadows, Fraser, Young, Wildberger, Burnett and Jolly, relating to the coordination of benefits for the Medicare Prescription Drug, Improvement and Modernization Act of 2003.

HB 170, introduced by Representative Tilley, relating to the county special road and bridge tax.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 2**.

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the First Regular Session of the Ninety-third General Assembly is duly convened and is now in session and ready for consideration of business;

BE IT FURTHER RESOLVED that the Secretary of the Senate notify the House of Representatives that the Senate is now organized with the election of the following named officers:

President Pro Tem.....Michael R. Gibbons
Secretary of Senate.....Terry L. Spieler
Sergeant-at-Arms.....Glen Pound
Doorkeeper.....Ken Holman

“The National Anthem” was sung by Ms. Barbara Huffman.

BENEDICTION

The benediction was given by Representative Brian Baker.

President Abraham Lincoln stated in his second inaugural address, “...with malice toward none, with firmness in the right as God gives us to see right, let us finish the work we are in ...”

As a state, we are engaged in a work that must be completed. As we close in prayer this morning, let us remember each other, our families, and the citizens of our great state.

Please stand and join me in a moment of prayer.

Our heavenly Father, You are a great and mighty God and we give You glory and praise.

Today, our state faces many historical challenges and we ask for Your guidance and wisdom as we work together to serve our fellow man. Give us all the ability to meet these challenges with discernment and hope.

You have sustained our great state and nation through difficult times. You, O God, have given us the opportunity and the resources to impact future generations in a positive and powerful way.

Allow us to be a beacon of light to our state, proving unity and bi-partisanship is the greatest tool for progress. Let our efforts be a testimony to future generations.

We look beyond the borders of our great state and pray for our nation, O Lord, as our soldiers defend the innocent and expand freedom. We ask for Your continued protection upon these great warriors and their families. Give our soldiers the courage, clarity-of-thought, and wisdom in their mission to protect America.

We also look beyond the borders of our nation and ask a special blessing upon the victims of nature’s wrath in Indonesia, India, and the surrounding region. Give strength to the victims and courage to those who bring aid.

In these days, we ask, O Lord, that You give us peace of mind and calmness of heart. Let our actions give our children hope for the future.

May You continue to bless our great state. In Jesus’ name we pray. Amen.

WITHDRAWAL OF HOUSE BILLS

December 9, 2004

Mr. Stephen Davis, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

In lieu of Governor-Elect Blunt's announcement to merge the Department of Homeland Security with the Department of Public Safety, I respectfully request that **House Bill No. 68** be withdrawn.

Thank you.

Sincerely yours,

/s/ Jack Jackson
89th District

December 20, 2004

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Re: **House Bill No. 42**

Dear Steve:

I had previously filed **House Bill No. 42** regarding the regulation of pseudo-ephedrine, but respectfully ask that this bill be withdrawn.

Thanking you in advance for your assistance in this matter.

Best regards,

/s/ David Sater
68th District

December 29, 2004

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Steve:

I had previously filed **House Joint Resolution No. 4** regarding a proposed constitutional amendment which would "replace the Highways and Transportation Commission with a Director of Transportation appointed by the Governor with the advice and consent of the Senate," but respectfully ask that this bill be withdrawn.

Thanking you in advance for your assistance in this matter.

Best Regards,

/s/ Representative Gary Dusenberg
District 54

DATE: January 4, 2005
TO: Steve Davis, Chief Clerk
FROM: Representative Bill Deeken
SUBJECT: Request to Withdraw House Bill

I would like to withdraw **House Bill No. 118**. There are several errors in the bill that would have a detrimental affect to the proposed legislation. I plan to correct these errors and file the legislation at a later time.

Thank you for your consideration of this request.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, January 6, 2005.

COMMITTEE MEETING

JOINT COMMITTEE ON SOLID WASTE TIPPING FEE DISTRIBUTION
Thursday, January 6, 2005, 8:30 a.m. Hearing Room 7. CANCELLED
Discussion of solid waste committee report draft.

HOUSE CALENDAR

SECOND DAY, THURSDAY, JANUARY 6, 2005

HOUSE JOINT RESOLUTIONS FOR SECOND READING

- 1 HJR 1 through HJR 3
- 2 HJR 5 and HJR 6

HOUSE BILLS FOR SECOND READING

- 1 HB 26 through HB 41
- 2 HB 43 through HB 67
- 3 HB 69 through HB 117
- 4 HB 119 through HB 170