

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTEENTH DAY, THURSDAY, JANUARY 26, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, we thank You for the gifts of health and creativity, of knowledge and opportunity to accomplish the work of this week in the House of Representatives. We thank You for those who work with us and for those who help us behind the scenes. By Your grace sustain us in completing well the work remaining for us at the Capitol today.

We thank You for the opportunity to return to our families and home districts this afternoon. Once there, guide us to make the connections we need, to find time to study and think, and to consult with those we need to hear. Help us in all we need to represent the people well, and to be ready to return here next week.

We pray to You, who are our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Nicholas Demitri Scales and Destiny Desha Battle-Hilacian.

The Journal of the twelfth day was approved as printed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 30
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger

Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	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	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Hobbs	Jones	Liese	Page
Robb				

VACANCIES: 003

SPECIAL RECOGNITION

The Camdenton Lakers High School Football Team was introduced by Representative Cooper (155) and recognized for attaining the 2005 Class 4 State Football Championship.

The Raymore-Peculiar Panthers High School Football Team was introduced by Representative Baker (123) and recognized for attaining the 2005 Class 5 State Football Championship.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- House Resolution No. 266 - Representative Cooper (158)
- House Resolution No. 267 - Representative Brown (30)
- House Resolution No. 268 - Representative Lampe
- House Resolution No. 269
- and
- House Resolution No. 270 - Representative Munzlinger
- House Resolution No. 271 - Representative Zweifel
- House Resolution No. 272
- and
- House Resolution No. 273 - Representative Witte
- House Resolution No. 274 - Representative Cunningham (145)
- House Resolution No. 275 - Representative Nolte
- House Resolution No. 276 - Representatives Roorda and El-Amin
- House Resolution No. 277 - Representative Harris (23)

House Resolution No. 278
and
House Resolution No. 279 - Representative Icet
House Resolution No. 280
through
House Resolution No. 282 - Representative Donnelly
House Resolution No. 283 - Representative Schoemehl
House Resolution No. 284 - Representative Day

HOUSE CONCURRENT RESOLUTION

Representative Sater offered House Concurrent Resolution No. 13.

SECOND READING OF HOUSE BILLS

HB 1514 through **HB 1545** were read the second time.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

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

HCR 12 - Rules

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 31 - Judiciary
HJR 42 - Local Government
HJR 43 - Conservation and Natural Resources
HJR 44 - Veterans
HJR 45 - Judiciary
HJR 46 - Special Committee on General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1046 - Insurance Policy
HB 1114 - Workforce Development and Workplace Safety
HB 1117 - Transportation
HB 1128 - Retirement
HB 1183 - Children and Families
HB 1184 - Judiciary
HB 1185 - Judiciary
HB 1186 - Workforce Development and Workplace Safety
HB 1187 - Workforce Development and Workplace Safety

- HB 1188** - Professional Registration and Licensing
- HB 1189** - Retirement
- HB 1190** - Local Government
- HB 1191** - Senior Citizen Advocacy
- HB 1192** - Corrections and Public Institutions
- HB 1193** - Conservation and Natural Resources
- HB 1194** - Elections
- HB 1195** - Judiciary
- HB 1196** - Children and Families
- HB 1197** - Crime Prevention and Public Safety
- HB 1198** - Judiciary
- HB 1199** - Crime Prevention and Public Safety
- HB 1201** - Local Government
- HB 1202** - Crime Prevention and Public Safety
- HB 1203** - Crime Prevention and Public Safety
- HB 1204** - Judiciary
- HB 1205** - Crime Prevention and Public Safety
- HB 1206** - Ways and Means
- HB 1208** - Senior Citizen Advocacy
- HB 1211** - Job Creation and Economic Development
- HB 1212** - Senior Citizen Advocacy
- HB 1213** - Workforce Development and Workplace Safety
- HB 1214** - Ways and Means
- HB 1215** - Senior Citizen Advocacy
- HB 1217** - Judiciary
- HB 1218** - Elementary and Secondary Education
- HB 1219** - Senior Citizen Advocacy
- HB 1220** - Crime Prevention and Public Safety
- HB 1221** - Children and Families
- HB 1222** - Health Care Policy
- HB 1224** - Local Government
- HB 1225** - Local Government
- HB 1226** - Health Care Policy
- HB 1227** - Financial Institutions
- HB 1228** - Job Creation and Economic Development
- HB 1230** - Conservation and Natural Resources
- HB 1232** - Special Committee on Healthcare Facilities
- HB 1233** - Judiciary
- HB 1234** - Special Committee on Student Achievement and Finance
- HB 1237** - Veterans
- HB 1238** - Local Government
- HB 1239** - Judiciary
- HB 1240** - Judiciary
- HB 1241** - Corrections and Public Institutions
- HB 1242** - Judiciary
- HB 1249** - Job Creation and Economic Development
- HB 1310** - Crime Prevention and Public Safety

HB 1339 - Professional Registration and Licensing
HB 1341 - Judiciary
HB 1345 - Judiciary
HB 1391 - Transportation
HB 1401 - Judiciary
HB 1411 - Professional Registration and Licensing
HB 1416 - Agriculture Policy
HB 1444 - Children and Families
HB 1456 - Workforce Development and Workplace Safety
HB 1461 - Special Committee on General Laws
HB 1467 - Crime Prevention and Public Safety
HB 1485 - Children and Families
HB 1502 - Elementary and Secondary Education
HB 1503 - Judiciary

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SB 578 - Crime Prevention and Public Safety

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

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

HB 1014, introduced by Representative Icet, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2006.

INTRODUCTION OF HOUSE BILLS

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

HB 1546, introduced by Representatives Meadows, Kratky, Wildberger, Darrough, George, Whorton, Deeken, Roorda and Casey, relating to sales tax exemptions.

HB 1547, introduced by Representatives Pearce, Weter, Yates, Fisher, Nolte, LeVota, Whorton, Page, Cunningham (86), Wasson, Wood, Corcoran, Yaeger, Pratt, Wildberger, Witte, Munzlinger, Flook, Kraus and Moore, relating to unsolicited commercial electronic mail.

HB 1548, introduced by Representatives Pearce, Weter, Yates, Fisher, Nolte, LeVota, Whorton, Page, Cunningham (86), Wasson, Wood, Sater, Wilson (119), Dusenberger, Corcoran, Yaeger, Wilson (130), Pratt, Wildberger, Witte, Munzlinger, Flook, Kraus, Moore and Guest, relating to the telemarketing no-call list.

HB 1549, introduced by Representatives Pearce, Weter, Fisher, Nolte, LeVota, Whorton, Cunningham (86), Wasson, Wood, Sater, Wilson (119), Dusenbergh, Corcoran, Yaeger, Wilson (130), Witte, Meadows, Flook, Kraus, Moore and Guest, relating to exempting certain individuals from proving lawful presence in order to obtain a driver's license.

HB 1550, introduced by Representatives Pearce, Weter, Fisher, Nolte, LeVota, Wasson, Wood, Dusenbergh, Yaeger, Witte, Meadows and Flook, relating to evidence of hazardous materials.

HB 1551, introduced by Representatives Tilley and Robinson, relating to barbers and barber establishments.

HB 1552, introduced by Representatives Brown (50), Jackson, Bland, Schad, Zweifel, Villa, Hubbard, Bowman, Meadows, Storch, Rucker, Aull, Salva, Johnson (47), Baker (25), Kuessner, Wright-Jones, Roorda, Darrough, Wildberger, Schoemehl, Bringer, Silvey, McGhee, Day, Whorton, Haywood, Vogt, Chappelle-Nadal, Faith, Yates, Hunter, Phillips, Dempsey, Loehner, Flook, Stevenson, Kratky, Fisher, Donnelly, LeVota, Walsh, Parker, El-Amin, Sanders Brooks, Nance, Jones, Sander, Avery, Young, Dougherty and Cunningham (145), relating to veterans.

HB 1553, introduced by Representatives Cooper (120), Cooper (155), Wilson (119), Weter, Loehner, Whorton, Guest, Henke and Robb, relating to blasting and excavation.

HB 1554, introduced by Representatives Fraser, Chappelle-Nadal, Donnelly, Yaeger, Lampe, Storch, Bogetto, Sanders Brooks, Low (39), Johnson (61) and Hughes, relating to licensure of homes for children.

HB 1555, introduced by Representatives Yaeger, Harris (110), Meadows, Darrough, McGhee, Wildberger, Wright-Jones, Kuessner, Wood, Bivins, Lampe and Spreng, relating to child visitation rights.

HB 1556, introduced by Representatives Behnen, Quinn, Munzlinger, Hobbs and Chinn, relating to hand fishing.

HB 1557, introduced by Representatives Roorda, Bogetto, Yaeger, Lampe, Witte, Meadows, Moore, Harris (23), Wildberger, Wright-Jones, Jones, Parson, Schaaf, Oxford, Casey, Harris (110), Jackson, Bowman, Storch, Darrough, Jolly, Johnson (90), Hughes, Bringer, Schoemehl, Corcoran, Swinger, Spreng, Skaggs, Baker (25), Robinson, Aull, Brown (50), Chappelle-Nadal, El-Amin, Salva, Day, Bruns, Rucker, Henke, Dougherty, Kuessner, Whorton, Bland, Shoemyer, LeVota, Meiners, Young, Black, Kraus, Pearce, Flook, Sater, Wagner, George, Tilley, Fisher, Kratky, Johnson (61), Zweifel, Walsh, Villa, Boykins, Faith, Wallace and Denison, relating to solvents.

HB 1558, introduced by Representatives Roorda, Jolly, Yaeger, Casey, Bogetto and Meadows, relating to motorcycle stunt driving.

HB 1559, introduced by Representatives Cunningham (86), Ruestman, Harris (110), Flook, Nolte and Wildberger, relating to donation of food.

HB 1560, introduced by Representative Bearden, relating to medical assistance.

HB 1561, introduced by Representative Bearden, relating to used car dealer courses.

HB 1562, introduced by Representatives Henke, Kuessner, Zweifel, LeVota, Walsh, Wildberger, Young, Dougherty, Skaggs, Wright-Jones, Schaaf, Yaeger, Corcoran, Darrough, Meadows, Spreng, George, Burnett, Swinger, Harris (110), Meiners, Wilson (119), Fraser, Faith, Aull and Threlkeld, relating to exempting certain individuals from proving lawful presence in order to obtain a driver's license.

HB 1563, introduced by Representatives Day, Jackson, Wasson, Dethrow, Fisher, Sander, Smith (150), Bivins, Richard, Sater, Schad, Pearce, Cunningham (86), Tilley, Kraus, Wilson (119) and Smith (14), relating to income tax exemptions for military pensions.

HB 1564, introduced by Representative Day, relating to transient guest taxes.

HB 1565, introduced by Representative Yates, relating to student enrollment hearings.

HB 1566, introduced by Representatives Lowe (44), Walsh, Meiners, Corcoran, George, Hughes, Storch, Baker (25), Wagner, Jolly, Fraser, Spreng, Yaeger, Darrough, Lowe (39), Oxford, Dougherty, Wildberger, Bland, Bowman, Young, Salva, Chappelle-Nadal, Curls, Kratky, Bogetto, Zweifel, Vogt, Daus, Burnett, Sanders Brooks, Johnson (61), Boykins, Wright-Jones, Walton, Whorton, Schoemehl, Lampe and Meadows, relating to employment practices relating to gender.

HB 1567, introduced by Representative Sater, relating to Medicaid.

HB 1568, introduced by Representatives Kuessner, Donnelly, Burnett, Wright-Jones, Walsh, Swinger, Lampe, George, Fraser, Harris (23), Witte, Hoskins, Sanders Brooks, Low (39), Henke, Robinson, Curls, Vogt, Hubbard, Bowman, Liese, Wagner, Skaggs, Kratky, Shoemyer, Yaeger, Meadows, Casey, Oxford, Roorda, Salva, Brown (50), Chappelle-Nadal, Schoemehl, Harris (110), Corcoran, Dougherty, Bogetto, Jolly, Boykins, Spreng, LeVota, El-Amin, Meiners, Storch, Zweifel, Aull, Johnson (90), Page, Baker (25), Darrough, Bringer, Johnson (61), Young, Lowe (44), Daus, Hughes, Haywood, Villa, Walton, Bland and Rucker, relating to health care benefits.

HB 1569, introduced by Representatives El-Amin, Chappelle-Nadal, Walton, Bland, Low (39), Bowman, Hoskins, Boykins, Johnson (61), Rucker, Sanders Brooks, Baker (25) and Oxford, relating to civilian review boards.

HB 1570, introduced by Representatives El-Amin, Chappelle-Nadal, Bland, Bowman, Low (39), Hoskins, Oxford, Villa, Johnson (61), Fraser, Rucker and Sanders Brooks, relating to jury service.

HB 1571, introduced by Representatives Dixon, Viebrock, Marsh, Aull and Denison, relating to Missouri court-appointed special advocate programs.

WITHDRAWAL OF HOUSE BILL

January 26, 2006

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

Dear Mr. Davis:

I respectfully request that **House Bill No. 1458** be withdrawn.

Thank you.

Sincerely,

/s/ Jeneé Lowe

The following member's presence was noted: Hobbs.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, January 30, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 1.
There will be a fifteen minute presentation by Farm Credit Systems.
Executive session will be held on: HB 1270

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 4.
Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 4.
Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - EDUCATION

Monday, January 30, 2006, 10:30 a.m. Hearing Room 1.
Presentation of the Governor's recommendations for the Department of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 1.

Begin mark-up for Department of Elementary and Secondary Education.

Possible Executive session.

Committee may reconvene at 2:45 p.m. if necessary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 7.

Budgets to be reviewed: Office of Administration, Operating continued, Public Debt, and Employee Benefits.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 31, 2006, 2:45 p.m. Hearing Room 7.

Office of Administration continued.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: Elected Officials, Governor, Lieutenant Governor, Secretary of State, Treasurer, and State Auditor.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 3.

Public and Provider testimony to be heard.

Session will reconvene at 2:45 p.m.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 3.

Public and Provider testimony to be heard.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 6.

Budget presentation for the Department of Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 2:45 p.m. Hearing Room 6.

The Department of Corrections will finish their budget presentation and the Department of Public Safety will begin their budget presentation.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 6.

Budget presentations will be taking place for the Department of Public Safety.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 5.

Public testimony from the Departments of Transportation, Economic Development, Insurance, and Labor.

Executive session to follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 5.

Public testimony from the Departments of Transportation,
Economic Development, Insurance, and Labor.

Executive session to follow.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 31, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1095, HB 1310

HIGHER EDUCATION

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1060, HB 1428, HB 1036

TOURISM

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: HB 1157

TRANSPORTATION

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 1.

Public hearings to be held on: HB 1391, HB 1043, HB 1165

VETERANS

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 978, HB 1118, HB 1138, HB 1141, HB 1427

HOUSE CALENDAR

FOURTEENTH DAY, MONDAY, JANUARY 30, 2006

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 1014

HOUSE BILLS FOR SECOND READING

HB 1546 through HB 1571