

# JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

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TWENTY-SECOND DAY, MONDAY, FEBRUARY 13, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

You, Lord, are our God! You hear us when we lift our voices to You. You, alone, have the power to fulfill all of our petitions and to keep us calm in every situation.

We know that ultimately we are accountable to You for each decision and act, so lead us in the way of truth and guide us by Your eye and strong right hand.

May Your hand of healing be upon loved ones who may be ill, Your hand of guidance on spouses managing households and civic responsibilities, Your hand of comfort upon our children who miss us dearly when we are away, and Your hand of prudent direction on each of us as we proceed with this week's agenda.

Now may the Lord of Peace, Himself, continually grant us peace in every circumstance. The Lord be with us all.

For it is in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-first day was approved as printed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Black	Bogetto	Boykins
Bringer	Brooks	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	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jolly	Jones	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	Robb
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	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: 009

Bivins	Bland	Bowman	Brown 30	Flook
Johnson 90	Liese	Page	Walton	

VACANCIES: 003

## HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 581 - Representative Smith (150)  
 House Resolution No. 582  
 and  
 House Resolution No. 583 - Representative Baker (25)  
 House Resolution No. 584 - Representative Bruns  
 House Resolution No. 585 - Representative Phillips  
 House Resolution No. 586  
 and  
 House Resolution No. 587 - Representative Jones  
 House Resolution No. 588 - Representative Whorton  
 House Resolution No. 589 - Representative Wilson (119)  
 House Resolution No. 590 - Representative May  
 House Resolution No. 591 - Representative Pollock  
 House Resolution No. 592  
 and  
 House Resolution No. 593 - Representative Nance  
 House Resolution No. 594 - Representative Wilson (130)  
 House Resolution No. 595 - Representative Wilson (119)  
 House Resolution No. 596 - Representative Schaaf  
 House Resolution No. 597 - Representative Smith (14)

## SECOND READING OF HOUSE BILLS

**HB 1716** through **HB 1738** were read the second time.

## **SECOND READING OF SENATE BILLS**

**SB 645** and **SCS SBs 858 & 868** were read the second time.

## **HOUSE CONCURRENT RESOLUTION**

**HCR 9**, relating to the Comprehensive Cancer Action Plan, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **HCR 9** was adopted.

## **REFERRAL OF HOUSE BILL**

The following House Bill was referred to the Committee indicated:

**HB 1276** - Rules

## **COMMITTEE REPORTS**

**Committee on Children and Families**, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1071**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

**Committee on Insurance Policy**, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1155**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

**Committee on Job Creation and Economic Development**, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

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

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1070**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

**Committee on Veterans**, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1078**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

**Committee on Workforce Development and Workplace Safety**, Chairman Hunter reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 1456**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

### INTRODUCTION OF HOUSE JOINT RESOLUTION

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

**HJR 49**, introduced by Representatives Wright (137) and Avery, relating to protecting the display of religious documents.

### INTRODUCTION OF HOUSE BILLS

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

**HB 1739**, introduced by Representatives Dusenberg, Pratt, Yates, Myers, Stevenson, McGhee, Swinger, Black, Quinn, Guest, Harris (110), Fraser, Kelly, Schlottach, Hobbs, Wildberger and LeVota, relating to agricultural property loans.

**HB 1740**, introduced by Representative Wright (137), relating to resident individual tax rates.

**HB 1741**, introduced by Representative Hoskins, relating to income tax credit for the elderly.

**HB 1742**, introduced by Representatives Portwood, Jetton, Wright (137), Bearden, Yates, Cooper (158), Munzlinger, Bruns, Nance, Bivins, Muschany, Lipke, Icet, Dempsey, Cunningham (86), Threlkeld, Dusenberg, Dethrow, Wasson, Fisher, Pollock, Phillips, Jones, Sander, Silvey, May, Smith (150), Lembke, Richard, Dixon, Hobbs, Nieves, Nolte, Franz, Stevenson, Hoskins, Kraus, Curls, Walton, Ruestman, Kratky, Wood, Wright (159), Chappelle-Nadal, Deeken, Hunter, Day, Weter, Wallace, Cooper (120), Bowman, Lampe, Fares, Storch, Page and Moore, relating to medical assistance eligibility for certain persons.

**HB 1743**, introduced by Representative Hoskins, relating to voter registration.

**HB 1744**, introduced by Representative Johnson (47), relating to alternate rate schedules.

**HB 1745**, introduced by Representative Johnson (47), relating to the issuance of bonds.

**HB 1746**, introduced by Representative Day, relating to veterans' programs.

**HB 1747**, introduced by Representative Schaaf, relating to standardized insurance forms.

**HB 1748**, introduced by Representative Sutherland, relating to base salary schedules for county officials.

**HB 1749**, introduced by Representatives Cooper (120) and Wasson, relating to sales and use taxes on utility services.

**HB 1750**, introduced by Representatives Muschany and Cunningham (86), relating to lapse of district corporate organization.

**HB 1751**, introduced by Representatives Munzlinger, Parson, Schad, Jones, Moore, Nieves, Cooper (120), Denison, Hobbs, Chinn, Darrough, Meadows, Dougherty, Dusenberg, Self, Whorton, Ruestman and Behnen, relating to the criminal justice system.

**HB 1752**, introduced by Representatives Munzlinger, Cooper (120), Brown (30), Jones, Moore, Nieves, Denison, Hobbs, Viebrock, Chinn, Darrough, Meadows, Dougherty, Dusenberg, Self, Whorton, Ruestman and Behnen, relating to forbidding prohibiting the storage of legally owned firearms or other weapons in a locked vehicle.

**HB 1753**, introduced by Representatives Munzlinger, Darrough, Jones, Myers, Cooper (120), Viebrock, Loehner, Quinn, May, Chinn, Hobbs and Behnen, relating to income tax credits for alternative fuel facilities.

### **WITHDRAWAL OF HOUSE BILL**

February 13, 2006

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

Dear Steve:

Please allow this letter to serve as my request to withdraw **House Bill No. 1049**.

If you have any questions, please contact my office.

Sincerely,

/s/ J. C. Kuessner

The following members' presence was noted: Bland, Bowman, Flook, Page and Walton.

## **ADJOURNMENT**

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, February 14, 2006.

## **COMMITTEE MEETINGS**

### **AGRICULTURE POLICY**

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 1333, HB 1349, HB 1446

### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 6.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Committee will reconvene at 2:45 p.m. in Hearing Room 4.

Executive session may follow.

### **APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES**

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 4.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

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

Executive session may follow.

### **APPROPRIATIONS - GENERAL ADMINISTRATION**

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 7.

Mark up for Department of Revenue, Office of Administration,

Statewide Elected Officials, Judiciary, Public Defender, and General Assembly.

### **APPROPRIATIONS - GENERAL ADMINISTRATION**

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 7.

Mark up Department of Revenue, Office of Administration,

Statewide Elected Officials, Judiciary, Public Defender, and General Assembly.

Executive session may follow.

### **APPROPRIATIONS - GENERAL ADMINISTRATION**

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 7.

Mark up on Office of Administration-Public Debt, Department of Revenue,

Office of Administration-Employee Benefits, Statewide Elected Officials,

Judiciary-Public Defender, and General Assembly.

### **APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES**

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 3.

Budget overview of Governor's recommendations for the Department of Social Services.

Committee will reconvene at 2:45 p.m.

**APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES**

Wednesday, February 15, 2006, 2:30 p.m. Hearing Room 3.

Mark up for departments will begin. Executive session may follow. AMENDED

**APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 6.

Mark up will begin. Executive session may follow.

**APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS**

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 6.

Mark up will continue. Executive session may follow.

**APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT**

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.  
Executive session may follow.

**APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT**

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.  
Executive session may follow.

**APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT**

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.  
Executive session may follow.

**BUDGET**

Thursday, February 16, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow. AMENDED

Public hearing to be held on: HB 1014

**CHILDREN AND FAMILIES**

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1485, HB 1539

**CRIME PREVENTION AND PUBLIC SAFETY**

Tuesday, February 14, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1311, HB 1316, HB 1386, HB 1393, HB 1443

**ELECTIONS**

Tuesday, February 14, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 977, HB 1194, HB 1355

#### FINANCIAL INSTITUTIONS

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow. CANCELLED

Public hearing to be held on: HB 1480

#### HIGHER EDUCATION

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 4.

Public hearing to be held on: HB 1251

Executive session will be held on: HB 1060, HB 1036

#### JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 15, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1348, HB 1398, HB 1521

#### JUDICIARY

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1053, HB 1256, HB 1353

#### LOCAL GOVERNMENT

Thursday, February 16, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1688, HB 1343, HB 1238, HB 1647, HB 1424

#### PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 15, 2006, 12:00 p.m. Hearing Room 1.

Educational meeting to be held.

Topic of discussion will be M.D.'s, D.O.'s, A.P.R.N.'s, and Physician Assistants

#### RETIREMENT

Wednesday, February 15, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1268, HB 1356, HB 1357, HB 1466

#### SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, February 14, 2006, 5:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1351

#### SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow. CANCELLED

Public hearings to be held on: HB 1092, HB 1137



**SPECIAL COMMITTEE ON HEALTHCARE FACILITIES**

Wednesday, February 15, 2006, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1620, HB 1537

**SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE**

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1180, HB 1275

**TRANSPORTATION**

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 1.

Executive session will follow.

Public hearings to be held on: HB 994, HB 1255, HB 1378, HB 1382

**VETERANS**

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 984, HB 1237, HB 1470, HB 1491

**HOUSE CALENDAR**

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 14, 2006

**HOUSE JOINT RESOLUTION FOR SECOND READING**

HJR 49

**HOUSE BILLS FOR SECOND READING**

HB 1739 through HB 1753