

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-SECOND DAY, WEDNESDAY, APRIL 26, 2006

The House met pursuant to adjournment.

Representative Cooper (120) in the Chair.

Prayer by Reverend James Earl Jackson.

Blessed be the Lord, who is our rock. You give us strength and skill for each day's encounter.

O Lord, who are we that You even notice us? For we are but a breath; our days are like a passing shadow. Yet You continue to shower us with Your goodness and mercy. You are our fortress, our tower of strength and safety.

When we feel overwhelmed, frustrated and anxious, You alone know which way we ought to turn for relief.

We are very much aware that our words and actions are far reaching: touching every man, woman, and child in our state. So we choose our words and actions wisely. We do not proceed as the naive or the brash, but with wisdom: listening attentively to You.

Now may the Lord of Peace Himself give us peace always in every way. The Lord be with us all.

For it's in the name of Your Son we pray. 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: Jake Burt, Abby Clutter, Chandra Eppenauer, Melissa Fletcher, Madeleine Marie Biggs, Brody David Smith, Emma Faith Lingle, Erik Michael Stryshak, Juliana Lynn Kehoe, Austin Dunn Lamkin, Anzori Misabishvili, Seitek Kulmamatov, Iryna Brunova and Jasmin Klepper.

The Journal of the sixty-first day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2644

through

House Resolution No. 2671 - Representative Black

House Resolution No. 2672 - Representative Spreng

House Resolution No. 2673 - Representative Kuessner

House Resolution No. 2674

and

House Resolution No. 2675 - Representative Loehner

House Resolution No. 2676 - Representative Fares

House Resolution No. 2677 - Representative Munzlinger
House Resolution No. 2678 - Representative Baker (123)
House Resolution No. 2679 - Representative Harris (23), et al.
House Resolution No. 2680 - Representative McGhee
House Resolution No. 2681
through
House Resolution No. 2708 - Representative Black
House Resolution No. 2709 - Representative Shoemyer

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SBs 872, 754 & 669** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

SPECIAL RECOGNITION

Everet Baker was introduced by Representative Baker (123) and recognized as an Outstanding Missourian.

THIRD READING OF SENATE BILL

HCS SB 837, relating to insurance board membership, was taken up by Representative Yates.

On motion of Representative Yates, **HCS SB 837** was adopted.

On motion of Representative Yates, **HCS SB 837** was read the third time and passed by the following vote:

AYES: 131

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Boykins
Brown 50	Bruns	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	Guest	Harris 23	Haywood	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	May	McGhee	Meadows
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce

Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Wood	Wright 159	Wright-Jones	Yates	Young
Mr Speaker				

NOES: 021

Bland	Bowman	Bringer	Burnett	Darrough
Donnelly	Frame	Harris 110	Henke	Kuessner
Low 39	Lowe 44	Oxford	Robinson	Rucker
Shoemyer	Vogt	Wildberger	Witte	Yaeger
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Brooks	Brown 30	Corcoran	George
Marsh	Meiners	Moore	Roark	Walsh
Wright 137				

Representative Cooper (120) declared the bill passed.

PERFECTION OF HOUSE BILLS

HB 1423, relating to securities regulations, was taken up by Representative Page.

On motion of Representative Page, **HB 1423** was ordered perfected and printed.

HCS HB 1036, relating to video instructional materials, was taken up by Representative Sander.

On motion of Representative Sander, **HCS HB 1036** was adopted.

On motion of Representative Sander, **HCS HB 1036** was ordered perfected and printed.

HCS HB 1347, relating to higher education course requirements, was taken up by Representative Myers.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1347, Page 2, Section 177.011, Line 20, by inserting immediately after the numeral “(1)” the following:

“Beginning with first-time freshmen who enroll on or after August 28, 2007,”; and

Further amend said bill, section, and page, Line 35, by adding after all of said line the following:

“(3) The coordinating board may promulgate rules to implement the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This subsection and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.”; and

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

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

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

On motion of Representative Myers, **HCS HB 1347, as amended**, was ordered perfected and printed.

HCS HB 1137, relating to alternative fuel and vehicles, was taken up by Representative Darrough.

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

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1137, Page 2, Section 640.8030, Line 5, by inserting after the word **“industry,”** the following:

“one member from the fuel marketer/retailer industry,”; and

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

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

On motion of Representative Darrough, **HCS HB 1137, as amended**, was adopted.

On motion of Representative Darrough, **HCS HB 1137, as amended**, was ordered perfected and printed.

HB 1536, relating to lead abatement, was taken up by Representative Schaaf.

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

House Amendment No. 1

AMEND House Bill No. 1536, Page 3, Section 701.337, Line 1, by inserting before said line the following:

“8. The director is authorized to issue administrative consent orders in the settlement of any proceeding brought under this section.”; and

Further amend said bill, Page 3, Section 701.337, Line 14, by inserting before the word “repayments” the following:

“settlement proceeds received by the director pursuant to subsection 8 of section 701.317, RSMo.”; and

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

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

On motion of Representative Schaaf, **HB 1536, as amended**, was ordered perfected and printed.

HCS HB 1761, relating to surface mining and excavation, was taken up by Representative Loehner.

HCS HB 1761 was laid over.

HB 1885, relating to the Real Estate Appraisers Commission, was taken up by Representative Behnen.

On motion of Representative Behnen, **HB 1885** was ordered perfected and printed.

HCS HB 1082, relating to health care liens, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HB 1082** was adopted.

On motion of Representative Dempsey, **HCS HB 1082** was ordered perfected and printed.

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HBs 1270 & 1027, as amended, relating to ethanol-blended fuel, was taken up by Representative Behnen.

Representative Behnen moved that the House refuse to adopt **SCS HCS HBs 1270 & 1027, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

PERFECTION OF HOUSE BILLS

HB 1704, with House Committee Amendment No. 1, relating to proof of lawful presence, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **House Committee Amendment No. 1** was adopted.

HB 1704, as amended, was laid over.

HCS HB 1970, relating to the damage of field crop products, was taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **HCS HB 1970** was adopted.

On motion of Representative Munzlinger, **HCS HB 1970** was ordered perfected and printed.

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

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2710

through

House Resolution No. 2713 - Representative Schoemehl

House Resolution No. 2714 - Representative Villa

House Resolution No. 2715 - Representative Bivins

House Resolution No. 2716

and

House Resolution No. 2717 - Representative Fares

House Resolution No. 2718

through

House Resolution No. 2720 - Representative Lipke

House Resolution No. 2721 - Representative Wasson

House Resolution No. 2722

through

House Resolution No. 2725 - Representative Quinn

House Resolution No. 2726 - Representative Baker (25)

House Resolution No. 2727

and

House Resolution No. 2728 - Representative Cooper (158)

House Resolution No. 2729

through

House Resolution No. 2731 - Representative Guest

House Resolution No. 2732
 through
 House Resolution No. 2745 - Representative Smith (118)
 House Resolution No. 2746
 through
 House Resolution No. 2791 - Representative Hobbs
 House Resolution No. 2792 - Representative Cooper (158)

SPECIAL RECOGNITION

Judge Ellen S. Roper was introduced by Representative Robb and recognized as an Outstanding Missourian.

PERFECTION OF HOUSE BILL

HCS HB 1814, relating to language of official proceedings, was taken up by Representative Nieves.

Representative Richard assumed the Chair.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Guest
Hobbs	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 048

Aull	Baker 25	Bland	Bowman	Bringer
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Darrough	Daus	Donnelly	El-Amin
Fraser	George	Harris 110	Haywood	Hoskins

Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Robinson
Roorda	Rucker	Salva	Schoemehl	Skaggs
Villa	Vogt	Walton	Wildberger	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 012

Bogetto	Boykins	Brooks	Dake	Dougherty
Harris 23	Henke	LeVota	Page	Shoemyer
Storch	Whorton			

ABSENT WITH LEAVE: 008

Bean	Brown 30	Marsh	Schneider	Spreng
Swinger	Wagner	Walsh		

On motion of Representative Nieves, **HCS HB 1814** was adopted.

On motion of Representative Nieves, **HCS HB 1814** was ordered perfected and printed.

THIRD READING OF SENATE BILL

HCS SCS SB 666, relating to fire protection, was taken up by Representative Brunns.

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

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Section 320.336, Page 3, Line 3, by deleting the word “**or**” in the third instance; and

Further amend said section, said page, Line 4, by inserting immediately after the word “**firefighter**” the following:

“, **Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team**”; and

Further amend said section, said page, Line 6, by inserting immediately after the word “**firefighter**” in the first instance the following:

“, **a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team**”; and

Further amend said line, by inserting immediately after the word “**firefighter**” in the second instance the following:

“, **a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team**”; and

Further amend said section, said page, Line 10, by inserting immediately after the word “**firefighter**” the following:

“, a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 12, by inserting immediately after the word “**firefighter**” the following:

“, a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or a member of Urban Search and Rescue Team”; and

Further amend said section, said page, Line 13, by inserting immediately after the word “**firefighter**” the following:

“, a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 15, by inserting immediately after the word “**firefighter**” the following:

“a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 17, by inserting immediately after the word “**department**” the following:

“or the commander of Missouri-1 Disaster Medical Assistance Team”; and

Further amend said section, said page, Line 19, by inserting immediately after the word “**firefighter**” the following:

“, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 21, by inserting immediately after the word “**firefighter**” the following:

“, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

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

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

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

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Page 4, Section 320.339, Line 8, by inserting after all of said line the following:

"537.135. 1. For the purposes of this section, "emergency personnel" means a firefighter, peace officer, or emergency medical personnel.

2. In addition to any other right of action or recovery otherwise available under law, any emergency personnel who suffers any injury, disease, or death while in the lawful discharge of his or her official duties, caused directly by another's reckless, malicious, or negligent act, may seek recovery and damages from such other person.

3. The provisions of this section shall not apply to the acts or omissions of such emergency personnel's employer or co-employees, as provided for under Missouri workers' compensation law, nor shall this section in any other way alter or amend Missouri workers' compensation law."; and

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

On motion of Representative Bruns, **House Amendment No. 2** was adopted.

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

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Page 2, Section 320.200, Line 24, by inserting after said line the following:

"320.201. No public or private employer may terminate an employee who is a firefighter and a member as defined in section 87.120 with seven or more years of service if such member resides outside of the boundaries of any school district that has been designated as unaccredited for at least one year or provisionally accredited for four or more consecutive years in any ten year period."

Representative Wildberger offered **House Amendment No. 1 to House Amendment No. 3**.

Representative Burnett raised a point of order that **House Amendment No. 1 to House Amendment No. 3** is not a true amendment to the amendment.

Representative Richard requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Portwood, **House Amendment No. 3** was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Brown 50
Bruns	Burnett	Chinn	Cooper 120	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Day
Deeken	Dempsey	Denison	Dixon	Dougherty
Dusenberg	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Harris 23	Harris 110
Hughes	Hunter	Ice	Jackson	Johnson 90
Jones	Kelly	Kingery	Kraus	Lager
Lembke	LeVota	Loehner	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parson
Phillips	Pollock	Portwood	Pratt	Quinn
Roark	Robb	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Shoemyer	Silvey

Smith 14	Smith 150	Stevenson	St. Onge	Storch
Threlkeld	Tilley	Viebrock	Wallace	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Young	Mr Speaker

NOES: 053

Aull	Baker 25	Bivins	Black	Bland
Bowman	Boykins	Bringer	Casey	Chappelle-Nadal
Cooper 155	Curls	Darrough	Daus	Davis
Dethrow	Donnelly	El-Amin	Emery	Frame
George	Haywood	Henke	Hobbs	Hoskins
Hubbard	Johnson 47	Johnson 61	Kratky	Kuessner
Lampe	Liese	Lipke	Low 39	Oxford
Pearce	Richard	Robinson	Schneider	Schoemehl
Skaggs	Smith 118	Spreng	Sutherland	Swinger
Villa	Vogt	Walton	Wasson	Witte
Wright-Jones	Yaeger	Zweifel		

PRESENT: 007

Bogetto	Brooks	Fraser	Jolly	Lowe 44
Rucker	Whorton			

ABSENT WITH LEAVE: 008

Bean	Brown 30	Marsh	Page	Parker
Rector	Wagner	Walsh		

Representative Ruestman offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Section A, Page 1, Line 3, by inserting immediately after all of said line the following:

“135.610. 1. For all tax years beginning on or after January 1, 2006, any taxpayer who is a volunteer firefighter in this state shall be allowed a credit against the tax otherwise due under chapter 143, RSMo, excluding withholding tax imposed by sections 143.191 to 143.265, RSMo.

2. The credit authorized in this section shall be claimed as follows:

(1) The taxpayer may claim a credit in the amount of one hundred eighty dollars in the first tax year the taxpayer claims the credit if the taxpayer has completed at least twelve hours of any firefighter training program approved by the office of the state fire marshal before or in the tax year for which the credit is claimed. The taxpayer may claim the credit authorized in this subdivision in each subsequent tax year if the taxpayer completes at least twelve hours of any firefighter training program approved by the office of the state fire marshal in such subsequent tax year;

(2) After the initial tax credit is claimed under subdivision (1) of this subsection and the taxpayer has completed at least thirty hours of any firefighter training program approved by the office of the state fire marshal, the taxpayer may claim a credit in the amount of three hundred sixty dollars in each tax year if the taxpayer has completed at least twelve hours of firefighter training program approved by the office of the state fire marshal in the tax year the taxpayer claims the credit under this subdivision and has within the previous five years received at least twelve hours of training, to include but not limited to the following areas:

- (a) Hazardous materials;**
- (b) Incident management systems; and**
- (c) Weapons of mass destruction.**

3. The state fire marshal may develop or approve existing training programs for volunteer firefighters, may establish procedures for providing documentation that the taxpayer is a volunteer firefighter in good standing with a registered fire department, as required in chapter 320, RSMo, and has completed the training requirements in this section, and may promulgate rules to implement the provisions of this section.

4. The tax credit allowed by this section shall be claimed by the qualified taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143, RSMo, after all other credits provided by law have been applied. If the amount of the tax credit exceeds the taxpayer's tax liability, the difference shall not be refundable but may be carried forward to any of the taxpayer's four subsequent taxable years.

5. The director of revenue shall establish the procedure by which the tax credit in this section may be claimed, and shall promulgate rules to implement the provisions of this section.

6. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

7. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

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

Representative Skaggs raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Richard requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Ruestman, **House Amendment No. 4** was adopted.

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

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Page 4, Section 320.339, Line 8, by inserting after all of said line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, any firefighter employed by a municipal fire department or a fire protection district shall be prohibited from campaigning for any issue or candidate while he or she is in official department uniform."; and

Further amend the title and enacting clause accordingly.

HCS SCS SB 666, as amended, with House Amendment No. 5, pending, was laid over.

PERFECTION OF HOUSE JOINT RESOLUTION

HJR 55, relating to compensation of public officials, was taken up by Representative Lipke.

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

House Amendment No. 1

AMEND House Joint Resolution No. 55, Section 3, Page 4, Line 94, by inserting immediately after the number “12.” the following:

“Beginning January 1, 2007,”; and

Further amend said page, Lines 98-99, by deleting all of said lines and inserting in lieu thereof:

“13. No compensation schedule filed by the commission after the effective date of this subsection shall take effect for members of the general assembly until January 1, 2009.”; and

Further amend Section B, Page 4, Line 8, by deleting the word “solely”; and

Further amend said line, by inserting immediately after the word “commission” the following:

“subject to voter referendum”; and

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

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

HJR 55, as amended, was laid over.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

HCS SB 1124 - Fiscal Review (Fiscal Note)

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCS SCR 24**, 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.

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCR 31**, 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.

HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE CONCURRENT RESOLUTION NO. 31

WHEREAS, Missouri's long-standing agriculture tradition continues to thrive and contribute to our economy and to our families; and

WHEREAS, the state of Missouri has maintained a robust and lucrative agriculture culture, frequently ranking in the top ten among states with regard to the number of operating farms, hay, cotton, and corn production, cattle, hog and turkey production, and more; and

WHEREAS, the economic benefits from these agricultural operations are profoundly important to our communities, to our state, and to our nation; and

WHEREAS the farm family is the backbone of our state, as we, a legislative body, do swear to uphold and promote our farming community and protect the freedoms we share; and

WHEREAS, with the introduction of the Missouri Animal ID Program, a coordinated effort between the Missouri Department of Agriculture and the United States Department of Agriculture (USDA), the issues of food security and personal freedom became a reality for Missouri agriculture producers; and

WHEREAS, the USDA National Animal Identification System (NAIS) is currently and should remain a voluntary program with regard to animal identification programs and marketing practices; and

WHEREAS, the members of the Missouri General Assembly oppose such animal identification programs being mandatory:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the United States Department of Agriculture to continue the National Animal Identification System program as a voluntary program to allow agricultural families to direct their own future; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the United States Department of Agriculture and the Missouri Department of Agriculture.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SCS SB 1229**, 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 Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 1023**, 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.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 1041**, 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 Elections, Chairman May reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **SB 689**, 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 Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 938**, 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.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1339**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 932**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SBs 1001, 896 & 761, as amended**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1250**, entitled:

An act to repeal sections 172.360, 174.130, 178.635, 178.780, and 285.025, RSMo, and to enact in lieu thereof twelve new sections relating to illegal aliens.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, April 27, 2006.

COMMITTEE MEETINGS

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, April 27, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONFERENCE COMMITTEE - APPROPRIATIONS

Friday, April 28, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONSERVATION AND NATURAL RESOURCES

Thursday, April 27, 2006, House Chamber side gallery upon morning adjournment.

Executive session.

ELECTIONS

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: SS#2 SCS SBs 1014 & 730

FINANCIAL INSTITUTIONS

Thursday, April 27, 2006, 9:45 a.m. House Chamber side gallery.

Executive session.

Public hearing to be held on: HB 2035

FISCAL REVIEW

Thursday, April 27, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HEALTH CARE POLICY

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 7.

Executive session. Amended notice #2. AMENDED

Public hearings to be held on: SCS SBs 567 & 792, SCS SBs 1239 & 1091

JOINT COMMITTEE ON TAX POLICY

Monday, May 1, 2006, 1:00 p.m. Hearing Room 1.

Department of Insurance, Examination and Tax Credit.

LOCAL GOVERNMENT

Thursday, April 27, 2006, 8:30 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: SB 874, SB 1102

RULES

Thursday, April 27, 2006, Hearing Room 7 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HCR 7, HR 558, HR 2439

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, April 27, 2006, Hearing Room 7 upon morning adjournment.

Public hearings to be held on: HCR 23, HCS HJR 31, HCS SS SCS SB 832

SENIOR CITIZEN ADVOCACY

Thursday, April 27, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: SCS SB 616

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SCS SB 1081, SS SCS SB 1236

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, May 2, 2006, 9:30 a.m. House Chamber side gallery.

Executive session only.

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Tuesday, May 2, 2006, 12:00 p.m. Hearing Room 5.

No Executive session.

Public hearing to be held on: SS SCS SBs 1210, 1244 & 844

TRANSPORTATION

Thursday, April 27, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session.

HOUSE CALENDAR

SIXTY-THIRD DAY, THURSDAY, APRIL 27, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55, as amended - Lipke

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)

- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HB 1651 & 1608 - Yates
- 23 HB 1930 - Hubbard
- 24 HB 2111 - Hubbard
- 25 HCS HB 1868 - Faith
- 26 HCS HB 2040 - Richard
- 27 HB 1537 - Schaaf
- 28 HCS HB 2047 - Johnson (47)
- 29 HCS#2 HB 2008, 1218 & 1062 - Muschany
- 30 HB 1946 - El-Amin
- 31 HB 1184 - Stevenson
- 32 HCS HB 1340, 1549, 1918 & 1998 - Schlottach
- 33 HCS HB 1968 - Zweifel
- 34 HCS HB 1147 - Bivins
- 35 HCS HB 1465 - Hunter
- 36 HCS HB 1600 - Viebrock
- 37 HCS HB 1730 - Schlottach

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1660 & 1269, as amended - Behnen
- 3 HCS HB 1620 - Sutherland
- 4 HCS HB 1141 - Jackson
- 5 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 6 HB 1499, as amended - May
- 7 HCS HB 1080, HA 1, pending - Schaaf

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 27, (4-20-06, Page 1176) - Burnett

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1075 - Davis
- 2 HB 1423 - Page
- 3 HCS HB 1036 - Sander
- 4 HCS HB 1347 - Myers
- 5 HCS HB 1137 - Darrough
- 6 HB 1536 - Schaaf
- 7 HB 1885 - Behnen
- 8 HCS HB 1082 - Dempsey
- 9 HCS HB 1970 - Munzlinger
- 10 HCS HB 1814 - Nieves

SENATE BILL FOR SECOND READING

SCS SB 1250

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 900 - Moore
- 2 SCS SB 1117 - Bruns
- 3 SB 558 - Rector
- 4 HCS SB 725 - Johnson (47)
- 5 SCS SB 749 - Ruestman
- 6 HCS SB 819 - Emery
- 7 SB 828 - Behnen
- 8 SB 871 - Daus
- 9 HCS SB 893 - Emery
- 10 SCS SB 934 - Tilley
- 11 SB 1016, E.C. - Schneider
- 12 SB 1020 - Moore
- 13 SB 1056 - Sutherland
- 14 SB 1094 - Wright (137)
- 15 SB 1155 - Tilley
- 16 SB 1177 - Dusenberg
- 17 SB 1207 - Black
- 18 SCS SB 580 - Baker (123)
- 19 SB 612, E.C. - Tilley

- 20 SB 618 - Baker (123)
- 21 SCS SB 650, E.C. - Dixon
- 22 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 23 HCS SB 712, E.C. - Bruns
- 24 SCS SB 747 - Bearden
- 25 HCS SCS SB 756 - Behnen
- 26 HCS SCS SB 769, E.C. - Wright (159)
- 27 SB 785 - Roorda
- 28 SCS SB 830 - Silvey
- 29 HCS SB 834 - Wilson (130)
- 30 SB 845 - Johnson (90)
- 31 SCS SB 870, E.C. - Cooper (158)
- 32 SB 881 - Robinson
- 33 SB 919 - Rector
- 34 SB 931 - Parson
- 35 SB 964 - Jackson
- 36 SB 990, HCA 1 - Bruns
- 37 SCS#2 SB 1003, E.C. - Bruns
- 38 HCS SB 1045 - Stevenson
- 39 SB 1057 - Behnen
- 40 SCS SB 1059 - Roorda
- 41 SCS SB 1060 - Jackson
- 42 SB 1085 - Cooper (155)
- 43 HCS SCS SB 1086, E.C. - Kratky
- 44 HCS SCS SB 1122 - Schaaf
- 45 SB 1139 - Yaeger
- 46 SB 1146 - Pratt
- 47 HCS SB 1165 - Bivins
- 48 SB 1189 - Dempsey
- 49 SB 1197 - Viebrock
- 50 SB 1208 - Pratt
- 51 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 614 - Sutherland
- 2 SB 766 - Bruns
- 3 SB 818 - Smith (118)
- 4 HCS SCS SB 666, as amended, HA 5, pending - Bruns
- 5 HCS SCS SB 773, (Fiscal Review 4-25-06) - Fisher
- 6 HCS SCS SB 878 - Stevenson
- 7 SCS SB 1026 - Day
- 8 HCS SCS SB 1048 - Schaaf
- 9 HCS SB 629 - Faith
- 10 HCS SB 697 - St. Onge
- 11 HCS SB 840 - St. Onge
- 12 HCS SS SCS SBs 872, 754 & 669 - St. Onge

- 13 HCS SB 980 - Moore
- 14 SCS SB 1008 - Myers
- 15 HCS SB 1017, (Fiscal Review 4-25-06) - Loehner
- 16 HCS SB 1084, E.C. - Scharnhorst
- 17 HCS SS SB 696 - Richard
- 18 SB 726 - May
- 19 HCS SS#2 SCS SB 583 - Lembke
- 20 SB 778 - Cooper (155)
- 21 SB 779 - Harris (110)
- 22 SB 822, E.C. - Sater
- 23 HCS SS SCS SB 892 - Cunningham (145)
- 24 HCS SB 908 - St. Onge
- 25 HCS SCS SB 1064 - St. Onge
- 26 HCS SB 735 - Pratt
- 27 SB 1101 - Schlottach
- 28 HCS SCS SB 1175 - Nance
- 29 SCS SB 1221 - Wasson
- 30 HCS SS SCS SB 590 - Kingery
- 31 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 32 HCS SS SCS SB 825 - Pearce
- 33 HCS SCS SB 915 - Rector
- 34 HCS SB 951 - Nance
- 35 HCS SB 1002 - Black
- 36 SS SB 1066 - Rector
- 37 HCS SB 1124, (Fiscal Review 4-26-06) - Behnen

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HCS HB 1270 & 1027, as amended
(request Senate recede/grant conference) - Behnen
- 2 HCS SCS SBs 1001, 896 & 761, as amended
(request House recede/grant conference), E.C. - St. Onge
- 3 HCS SCS SB 932,
(request House recede/grant conference) - Wilson (119)

BILLS IN CONFERENCE

- 1 SCS HB 1001 - Icet
- 2 SCS HCS HB 1002 - Icet
- 3 SCS HCS HB 1003 - Icet
- 4 SCS HCS HB 1004 - Icet
- 5 SCS HCS HB 1005 - Icet
- 6 SCS HCS HB 1006 - Icet
- 7 SCS HCS HB 1007 - Icet
- 8 SCS HB 1008 - Icet
- 9 SCS HB 1009 - Icet
- 10 SCS HCS HB 1010 - Icet

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- 11 SCS HCS HB 1011 - Icet
- 12 SCS HCS HB 1012 - Icet
- 13 SCS HB 1013 - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

HOUSE RESOLUTION

HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes