

# JOURNAL OF THE HOUSE

## VETO SESSION

Second Regular Session, 93rd GENERAL ASSEMBLY

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FIRST DAY, WEDNESDAY, SEPTEMBER 13, 2006

Speaker Jetton in the Chair.

Prayer by Representative Lanie Black.

What an honor to have been asked to pray on my last day as a member of this body.

I have thought about it for some time and believe that if we are to be successful, your business must become our business. We must love one another. We must forgive one another whether they be a member of our own party or a member of the other party.

We pray for Your inspiration and wisdom during the years to come.

We lift up the members of our armed forces where ever they are serving in the world.

We pray for our state and our nation during the upcoming elections in early November.

Amen.

The Pledge of Allegiance to the flag was recited.

## SPECIAL RECOGNITION

The Blair Oaks Falcons Baseball Team was introduced by Representative Bruns and recognized for attaining the Class 2A State Championship.

The Daniel Boone National All-Star Team was introduced by Representative Baker (25) and recognized for their participation in the 2006 Little League World Series.

## HOUSE RESOLUTION

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

### HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2006 Constitutional Veto Session and ready for consideration of business.

On motion of Representative Dempsey, **House Resolution No. 1** was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	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	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
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: 004

Brown 30	Corcoran	George	LeVota
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VACANCIES: 002

**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 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

**MESSAGES FROM THE GOVERNOR**

June 21, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1003** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Section 3.078

I hereby veto \$10,000,000 general revenue for the Access Missouri Scholarship Program. The failure to pass House Bill No. 1865 was clearly due to the General Assembly’s lack of agreement with regard to the scholarship program and a much larger higher education initiative.

Said section is vetoed in its entirety by \$10,000,000 to \$0 from General Revenue Fund.  
From \$10,000,000 to \$0 in total for the section.

On June 21, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1003**.

Respectfully submitted,

/s/ Matt Blunt  
Governor

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June 29, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1004** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, Office of Administration, the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Section 4.243

I hereby veto \$25,000 State Highways and Transportation Department Fund for the Mississippi River Parkway Commission. Section 226.445, RSMo directs that expenses of commission members shall be reimbursed from appropriations of general revenue. This appropriation is in conflict with that statute.

Said section is vetoed in its entirety by \$25,000 to \$0 from State Highways and Transportation Department Fund. From \$25,000 to \$0 in total for this section.

On June 29, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1004**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Matt Blunt  
Governor

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June 29, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1007** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, and Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Section 7.205

I hereby veto \$254,469 Public Counsel funds for the Office of Public Counsel. Enacting legislation was not passed; therefore, this funding mechanism does not exist.

Personal Service by \$219,708 from \$219,708 to \$0 from Public Counsel Fund.  
Expense and Equipment by \$34,761 from \$34,761 to \$0 from Public Counsel Fund.  
From \$254,469 to \$0 in total from Public Counsel Fund.  
From \$994,779 to \$740,310 in total for the section.

On June 29, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1007**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Matt Blunt  
Governor

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June 29, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1012** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive’s Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, various joint committees, for the expenses of the joint and interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

Section 12.400

I hereby veto \$155,760 general revenue for parking expenses. Under Section 600.040.1, RSMo these expenses are the responsibility of the participating counties.

Personal Service and/or Expense and Equipment by \$155,760 from \$28,252,080 to 28,096,320 from General Revenue Fund.

From \$30,493,582 to \$30,337,822 in total from General Revenue Fund.

From \$32,941,411 to \$32,785,651 in total for the section.

On June 29, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1012**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Matt Blunt  
Governor

**HOUSE BILLS VETOED FROM THE  
SECOND REGULAR SESSION**

Speaker Jetton read the following House Bills vetoed from the Second Regular Session:  
**CCS SCS HCS HB 1003, CCS SCS HCS HB 1004, CCS SCS HCS HB 1007, and CCS SCS HCS HB 1012.**

**HOUSE RESOLUTION**

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

**HOUSE RESOLUTION NO. 2**

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Section 32, Article III of the Constitution, made no motions to override the Governor's vetoes on **CCS SCS HCS HB 1003**, **CCS SCS HCS HB 1004**, **CCS SCS HCS HB 1007** and **CCS SCS HCS HB 1012** when the bills were called by the Speaker.

On motion of Representative Dempsey, **House Resolution No. 2** was adopted by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	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	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
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 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Brown 30

Corcoran

George

LeVota

Wright 137

VACANCIES: 002

Speaker Pro Tem Bearden assumed the Chair.

Speaker Jetton resumed the Chair.

### **ADJOURNMENT**

On motion of Representative Dempsey, the Veto Session of the Ninety-third General Assembly, Second Regular Session, adjourned sine die pursuant to the Constitution.

ROD JETTON

Speaker of the House

DANIEL ADAM CRUMBLISS

Chief Clerk of the House