

JOURNAL OF THE HOUSE

First Regular Session, 94th GENERAL ASSEMBLY

SIXTH DAY, THURSDAY, JANUARY 11, 2007

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Msgr. Donald W. Lammers.

On the day after the address of President Bush on the war in Iraq, let us pray for those in authority, as the scriptures guide us to do.

Almighty God, we pray for President Bush, the Secretary of Defense, all who advise them, and all who critique their decisions. Guide and challenge them all by Your grace, until they have purity of intention. Strengthen them with clarity of thought, full understanding and right judgment. We pray for the generals and other officers on the ground in Iraq. Give them courage and wisdom and proper concern for the innocent. We pray for all our armed forces serving in Iraq. Keep them safe.

We pray for the Prime Minister of Iraq and all who lead that government. Give them the wisdom and skill to develop a just and peaceful society.

Lord God, obeying Your word, we pray for the enemy. Heal them of their pain. Turn hatred to understanding.

Raise up leaders on all sides to work behind the scenes to discern the true causes of this war. Inspire those with the power on all sides to have the courage and integrity to remove the causes of war.

May our concern for the international involvements of our nation strengthen us today for our work here.

We pray Almighty God, our God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

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

AYES: 146

Aull	Baker 123	Bearden	Bivins	Bland
Brandom	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Cooper 155	Cooper 158	Corcoran	Cox
Cunningham 145	Cunningham 86	Curls	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fallert	Fares	Fisher	Frame
Franz	Funderburk	George	Grill	Grisamore
Guest	Harris 23	Harris 110	Haywood	Hobbs
Hodges	Holsman	Hoskins	Hubbard	Hunter
Ice	Johnson	Jones 89	Jones 117	Kelly

Kingery	Komo	Kratky	Kraus	Kuessner
Lampe	Lembke	LeVota	Lipke	Loehner
Low 39	Marsh	May	McClanahan	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Nance	Nasheed	Nieves	Nolte	Norr
Onder	Oxford	Parson	Pearce	Pollock
Portwood	Pratt	Quinn 7	Quinn 9	Richard
Robb	Robinson	Roorda	Rucker	Ruestman
Ruzicka	Salva	Sander	Sater	Scavuzzo
Schaaf	Schad	Scharnhorst	Schieffer	Schlottach
Schneider	Schoeller	Schoemehl	Self	Shively
Silvey	Smith 150	Spreng	Stevenson	St. Onge
Storch	Stream	Sutherland	Swinger	Talboy
Thomson	Threlkeld	Tilley	Todd	Viebrock
Villa	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zimmerman	Zweifel
Mr Speaker				

NOES: 009

Baker 25	Bowman	Daus	Donnelly	Flook
Lowe 44	Skaggs	Smith 14	Vogt	

PRESENT: 001

Darrough

ABSENT WITH LEAVE: 007

Avery	Brown 30	Bruns	Cooper 120	Hughes
Liese	Page			

SPECIAL RECOGNITION

Dr. Vern Cherry, Dr. Robert S. Cornwell, Dr. Jerome E. Holtzman, Dr. Bobby T. Moudy, Ms. Carolyn J. Nichols and Dr. Ronald C. Tonsi were recognized for their lifetime of dedication to the dental profession.

HOUSE RESOLUTIONS

Representative Davis offered House Resolution No. 127.
 Representative Deeken offered House Resolution No. 133.
 Representatives Bruns and Deeken offered House Resolution No. 136.
 Representative Portwood offered House Resolution No. 139.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 113 through House Resolution No. 126
 House Resolution No. 128 through House Resolution No. 132

House Resolution No. 134 and House Resolution No. 135
House Resolution No. 137 and House Resolution No. 138
House Resolution No. 140

HOUSE CONCURRENT RESOLUTIONS

Representative Zweifel, et al., offered House Concurrent Resolution No. 9.
Representative Zweifel, et al., offered House Concurrent Resolution No. 10.

SECOND READING OF HOUSE BILLS

HB 308 through **HB 328** were read the second time.

INTRODUCTION OF HOUSE JOINT RESOLUTION

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

HJR 8, introduced by Representatives Davis, Stevenson, Portwood, Schaaf and Bearden, relating to property taxation.

INTRODUCTION OF HOUSE BILLS

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

HB 329, introduced by Representative Cunningham (145), relating to debt adjusters.

HB 330, introduced by Representative Schaaf, relating to disability benefits.

HB 331, introduced by Representatives Lipke and Dusenbergs, relating to the Missouri state highway patrol.

HB 332, introduced by Representatives Lipke and Baker (25), relating to crime victim's rights.

HB 333, introduced by Representatives Lipke and Page, relating to a controlled substances dispensation monitoring program.

HB 334, introduced by Representative Lipke, relating to sexual offenders.

HB 335, introduced by Representative Lipke, relating to the operation of a vessel with excessive blood alcohol content.

HB 336, introduced by Representative Lipke, relating to the crime of driving with a controlled substance in a person's body.

HB 337, introduced by Representative Lipke, relating to DNA profiling.

HB 338, introduced by Representatives Tilley, Wells, Jones (117), Bruns, Moore, Schad, Munzlinger, Weter, Wallace, Robb, Smith (150), Swinger, Funderburk, Roorda, Meadows, McGhee, Salva, Kratky, Pratt, Wildberger, Hunter, Avery, Guest, Bivins, Pollock, Kelly, Deeken, Wilson (119), Yaeger, Sutherland, Dougherty, Fisher, Robinson, Quinn (7), Harris (110) and Sander, relating to minimum pay for certain corrections employees.

HB 339, introduced by Representative Hunter, relating to wholesale distributors of prescription drugs.

HB 340, introduced by Representative Villa, relating to jury service.

HB 341, introduced by Representatives Munzlinger, Ruestman, Swinger, Jones (117) and Parson, relating to commercial vehicle inspectors and enforcement officers.

HB 342, introduced by Representatives Munzlinger, Sander, Fisher, McGhee, Sater, Schad and Ruestman, relating to the prevailing wage.

HB 343, introduced by Representatives Munzlinger, Fisher, McGhee and Sater, relating to hazardous substances.

HB 344, introduced by Representatives Munzlinger, Sander, Fisher, McGhee and Sater, relating to field crop damage.

HB 345, introduced by Representatives Munzlinger, Dougherty, Wallace, Sander, Fisher, McGhee, Sater, Schad, Harris (110), Moore, Ruestman, Smith (150), Wells, Frame, Day, Meadows and Pearce, relating to the governor's powers to regulate firearms during a state of emergency.

HB 346, introduced by Representatives Munzlinger, Schad, Muschany, Sander and Swinger, relating to agricultural tax credits.

HB 347, introduced by Representatives Munzlinger, Schad, Sander, Swinger and Bivins, relating to income tax credits for alternative fuel facilities.

HB 348, introduced by Representatives Munzlinger, Fisher, McGhee, Wallace, Moore, Schad, Harris (110) and Sander, relating to the Missouri agriculture and small business development authority.

HB 349, introduced by Representatives Skaggs, Frame, Swinger, Corcoran, Zimmerman, Burnett, Talboy, Zweifel, Low (39), Meadows, LeVota, Wildberger, George, Quinn (9), Roorda, Schieffer, Norr, Lampe, Storch, Grill and Kuessner, relating to elections.

HB 350, introduced by Representatives Wood, Lampe, Fisher, Viebrock, Kratky, Dougherty, Moore, Denison, Jones (117), Dixon, Deeken, Bivins, Franz, Weter and Pearce, relating to psychologist licensing.

HB 351, introduced by Representatives Wood, Kratky, Wallace, Whorton, Chappelle-Nadal, Schneider, Viebrock, Wilson (119), Yaeger, Wright-Jones, Smith (150), Weter, Spreng, Ruzicka, Tilley, Ruestman, Harris (110), Schad, Fisher, Schaaf, Jones (117), May, Wilson (130), Parson, Franz, Nolte, Sater, Hobbs, Funderburk and Daus, relating to the designation of the official state invertebrate.

HB 352, introduced by Representatives Hobbs, Hubbard, Wells, McGhee, Fares, Moore, Thomson, Schad, Bruns, Richard, Ruestman, Self, Wasson, Pearce, Flook, Stevenson, Lembke, Dempsey, Ervin, Jones (117), Quinn (9), Bandom, Robb, Sander, Munzlinger, Denison, Wright, Threlkeld, Wood, Funderburk, Franz, Quinn (7), Bowman, Scharnhorst and Onder, relating to state purchasing and printing.

HB 353, introduced by Representatives Schaaf, Jetton, Richard, Page, Cooper (155), Threlkeld, Onder, Swinger, Jones (89), Portwood, Nance, Deeken, Wallace, Munzlinger, Viebrock, Self, Sander, Tilley, Flook, Kingery, Weter, Hunter, Scharnhorst, Davis, Cox, Ruzicka, Fares, Bivins, Schoeller, Bandom, Moore, Jones (117), Fisher, Bruns, Stream, Franz, Roorda, Schad, Dusenberger, Day, Nieves, Silvey, Dixon, Parson, Whorton, Bearden, Brown (50), Marsh, St. Onge, Guest, May, Cunningham (145), Schneider, Icet, Hobbs, Smith (150), Robb, Dempsey, McGhee, Emery, Cunningham (86), Hubbard, Baker (123), Wilson (130), Ervin, Wood, Wilson (119), Denison, Quinn (7), Kelly, Wells, Wasson, Dougherty, Nolte, Cooper (158), Meiners, Thomson, Sater, Wright, Lembke, Lipke, Stevenson, Spreng, Schlottach, Ruestman and Muschany, relating to Medicaid fraud.

HB 354, introduced by Representatives Kelly, Wilson (119), Wells, Franz, Schad, Cunningham (145) and Kuessner, relating to use of public lands.

HB 355, introduced by Representatives Avery, Pratt, Muschany, Moore and Lembke, relating to additional powers of the director of finance.

HB 356, introduced by Representatives Avery and Sutherland, relating to the distribution of local sales taxes.

HB 357, introduced by Representatives Frame, Roorda, Komo, Moore and Meadows, relating to monitoring the sale of certain schedule V substances.

HB 358, introduced by Representatives Frame, Komo, McGhee, Talboy, Storch, Meadows, Wildberger, Moore and Holsman, relating to sales and use tax exemptions.

HB 359, introduced by Representatives Frame, Komo, Wildberger, Holsman, Harris (110), Fallert, Moore, Meadows and Hodges, relating to property taxation.

HB 360, introduced by Representatives Robb, Sater, Grill and Sutherland, relating to a tax credit for qualified film production projects.

HB 361, introduced by Representatives Robb, McGhee and Sater, relating to county property in regional recreational districts.

HB 362, introduced by Representatives Loehner, Wallace, Sater and McGhee, relating to watercraft tax.

HB 363, introduced by Representatives Wilson (119), Fisher, Wilson (130), Wood, Parson, Jones (117), Munzlinger, Schad, Dethrow, Meadows, Wallace, Kelly, Viebrock, Nolte, Threlkeld, Loehner and Self, relating to fees for certain hunting licenses and permits.

HB 364, introduced by Representatives Ervin, Weter, Hunter, Sater, Dusenberg, McGhee, Ruestman, Wells, Wilson (119), Bivins, Page, Moore, Wallace and Cooper (155), relating to Missouri adjusted gross income calculations.

HB 365, introduced by Representatives Ervin, Wilson (119), Flook, Baker (123), Harris (110), Schaaf, Nance, Wallace, Wilson (130), Sater, Moore, Hunter, Sander, Komo, Storch, Yates, Wells, Schad, Richard, Faith, Bivins, Meiners and Munzlinger, relating to small business.

HB 366, introduced by Representatives Ervin, Hobbs, Pratt, Flook, Wilson (119), Meadows, Sater, Nance, Deeken, Ruestman, Moore, Sander, McGhee, Yates and Bruns, relating to distribution of a controlled substance near a park.

HB 367, introduced by Representatives Dethrow, May, Jones (117), Bruns, McGhee, Dusenberg, Wilson (119), Page, Bivins, Sater, Moore, Wells, Sander and Cooper (155), relating to an income tax deduction for long-term care insurance premiums.

HB 368, introduced by Representatives Nolte, Richard, Silvey, Ervin, Nance, Skaggs and Flook, relating to sales and use tax exemptions.

HB 369, introduced by Representatives Fisher, Hunter, Stevenson, Cunningham (145), Denison, Dethrow, Wells, Emery, Parson and Wood, relating to public contracts.

HB 370, introduced by Representatives Fisher, Stevenson, Wilson (119), Jones (117) and Quinn (7), relating to family farms property rights protection act of 2007.

HB 371, introduced by Representatives Fallert, Walsh, Corcoran, George, Salva, Darrough, Zweifel, Komo, Meadows, Wildberger, Schoemehl, Young, Frame, Lowe (44) and Spreng, relating to workplace safety.

HB 372, introduced by Representative Wildberger, relating to sexual offenses.

HB 373, introduced by Representatives Wildberger and Meiners, relating to compensation for certain injured workers.

HB 374, introduced by Representatives Wildberger, Moore, Kuessner, Meiners, Frame, Young and Schaaf, relating to verification of Social Security numbers.

HB 375, introduced by Representatives Wildberger, Harris (23), McGhee, Baker (25), Moore, Meiners and Komo, relating to retirement benefits for firefighters.

HB 376, introduced by Representatives Wildberger and Young, relating to unlawful employment practices.

HB 377, introduced by Representatives Wildberger, Moore and Meiners, relating to release of personal information to unauthorized persons.

HB 378, introduced by Representatives Wildberger and Baker (25), relating to the registered surgical technologist title protection act.

HB 379, introduced by Representatives Wildberger and Meiners, relating to child support.

HB 380, introduced by Representatives Wildberger and Moore, relating to the child advocacy center fund.

HB 381, introduced by Representatives Wildberger, McGhee, Komo and Meiners, relating to income taxes.

HB 382, introduced by Representatives Wildberger, Moore and Schaaf, relating to transporting a child without parental consent.

HB 383, introduced by Representatives Wildberger, Harris (23), Moore, McGhee, Baker (25), Munzlinger, Swinger, Meiners and Schaaf, relating to an income tax deduction for long-term care insurance premiums.

HB 384, introduced by Representatives Wildberger and Munzlinger, relating to charitable solicitations.

HB 385, introduced by Representative Wildberger, relating to personal property tax payments.

HB 386, introduced by Representative Wildberger, relating to compensation of marshals appointed by appellate courts.

HB 387, introduced by Representatives Zweifel, Darrough, Corcoran, Burnett, Komo, Chappelle-Nadal, Roorda, Meadows, Yaeger, Shively, Quinn (9), Schieffer, Skaggs, LeVota, Oxford, Nasheed, Daus, Donnelly, George, Walsh, Schoemehl, Casey, Kuessner, Hodges, Frame, Harris (110), Wright-Jones and Bland, relating to student loan administration.

HB 388, introduced by Representatives Zweifel, Darrough, Storch, Komo, Meadows, Walton, Yaeger, Oxford, Brown (50) and Burnett, relating to the local community rail security act of 2007.

HB 389, introduced by Representatives Zweifel, Darrough, Sater, Meadows, Walton, Yaeger, Page, Oxford, Storch, Moore, Schieffer and Burnett, relating to securities protection for senior citizens.

HB 390, introduced by Representative Dempsey, relating to retirement.

HB 391, introduced by Representative Dempsey, relating to the division of retirement benefits.

HB 392, introduced by Representative Dempsey, relating to the purchasing of retirement service credit.

HB 393, introduced by Representative Dempsey, relating to retirement plan election options.

HB 394, introduced by Representative Dempsey, relating to the Missouri state employee's retirement system.

HB 395, introduced by Representative Dempsey, relating to reemployment after retirement.

HB 396, introduced by Representatives Wells, Jones (117), Wilson (119), Hunter, Dixon, Nieves, Parson, Richard, Bearden, Munzlinger, Fisher, Pollock, Denison, Viebrock, Tilley, Franz, Brown (50), Dethrow, Cunningham (145), Weter, Robb, Jetton, May, Dusenberg, Kuessner, Moore and Sater, relating to the crime of unlawful use of weapons.

HB 397, introduced by Representatives Wells, May, Wallace, Robb, Schlottach, Sater, Kelly and Pollock, relating to utility vehicles.

HB 398, introduced by Representatives Walton, Moore, Meadows, Wallace, Pratt, Wildberger, Salva, LeVota, Walsh, Low (39), Aull, Yaeger, Bringer, Zweifel, Swinger, Harris (110) and Schieffer, relating to the use and disclosure of Social Security numbers.

HB 399, introduced by Representatives Walton, Wood, Day, Moore, Curls, Roorda, Aull, Yaeger, Swinger, Harris (110) and Schieffer, relating to false or deceptive business practices.

HB 400, introduced by Representatives Walton, Walsh, Yaeger, Swinger and Harris (110), relating to high school athletic events.

HB 401, introduced by Representatives Dusenberg, Nance, Kraus, Pratt, Yates, Grisamore, Young and Meiners, relating to tow truck operators.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Tuesday, January 16, 2007.

HOUSE CALENDAR

SEVENTH DAY, TUESDAY, JANUARY 16, 2007

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 8

HOUSE BILLS FOR SECOND READING

HB 329 through HB 401

HOUSE RESOLUTION

HCS HR 15, (1-09-07, Pages 75-100) - Dempsey