

JOURNAL OF THE HOUSE

First Regular Session, 94th GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JANUARY 16, 2007

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Msgr. Donald W. Lammers.

(We are here at 4:00 today because yesterday we commemorated the birthday of Dr. Martin Luther King, Jr.)

Let us pray.

Almighty God, You raised up Dr. Martin Luther King, Jr., a prophet speaking the truth of freedom as Your gift to every human person. He showed us that freedom is cast in the very foundation of America and yet kept from a large portion of Americans. You stung our consciences through his word and example.

We thank You our God for the great advances of freedom for all in the last forty years. By Your grace may our consciences remain alert and honest about ways in which some of our deserving citizens are still not as free as most of us.

Give us the grace we need to carry out our special responsibility, as members of this body, for guarding the gift of freedom in our land and for advancing it into places where it is yet lacking or incomplete.

You are our God, our eternal Father. We honor and adore You forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

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

AYES: 139

Aull	Baker 25	Baker 123	Bearden	Bivins
Bowman	Brandom	Bringer	Bruns	Burnett
Casey	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cox	Cunningham 86	Curls	Davis
Day	Deeken	Denison	Dethrow	Donnelly
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	Icet
Johnson	Jones 89	Jones 117	Kelly	Kingery
Komo	Kratky	Kraus	Kuessner	Lampe
Lembke	LeVota	Lipke	Loehner	Low 39
Marsh	McClanahan	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nasheed	Nieves

Nolte	Norr	Onder	Oxford	Parson
Pearce	Pollock	Portwood	Pratt	Quinn 7
Quinn 9	Robb	Robinson	Roorda	Rucker
Ruestman	Ruzicka	Salva	Sander	Sater
Scavuzzo	Schaaf	Schad	Scharnhorst	Schieffer
Schlottach	Schneider	Schoeller	Schoemehl	Self
Shively	Silvey	Skaggs	Smith 14	Smith 150
Spreng	Stevenson	St. Onge	Storch	Stream
Swinger	Talboy	Thomson	Threlkeld	Tilley
Todd	Villa	Vogt	Wallace	Walsh
Wells	Weter	Whorton	Wildberger	Wilson 130
Witte	Wood	Wright 159	Wright-Jones	Yaeger
Yates	Zimmerman	Zweifel	Mr Speaker	

NOES: 003

Daus	Flook	Lowe 44
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PRESENT: 001

Darrough

ABSENT WITH LEAVE: 020

Avery	Bland	Brown 30	Brown 50	Cunningham 145
Dempsey	Dixon	Hughes	Hunter	Liese
May	McGhee	Page	Richard	Sutherland
Viebrock	Walton	Wasson	Wilson 119	Young

HOUSE RESOLUTION

Representative Jones (117) offered House Resolution No. 152.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 141 through House Resolution No. 151

House Resolution No. 153 and House Resolution No. 154

HOUSE CONCURRENT RESOLUTION

Representatives Ervin and Flook offered House Concurrent Resolution No. 11.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 8 was read the second time.

SECOND READING OF HOUSE BILLS

HB 329 through **HB 401** were read the second time.

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

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

HB 15, introduced by Representative Icet, to appropriate money for supplemental purposes for the Department of Social Services, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2007.

INTRODUCTION OF HOUSE BILLS

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

HB 402, introduced by Representatives Denison, Schaaf, McGhee, Wells, Bivins, Whorton, Walton, Sater, Munzlinger, Meadows, Ruestman and Jones (89), relating to income taxation.

HB 403, introduced by Representatives Denison and Schaaf, relating to ethanol-blended gasoline.

HB 404, introduced by Representatives Denison and Sater, relating to disposition of marital property.

HB 405, introduced by Representatives Moore and Bearden, relating to the highway patrol.

HB 406, introduced by Representatives Schad, Jones (117), Tilley, Wallace, Wilson (119), McGhee, Bivins, Moore, Deeken, Robb, Fisher, Schaaf, Day, Sater, Weter, Cunningham (145), Parson, Sutherland, Dusenberg, Denison, Franz, Wells, Schneider, Wilson (130), May, Wright, Cooper (155), Muschany, Jones (89), Onder, Pollock, Dethrow, Loehner, Ruestman, Schlottach, Kingery, Lembke, Dempsey, Cooper (120), Nieves, Smith (14), Baker (123), Nance, Viebrock, Cunningham (86), Wood, Ervin, Munzlinger, Guest, Pratt, Flook, Stevenson, Smith (150), Bearden, Silvey, Schoeller, Nolte, Dixon, Quinn (7), St. Onge, Kelly, Richard, Sander, Scharnhorst, Faith, Bruns and Grisamore, relating to watercraft regulations.

HB 407, introduced by Representatives Yates, Bearden, Kraus, Dusenberg, Richard, Wilson (130), Muschany, Fisher, McGhee, Avery, Wilson (119), Munzlinger, Ruestman, Robb, Moore, Sander, Faith and Schneider, relating to the uninsured motorists.

HB 408, introduced by Representatives Yates, Dusenberg, Sander, Nance, Fisher and Muschany, relating to safety belts.

HB 409, introduced by Representatives Bowman, Curls, Hodges, Oxford and Bland, relating to urban revitalization.

HB 410, introduced by Representatives Bowman, Vogt, Witte, Walsh, Young, Fallert, Meiners, Rucker, Baker (25), LeVota, Talboy, Low (39), Daus, Komo, Curls, Walton, Villa, Oxford, Norr, Casey, Bringer, Donnelly, Harris (23), Burnett, Kuessner, Shively, Kratky, Darrough, Holsman and Bland, relating to duties of the secretary of state.

HB 411, introduced by Representatives Bowman, Fallert, Walsh, Corcoran, Darrough, Walton, Komo, Zweifel, Meadows, Salva, George, Donnelly, Wright-Jones, Hughes, Witte, Lowe (44), Vogt, Meiners, Rucker, LeVota, Talboy, Young, Low (39), Daus, Curls, Villa, Oxford, Casey and Bland, relating to trade agreements.

HB 412, introduced by Representatives Emery, Ervin, Davis, Fisher, Wilson (119), Muschany, Sater, Ruestman, Sander, Baker (123), Bivins, Moore, Lembke, McGhee, Nieves, Cooper (155) and Schad, relating to the right of pharmacies regarding abortifacients.

HB 413, introduced by Representatives Emery, Whorton, Hunter, Wells, Fisher, Denison, Wilson (130), Franz, Ruestman, McGhee, Day, Dougherty, Nieves and Schad, relating to the elevator safety board.

HB 414, introduced by Representatives Pearce, Day, Wilson (130), Fisher, Swinger, Wilson (119), Ruestman, Daus, Sater, Sander, Wallace, Whorton, Moore and Holsman, relating to proof of lawful presence.

HB 415, introduced by Representative Cunningham (86), relating to early intervention services.

HB 416, introduced by Representative Cunningham (86), relating to qualifications of directors of fire protection district boards.

HB 417, introduced by Representatives Cunningham (86) and Muschany, relating to the education Competitive Advantage Act.

HB 418, introduced by Representative Cunningham (86), relating to special education services.

HB 419, introduced by Representative Yates, relating to insurance company investments.

HB 420, introduced by Representative Flook, relating to health insurance coverage for emergency treatment.

HB 421, introduced by Representatives Flook, Fisher, Muschany, Weter, Dusenberg, Davis, Dixon, Schad, Quinn (7), Moore, Ruestman, Page, Roorda, Sander, Meadows, Emery, Yates, Oxford, Nieves, Faith, Kraus, Richard and Bivins, relating to criminal nonsupport.

HB 422, introduced by Representatives Whorton, Smith (150), Kuessner, Wallace and Dougherty, relating to the national animal identification system.

HB 423, introduced by Representatives Whorton, Walsh, Weter, Norr, Low (39), Moore, Baker (25), Wallace, Meiners, Dougherty, Meadows, Lampe, Wildberger, Oxford, Swinger and Brown (50), relating to payday loans.

HB 424, introduced by Representatives Whorton, Walsh, Low (39), Baker (25), Meiners, Dougherty, Meadows, Kuessner, Wildberger and Oxford, relating to eligibility for medical assistance.

HB 425, introduced by Representatives Pearce, Bivins, Schlottach, Sater and Moore, relating to transportation of pupils.

HB 426, introduced by Representative Parson, relating to the Missouri propane safety act.

HB 427, introduced by Representatives Ruestman, Sater, McGhee, Fisher, Faith, Scharnhorst, Moore, Sander, Schneider, Davis, Fares, Wood, Emery, Oxford and Brandom, relating to Missouri women's counsel.

HB 428, introduced by Representative Cox, relating to the state fair escrow fund.

HB 429, introduced by Representatives Jones (117) and Schad, relating to natural gas safety penalties.

HB 430, introduced by Representatives Jones (117), Parson, Munzlinger, Schad, Sander, Faith, Cunningham (145), Denison, Roorda, Jones (89), Brown (50) and Dougherty, relating to the possession or discharge of a firearm or projectile weapon.

COMMITTEE ASSIGNMENT

January 16, 2007

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby reappoint the following members to serve on the Joint Committee on Administrative Rules:

Representative Bryan Stevenson
Representative Nathan Cooper
Representative Jason Smith
Representative Sam Page
Representative Michael Vogt

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Rod Jetton
Speaker

WITHDRAWAL OF HOUSE BILL

January 2, 2007

Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Adam:

I had previously filed **House Bill No. 195** that "grants the Highway Patrol authority to investigate excursion gambling boat activities", but respectfully ask that this bill be withdrawn.

Thanking you in advance for your assistance in this matter.

Best regards,

/s/ Gary Dusenberg
District 54

The following members' presence was noted: Bland, Brown (50), Hunter, McGhee, Page, Richard, Sutherland and Walton.

ADJOURNMENT

On motion of Representative Self, the House adjourned until 10:00 a.m., Wednesday, January 17, 2007.

COMMITTEE MEETINGS

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Wednesday, January 17, 2007, 3:00 p.m. Senate Lounge.
Department of Mental Health; Department of Health and
Senior Services - Regulation and Licensure - Residential Care and Assisted Living

HOUSE CALENDAR

EIGHTH DAY, WEDNESDAY, JANUARY 17, 2007

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 15

HOUSE BILLS FOR SECOND READING

HB 402 through HB 430

HOUSE RESOLUTION

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