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JOURNAL OF THE HOUSE

First Regular Session, 95th GENERAL ASSEMBLY

FIFTY-SIXTH DAY, THURSDAY, APRIL 16, 2009

The House met pursuant to adjournment.

Speaker Pro Tem Pratt in the Chair.

Prayer by Msgr. Donald W. Lammers.

"Sun and moon bless the Lord,
praise and exalt him above all forever....
All you peoples, bless the Lord;
praise and exalt him above all forever."
(Daniel 3:62 & 82)

Lord, Eternal God, we pray that, during this Assembly and throughout our work today, we might be blessed with Your presence within us and among us.

By the practice of every virtue called for by the day's agenda, may the meeting place of our work be the meeting place of Your Kingdom.

To You be glory and honor forever. 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: Alison Crowell, Devin Walsh, John Collins, Hanna Mohesky, Scotty Villhard, Katie Reilly, Lexi Opilka and Joseph Patriitti.

The Journal of the fifty-fifth day was approved as printed.

SPECIAL RECOGNITION

The Central Missouri Eagles Squirt Hockey Team was introduced by Representative Kelly and recognized for attaining the 2009 State Championship.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1801 through House Resolution No. 1867

HOUSE CONCURRENT RESOLUTIONS

Representative Corcoran offered House Concurrent Resolution No. 53.

Representative Oxford, et al., offered House Concurrent Resolution No. 54.

HOUSE REMONSTRANCE

Representative LeVota, et al., offered House Remonstrance No. 1.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Faith reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 32** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 36** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 152** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 553** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 734** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 795** (Fiscal Note) begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 952** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 32, relating to funding for education, was taken up by Representative Kelly.

On motion of Representative Kelly, **HCS HJR 32** was read the third time and passed by the following vote:

AYES: 131

Allen	Atkins	Aull	Biermann	Bivins
Brandom	Bringer	Brown 50	Brown 73	Brown 149
Bruns	Burlison	Burnett	Calloway	Carter
Casey	Chappelle-Nadal	Colona	Cooper	Corcoran
Cunningham	Curls	Day	Deeken	Denison
Dieckhaus	Diehl	Dixon	Dougherty	El-Amin
Englund	Faith	Fallert	Fischer 107	Fisher 125
Flanigan	Frame	Funderburk	Gatschenberger	Grill
Grisamore	Guernsey	Guest	Harris	Hobbs
Hodges	Holsman	Hoskins 121	Hughes	Hummel
Icet	Jones 117	Kander	Kelly	Kingery

Kirkton	Komo	Kratky	Kuessner	Lair
Lampe	Largent	Leara	LeBlanc	LeVota
Liese	Lipke	Loehner	Low	McClanahan
McDonald	McGhee	McNary	McNeil	Meadows
Meiners	Molendorp	Morris	Munzlinger	Nance
Nolte	Norr	Oxford	Pace	Parkinson
Parson	Quinn	Riddle	Roorda	Rucker
Ruestman	Ruzicka	Salva	Sater	Scavuzzo
Scharnhorst	Schieffer	Schlottach	Schoemehl	Schupp
Shively	Silvey	Skaggs	Smith 14	Still
Storch	Stream	Sutherland	Swinger	Talboy
Thomson	Tilley	Todd	Tracy	Viebrock
Vogt	Wallace	Walsh	Walton Gray	Wasson
Webb	Webber	Weter	Wildberger	Wilson 130
Witte	Wright	Yaeger	Zerr	Zimmerman

Mr Speaker

NOES: 028

Brown 30	Cox	Davis	Dethrow	Dugger
Dusenberg	Emery	Ervin	Flook	Franz
Jones 89	Keeney	Koenig	Kraus	Nieves
Pollock	Pratt	Sander	Schaaf	Schad
Schoeller	Self	Smith 150	Stevenson	Wells
Wilson 119	Wood	Yates		

PRESENT: 000

ABSENT WITH LEAVE: 004

Hoskins 80	Jones 63	Nasheed	Spreng
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Scott Largent produced an attack ad that claimed Ed Emery supported a sales tax of up to 20%. Emery's tax bill (HJR 36) was actually a modest increase in the sales tax (capped at 7%) and total elimination of the income tax. The attack ad was false and deceitful.

The greatest irony of Largent's accusations is that he, himself, voted for Emery's tax reform bill in 2009. See the vote, below.

Speaker Pro Tem Pratt declared the bill passed.

Representative Schoeller assumed the Chair.

HCS HJR 36, relating to fair taxation, was taken up by Representative Emery.

Representative Smith (150) assumed the Chair.

On motion of Representative Emery, **HCS HJR 36** was read the third time and passed by the following vote:

AYES: 090

Allen	Biermann	Bivins	Brandom	Brown 30
Brown 149	Bruns	Burlison	Cooper	Cox
Cunningham	Davis	Day	Deeken	Denison
Dethrow	Dieckhaus	Diehl	Dixon	Dougherty
Dugger	Dusenberg	El-Amin	Emery	Ervin
Faith	Fisher 125	Funderburk	Gatschenberger	Grill
Grisamore	Guernsey	Guest	Hobbs	Hoskins 80
Icet	Jones 89	Jones 117	Keeney	Kelly
Kingery	Koenig	Komo	Kraus	Lair
Largent	Leara	Lipke	Loehner	McGhee

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McNary	Meiners	Molendorp	Munzlinger	Nance
Nieves	Nolte	Parkinson	Parson	Pollock
Pratt	Riddle	Ruestman	Ruzicka	Sander
Sater	Schaaf	Schad	Scharnhorst	Schieffer
Schlottach	Schoeller	Self	Silvey	Smith 14
Smith 150	Stevenson	Stream	Thomson	Tilley
Tracy	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wright	Yates	Zerr	Mr Speaker

NOES: 065

Atkins	Aull	Bringer	Brown 73	Calloway
Carter	Casey	Chappelle-Nadal	Colona	Corcoran
Curls	Englund	Fallert	Fischer 107	Flook
Frame	Harris	Hodges	Holsman	Hoskins 121
Hughes	Hummel	Kander	Kirkton	Kratky
Kuessner	Lampe	LeBlanc	LeVota	Liese
Low	McClanahan	McDonald	McNeil	Meadows
Morris	Nasheed	Norr	Oxford	Pace
Quinn	Roorda	Rucker	Salva	Scavuzzo
Schoemehl	Schupp	Shively	Skaggs	Spreng
Still	Storch	Sutherland	Swinger	Talboy
Todd	Vogt	Walsh	Walton Gray	Webb
Webber	Wildberger	Witte	Yaeger	Zimmerman

PRESENT: 001

Wood

ABSENT WITH LEAVE: 007

Brown 50	Burnett	Flanigan	Franz	Jones 63
Viebrock	Wallace			

Representative Smith (150) declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 62, relating to crime, was taken up by Representative Lipke.

On motion of Representative Lipke, **HCS HB 62** was read the third time and passed by the following vote:

AYES: 141

Allen	Atkins	Aull	Biermann	Bivins
Brandom	Brown 30	Brown 73	Brown 149	Bruns
Burlison	Calloway	Carter	Casey	Chappelle-Nadal
Cooper	Corcoran	Cox	Cunningham	Curls
Davis	Day	Deeken	Denison	Dethrow
Dieckhaus	Diehl	Dixon	Dougherty	Dugger
Dusenberg	Emery	Englund	Faith	Fallert
Fischer 107	Fisher 125	Flook	Frame	Funderburk
Gatschenberger	Grill	Grisamore	Guernsey	Guest
Harris	Hobbs	Hodges	Holsman	Hoskins 80