

HOUSE CONCURRENT RESOLUTION NO. 1 [HCR 1]

BE IT RESOLVED, by the House of Representatives of the Ninety-eighth General Assembly, First Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 7:00 p.m., Wednesday, January 21, 2015, to receive a message from His Excellency, the Honorable Jeremiah W. (Jay) Nixon, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the Ninety-eighth General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

HOUSE CONCURRENT RESOLUTION NO. 2 [HCR 2]

BE IT RESOLVED, by the House of Representatives of the Ninety-eighth General Assembly, First Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:00 a.m., Thursday, January 22, 2015, to receive a message from the Honorable Mary R. Russell, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform Her Honor that the House of Representatives and the Senate of the Ninety-eighth General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that Her Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

**HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE CONCURRENT RESOLUTION NO. 4 [HCS HCRs 4 & 3]****AN ACT**

Relating to disapproving the recommendations of the Missouri
Citizens' Commission on Compensation for Elected Officials.

WHEREAS, Article XIII, Section 3 of the Missouri Constitution charges the Missouri Citizens' Commission on Compensation for Elected Officials with setting the amounts of compensation paid to statewide elected officials, legislators, and judges; and

WHEREAS, the Constitution provides the Commission with a four-month window prior to its constitutional deadline for making salary recommendations to hold public hearings around the state to gather testimony related to salaries for affected state officials and to carefully consider whether pay increases are warranted; and

WHEREAS, the Missouri Citizens' Commission on Compensation for Elected Officials has recommended that the compensation for statewide elected officials be increased by eight or ten percent over fiscal years 2016 and 2017, representing salary increases between \$9,000 to over \$22,000 per year; and

WHEREAS, the Missouri Citizens' Commission on Compensation for Elected Officials has also recommended that the compensation for members of the General Assembly be increased by eleven percent over fiscal years 2016 and 2017, representing a salary increase of \$4,000 per year; and

WHEREAS, the Missouri Citizens' Commission on Compensation for Elected Officials recommended that daily expense compensation be raised by \$26 a day and that mileage reimbursement be raised by \$0.19 per mile; and

WHEREAS, the Missouri Citizens' Commission on Compensation for Elected Officials recommended no increases in compensation for judges over fiscal years 2016 and 2017; and

WHEREAS, the state has many other priorities for appropriating money in the budget that are far more important than the salary increases recommended by the Commission; and

WHEREAS, the Commission's recommendations shall take effect unless disapproved by the General Assembly through a concurrent resolution process passed by two-thirds majorities in each legislative chamber before February 1, 2015:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-eighth General Assembly, First Regular Session, the Senate concurring therein, hereby disapprove the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials contained in its report of November 2014; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

HOUSE CONCURRENT RESOLUTION NO. 15 [HCR 15]

WHEREAS, high oil prices are having a major detrimental impact on families, farms, and businesses in Missouri and are likely to undercut the prospects for an economic recovery; and

WHEREAS, the United States currently imports almost half of its oil and petroleum products, making it dependent on foreign sources and subject to interruptions and price fluctuations stemming from geopolitical forces; and

WHEREAS, such instability has damaging consequences both for our economy and our national security; and

WHEREAS, the United States Geological Survey estimates a resource of up to 27 billion barrels of oil in the Chukchi and Beaufort seas of Alaska, providing a vast domestic oil reserve, but opposition and regulatory hurdles are keeping energy producers from accessing these resources; and

WHEREAS, the TransCanada Keystone XL pipeline project seeks to link expanded oil production from the Canadian oil sands to refineries in the United States and to facilitate the flow of oil from the Dakotas to the Gulf Coast, thereby decreasing our dependence on oil from outside of North America; and

WHEREAS, Canada is a close friend and ally, with whom we share links of infrastructure and energy networks and other ties, so that dollars spent on Canadian oil will likely contribute to the success of the American economy; and

WHEREAS, the TransCanada pipeline project is projected to create construction and manufacturing jobs in the United States, adding billions of dollars to the United States economy:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-eighth General Assembly, First Regular Session, the Senate concurring therein, hereby call upon President Barack Obama and administration officials to:

(1) Support the increased importation of oil from Canadian oil sands and to approve the newly routed TransCanada Keystone XL pipeline to reduce our oil dependency on unstable governments, strengthen ties with an important ally, and create jobs for American workers;

(2) Support and facilitate permitting for oil production off the northern coast of Alaska to decrease our dependence on foreign oil and spur investment in the American economy; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for President Barack Obama, Vice President Joe Biden, Secretary of State John Kerry, United States House of Representatives Speaker John Boehner, and each member of the Missouri Congressional delegation.

HOUSE CONCURRENT RESOLUTION NO. 20 [HCR 20]

WHEREAS, In April 2014, the Department of Defense announced that the Pentagon will seek further mission realignments, personnel reductions, and procurement decreases as part of the federal budget cutting process; and

WHEREAS, United States Secretary of Defense Chuck Hagel states that, in an effort to cut over \$1 trillion over the next decade, the number of soldiers in the United States Army will drop over the next five years from 562,000 to 420,000, and the number of marines in the United States Marine Corps will drop over the next five years from 202,000 to 175,000; and

WHEREAS, the Air Force may cut up to 25,000 total force airmen, or about 4 percent of its people, and up to 550 aircraft, or about 9 percent of its inventory, and

WHEREAS, the Pentagon planners intend to reduce procurement of weapons systems by \$66.2 billion from FY2016 to FY2019; and

WHEREAS, Missouri is currently home to a number of major military bases and agencies, including Whiteman Air Force Base near Knob Noster and its 509th Bomb Wing, the only Air Force Unit that operates the B-2 Spirit Stealth Bomber; the United States Army Maneuver Support Center at Fort Leonard Wood and its Chemical, Biological, Nuclear and Radiological School (CBRN), Military Police, and Engineer Schools; the National Geospatial-Intelligence Agency (NGA) in Arnold; the Missouri National Guard's Ike Skelton Training Center (ISTS) in Jefferson City; the Theater Aviation Sustainment Maintenance Group (TASMG) in Springfield; and the 139th Airlift Wing in St. Joseph, among numerous other facilities and locations; and

WHEREAS, the Department of Defense's spending and related activities triggered nearly \$11.6 billion in household earnings for workers in Missouri, including an estimated \$6.2 billion in direct compensation to active military personnel, civilian personnel, trainees, inactive duty, retired personnel living in the state, workers directly hired by contracted firms, and workers directly hired in tourism or education related industries, and \$11.6 billion in added household earnings from the multiplier effects; and

WHEREAS, in total, the Department of Defense's spending and related activities supported 275,000 jobs for state residents, including an estimated 123,000 direct jobs in the state of

Missouri and 152,000 jobs added through the multiplier effects. The direct jobs include active military personnel, civilian personnel, trainees, inactive duty, workers directly hired by contracted firms, and workers directly hired in tourism or education related industries. This does not include retired personnel; and

WHEREAS, the estimated total output (economic activity) triggered by the Department of Defense's spending and related activities (\$15.0 billion) and the added multiplier effects (\$24.8 billion) was \$39.8 billion for Missouri; and

WHEREAS, Missouri's defense industry plays a vital role in the state's economy, employing 160,000 Missourians working to support, either directly or indirectly, over \$12 billion in Department of Defense procurement contracts awarded to Missouri companies, ranking 5th among the states in total dollars; and

WHEREAS, Missouri's defense procurement contracts are heavily oriented toward research and operational systems and manufacturing companies, particularly aerospace manufacturing at the Boeing Company, Missouri's 3rd largest employer, and its supply chain; and

WHEREAS, Missouri is home to several outstanding universities, including the University of Missouri, Washington University, and St. Louis University, that conduct cutting edge defense research for the government, providing the innovation needed to keep our military the finest in the world and creating the academic environment necessary to produce critical talent for the government and industry workforce; and

WHEREAS, the nation's primary concern must always be national defense and the security of the United States, including Missouri; and

WHEREAS, Missouri is heavily committed to providing for our national defense and security as an accommodating partner and a proud home to major military installations and agencies, 63,700 military and federal civilian personnel, and 162,000 citizens who work at companies that manufacture defense systems, provide valuable services, and perform critical research; and

WHEREAS, Missouri has a vital economic interest in maintaining its military installations and agencies and in presenting to national leaders evidence of Missouri's capacity to provide additional, cost effective, and flexible support to defense missions during the federal government's efforts to re-establish its basing, costing, and capabilities:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-eighth General Assembly, First Regular Session, the Senate concurring therein, hereby strongly urge the United States Department of Defense and Missouri's Congressional delegation to protect, promote, and leverage Missouri's military bases and agencies, keep the number of military personnel in the state intact, and preserve defense industry procurement so that Missouri may continue to support the defense and protection of the state and the United States and keep its economy in sound condition; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for United States Secretary of Defense Chuck Hagel and each member of the Missouri Congressional delegation.

HOUSE CONCURRENT RESOLUTION NO. 21 [HCR 21]

WHEREAS, the definition of "waters of the United States" under the Clean Water Act establishes the fundamental scope of federal authority to regulate activities in U.S. waters and

wetlands. The U.S. Supreme Court has found on multiple occasions that the U.S. Environmental Protection Agency (EPA) and the U.S. Army Corps of Engineers (Army Corps) have exceeded their authority in defining these waters beyond the intended scope of federal regulation; and

WHEREAS, in response to the Supreme Court decisions, the EPA and Army Corps have recently proposed an amended definition to clarify federal jurisdiction. Unfortunately, the EPA and Army Corps have once again missed the mark and continue to ignore the limits on their authority, usurping powers reserved to the states under the Tenth Amendment to the U.S. Constitution; and

WHEREAS, the proposed rule would create greater uncertainty for businesses and homeowners rather than providing clarity. The proposed rule would add new definitions for key technical terms that introduce ambiguities and vagaries into federal regulation. Confusion would inevitably lead to further litigation, tying up our courts, delaying economic development, and wasting taxpayer money; and

WHEREAS, high quality scientific input must be the basis for environmental regulations, and the end result of scientific review should never be presumed. The EPA and Army Corps have failed to allow scientific review to be completed before moving forward with the proposed rule. In the rush to promulgate rules, the primary scientific report remains incomplete; and

WHEREAS, the proposed rule would actually expand federal jurisdiction to more waters and wetlands rather than limiting or simply clarifying jurisdiction as outlined by the U.S. Supreme Court. The EPA's economic analysis estimates that the proposed rule would increase jurisdiction by 3 percent, potentially leading to 1,400 more permits required and nearly \$220 million in additional costs to farmers, businesses, and homeowners. Furthermore, the economic analysis' assumptions and methodology significantly underestimate the potential jurisdictional expansion; and

WHEREAS, any increases in federal jurisdiction will infringe upon state authority to regulate state waters. The state waters and wetlands affected by the proposed rule have minimal, if any, connection to federally navigable waters. Expanded federal jurisdiction limits the flexibility of Missouri and other states to create a regulatory environment that meets the needs and addresses the priorities of state residents. In 2013, Missouri passed the Multipurpose Water Resource Act, which contained several new regulations aimed at protecting water resources and improving tap water quality. The state's Clean Water Commission, which works to enforce water pollution laws, also approved new rules that significantly increase protection for rivers, streams, and lakes, making them safer for swimming, fishing, and aquatic life; and

WHEREAS, this flawed proposal demonstrates again that core decisions, such as the scope of federal authority, must be left to our elected Representatives and Senators in the U.S. Congress, not to relatively unaccountable federal agencies:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-eighth General Assembly, First Regular Session, the Senate concurring therein, hereby urge the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers to withdraw their proposed rule expanding the definition of "waters of the United States" under the Clean Water Act; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Administrator of the U.S. Environmental Protection Agency, the Commanding General of the U.S. Army Corps of Engineers, and the members of the Missouri congressional delegation.

**SENATE COMMITTEE SUBSTITUTE FOR
HOUSE CONCURRENT RESOLUTION NO. 38 [HCR 38]**

WHEREAS, human trafficking is a form of slavery in which psychological and physical coercion is used to force people to perform commercial sex acts, house-keeping, farm work, and other types of labor and services; and

WHEREAS, the human trafficking industry generates one hundred fifty billion dollars in annual profits throughout the world on the backs of an estimated twenty-one million victims, including five and a half million children; and

WHEREAS, despite the efforts of dozens of nonprofit organizations dedicated to fighting human trafficking, it is the fastest growing criminal industry in the world:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-eighth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby create the Human Trafficking Task Force; and

BE IT FURTHER RESOLVED that the mission of the task force shall be to raise awareness of the human trafficking problem in Missouri and provide organizations and agencies that enforce human trafficking laws and assist victims with a central place to share information; and

BE IT FURTHER RESOLVED that the task force shall consist of the following members:

- (1) Two members of the Senate to be appointed by the President Pro Tempore of the Senate;
- (2) Two members of the House of Representatives to be appointed by the Speaker of the House of Representatives;
- (3) The Attorney General or his or her designee;
- (4) The Director of the Department of Public Safety or his or her designee;
- (5) A circuit court judge who has experience handling juvenile court matters, appointed by the President Pro Tempore of the Senate;
- (6) A prosecuting or circuit attorney, appointed by the Speaker of the House of Representatives;
- (7) A juvenile officer from a circuit court, appointed by the President Pro Tempore of the Senate;
- (8) The Commissioner of Education or his or her designee;
- (9) The Director of the Department of Social Services or his or her designee;
- (10) The Director of the Department of Mental Health or his or her designee;
- (11) One representative from the Office of Child Advocate, appointed by the President Pro Tempore of the Senate;
- (12) One medical provider with professional expertise in child abuse and medical forensics, appointed by the Speaker of the House of Representatives;
- (13) The chief of a municipal police force appointed by the President Pro Tempore of the Senate;
- (14) A county sheriff to be appointed by the Speaker of the House of Representatives; and
- (15) Six representatives from geographically diverse non-governmental organizations that assist victims of human trafficking, three of whom shall be appointed by the President Pro Tempore of the Senate and three of whom shall be appointed by the Speaker of the House of Representatives; and

BE IT FURTHER RESOLVED that the staffs of Senate Research, House Research, and the Joint Committee on Legislative Research shall provide such legal, research, clerical,

technical, and bill drafting services as the task force may require in the performance of its duties; and

BE IT FURTHER RESOLVED that the task force, its members, and any staff assigned to the task force shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the Task Force or any subcommittee thereof; and

BE IT FURTHER RESOLVED that the task force shall meet within two months from adoption of this resolution; and

BE IT FURTHER RESOLVED that the task force shall report a summary of its activities and any recommendations for legislation to the General Assembly by January 1, 2017; and

BE IT FURTHER RESOLVED that the Human Trafficking Task Force is authorized to function during the legislative interim of both the first and second regular sessions of the 98th General Assembly, as authorized by *State v. Atterbury*, 300 S.W.2d 806 (Mo. 1957); and

BE IT FURTHER RESOLVED that the task force shall terminate on January 1, 2017; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Attorney General, the Director of the Department of Public Safety, the Director of the Department of Mental Health, the Commissioner of Education, the Director of the Department of Social Services, and the Office of Child Advocate.

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