

# Journal of the Senate

SECOND REGULAR SESSION

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ELEVENTH DAY—TUESDAY, JANUARY 24, 2006

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The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

We pray, “For kings, and for all that are in authority; that we might lead a quiet and peaceable life in all godliness and honesty.” (1 Timothy 2:2)

Gracious God, help us always be mindful that we are elected to help maintain the harmony among Your people here. Help us to pass laws that provide opportunities for a peaceful life that can safely take risk in the pursuit of happiness and be free to seek to lead a godly life. We ask this in Your Holy Name. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Shields announced that photographers from KRCG-TV had been given permission to take pictures in the Senate Chamber today.

The following Senators were present during the day’s proceedings:

Present—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty

Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—33			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

## INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

**SB 940**—By Clemens.

An Act to repeal sections 345.015, 345.030, and 345.055, RSMo, and to enact in lieu thereof three new sections relating to audiology.

**SB 941**—By Clemens.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the Corporal John A. “Jay” Sampietro, Jr., MO state highway patrol memorial highway.

**SB 942**—By Ridgeway and Cauthorn.

An Act to amend chapter 301, RSMo, by adding thereto one new section relating to disabled American veteran special license plates.

**SB 943**—By Bray, Days, Wheeler, Coleman, Wilson and Graham.

An Act to repeal section 170.015, RSMo, and to enact in lieu thereof six new sections relating to reducing the number of abortions in the state through the prevention first act, with penalty provisions.

**SB 944**—By Bray, Green, Days, Callahan, Dougherty, Coleman and Kennedy.

An Act to amend chapter 285, RSMo, by adding thereto six new sections relating to health care payroll assessments.

**SB 945**—By Bray.

An Act to amend chapter 130, RSMo, by adding thereto one new section relating to members of the general assembly.

**SB 946**—By Shields.

An Act to repeal section 105.711, RSMo, and to enact in lieu thereof one new section relating to the state legal expense fund.

**SB 947**—By Shields.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to early childhood education.

**SB 948**—By Shields.

An Act to repeal section 173.239, RSMo, and to enact in lieu thereof one new section relating to national guard member educational assistance grants.

**SB 949**—By Shields.

An Act to amend chapter 208, RSMo, by adding thereto three new sections relating to the

dental carve-out act of 2006.

**THIRD READING OF SENATE BILLS**

**SCS for SB 578**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 578

An Act to amend chapter 578, RSMo, by adding thereto one new section relating to protest activities near funeral services, with penalty provisions and an emergency clause.

Was taken up by Senator Shields.

On motion of Senator Shields, **SCS for SB 578** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Crowell	Dougherty	Engler	Gibbons
Goodman	Graham	Green	Griesheimer
Gross	Kennedy	Klindt	Koster
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Coleman Days—2

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Crowell	Dougherty	Engler	Gibbons
Goodman	Graham	Green	Griesheimer
Gross	Kennedy	Klindt	Koster
Loudon	Mayer	Nodler	Purgason

Ridgeway Scott Shields Stouffer  
 Vogel Wheeler Wilson—31

Absent with leave—Senators  
 Coleman Days—2

NAYS—Senators—None

Vacancies—1

Absent—Senators—None

Absent with leave—Senators  
 Coleman Days—2

Vacancies—1

On motion of Senator Shields, title to the bill was agreed to.

Senator Shields moved that the vote by which the bill passed be reconsidered.

Senator Gibbons moved that motion lay on the table, which motion prevailed.

### CONCURRENT RESOLUTIONS

Senator Ridgeway moved that **SCR 21** with **SCS** be taken up for adoption, which motion prevailed.

**SCS** for **SCR 21** was taken up.

Senator Ridgeway moved that **SCS** for **SCR 21** be adopted, which motion prevailed.

On motion of Senator Ridgeway, **SCR 21**, as amended by the **SCS**, was adopted by the following vote:

YEAS—Senators			
Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Crowell	Dougherty	Engler	Gibbons
Goodman	Graham	Green	Griesheimer
Gross	Kennedy	Klindt	Koster
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

NAYS—Senators—None

Absent—Senators—None

### COMMITTEE APPOINTMENTS

President Pro Tem Gibbons appointed the following committee, pursuant to **HCR 2**: Senators Bartle, Callahan, Coleman, Crowell, Green, Kennedy, Koster, Mayer, Ridgeway and Wheeler.

### RESOLUTIONS

Senator Shields offered Senate Resolution No. 1840, regarding Jeremy Christopher Wood, which was adopted.

Senator Shields offered Senate Resolution No. 1841, regarding Andrew James Miller, Kansas City, which was adopted.

Senator Shields offered Senate Resolution No. 1842, regarding the 2005 West Platte High School Championship Football Team, which was adopted.

### INTRODUCTIONS OF GUESTS

Senator Goodman introduced to the Senate, Diane Brewer, Danielle Schneider, Chrysa Wagner and Lisa Koob, members of the Missouri Association of Nurse Anesthetists.

Senator Gross introduced to the Senate, James Mueller, O’Fallon.

Senator Stouffer introduced to the Senate, Don and Marg Scott, Boonville.

Senator Engler introduced to the Senate, Richard and Terri Stis, Hematite.

On behalf of Senators Kennedy, Clemens, Ridgeway, Gross and himself, Senator Shields introduced to the Senate, Helen Headrick, St. Louis; Stephanie Long, Springfield; Eric Langhorst, Liberty; and Angel Taylor, St. Charles.

On motion of Senator Shields, the Senate adjourned under the rules.

## SENATE CALENDAR

TWELFTH DAY–WEDNESDAY, JANUARY 25, 2006

## FORMAL CALENDAR

## SECOND READING OF SENATE BILLS

SB 901-Shields	SB 926-Cauthorn
SB 902-Callahan	SB 927-Gross
SB 903-Griesheimer	SB 928-Green
SB 904-Griesheimer	SB 929-Green
SB 905-Engler	SB 930-Green
SB 906-Engler	SB 931-Scott
SB 907-Engler	SB 932-Scott
SB 908-Stouffer	SB 933-Scott
SB 909-Stouffer	SB 934-Engler
SB 910-Stouffer	SB 935-Engler
SB 911-Goodman	SB 936-Vogel
SB 912-Goodman	SB 937-Nodler
SB 913-Vogel	SB 938-Stouffer
SB 914-Koster	SB 939-Stouffer
SB 915-Koster, et al	SB 940-Clemens
SB 916-Koster, et al	SB 941-Clemens
SB 917-Gross and Gibbons	SB 942-Ridgeway and Cauthorn
SB 918-Scott	SB 943-Bray, et al
SB 919-Scott	SB 944-Bray, et al
SB 920-Coleman and Bray	SB 945-Bray
SB 921-Coleman	SB 946-Shields
SB 922-Wilson and Wheeler	SB 947-Shields
SB 923-Barnitz	SB 948-Shields
SB 924-Klindt	SB 949-Shields
SB 925-Cauthorn	

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