

# Journal of the Senate

SECOND REGULAR SESSION

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THIRTY-FIFTH DAY—TUESDAY, MARCH 7, 2006

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The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“...all of you be in agreement and that there be no divisions among you, but that you be united in the same mind and the same purpose.” (1 Corinthians 1:10b)

Gracious God, You have blessed us with forgiveness for our sins, You have given us peace of heart and power to do Your bidding. And since You have shown us the way to confident living, so teach us to give up our contentiousness and lead us away from petty pride that divides us from one another. And bind us, one to the other, that we may work for the common good and seek always Your will. In Your Holy Name we pray. 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.

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.

## RESOLUTIONS

Senator Scott offered Senate Resolution No. 2263, regarding Kristen O’Neal, Wheatland, which was adopted.

Senator Scott offered Senate Resolution No. 2264, regarding Blair Chism, Fair Play, which was adopted.

Senator Callahan offered Senate Resolution No. 2265, regarding Don P. Hartley, Independence, which was adopted.

Senator Coleman offered Senate Resolution No. 2266, regarding Bruce R. Bacon, M.D., which was adopted.

Senator Shields offered Senate Resolution No. 2267, regarding Lindsay Anne Short, Kansas City,

which was adopted.

Senators Ridgeway and Callahan offered Senate Resolution No. 2268, regarding Esther Wetzel, Independence, which was adopted.

Senator Griesheimer offered Senate Resolution No. 2269, regarding Kelly Kosewicz, Washington, which was adopted.

Senator Shields offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 2270

WHEREAS, Missouri State Teachers Association was founded on May 23, 1856, to promote education by advancing the ideals and standards of the teaching profession, to strive for the welfare of students, to secure conditions necessary for the greatest efficiency of schools, and uphold democracy; and

WHEREAS, MSTA has supported such important changes in Missouri education as the establishment of normal schools to ensure a well-trained supply of teachers, compulsory school attendance, free textbooks, basic school finance law, and increased funding for schools; and

WHEREAS, in addition to its stance against child labor, MSTA worked tirelessly for a state retirement system for teachers beginning with its first recommendation in 1907 and the subsequent passage of a constitutional amendment in 1936 and establishment of a statewide program in 1945; and

WHEREAS, in 1945 MSTA also helped write a new state constitution with provisions favorable to education, since which time it has supported such legislation that improves education for children and working conditions for teachers as the 1985 Excellence in Education Act, the 1993 Outstanding Schools Act, and the 1996 Safe Schools Act; and

WHEREAS, more than one hundred years ago MSTA founded The Reading Circle Program to encourage students to discover a lifelong joy in reading; and

WHEREAS, MSTA has been providing professional legal services for its members to protect members in job-related situations and has been sponsoring the largest teachers convention in the state with appropriate professional development for education employees; and

WHEREAS, MSTA also deserves mention of its ownership of Bunker Hill Resort as a nonprofit resort run exclusively for members and their families:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninety-third General Assembly,

join to applaud the long history of leadership and accomplishment garnered by the officers and members of the Missouri State Teachers Association and to convey to all of those involved this legislative body's most heartfelt congratulations as they celebrate the One Hundred Fiftieth Anniversary of the founding of their esteemed professional organization; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for presentation to the Missouri State Teachers Association.

Senator Gibbons offered Senate Resolution No. 2271, regarding Larry R. Miles, Manchester, which was adopted.

## SECOND READING OF SENATE BILLS

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

**SB 1186**—Ways and Means.

**SB 1187**—Financial and Governmental Organizations and Elections.

**SB 1188**—Commerce, Energy and the Environment.

**SB 1189**—Financial and Governmental Organizations and Elections.

**SB 1190**—Education.

**SB 1191**—Commerce, Energy and the Environment.

**SB 1192**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1193**—Financial and Governmental Organizations and Elections.

**SB 1194**—Economic Development, Tourism and Local Government.

**SB 1195**—Economic Development, Tourism and Local Government.

**SB 1196**—Ways and Means.

**SB 1197**—Aging, Families, Mental and Public Health.

**SB 1198**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1199**—Aging, Families, Mental and Public Health.

**SB 1200**—Governmental Accountability and Fiscal Oversight.

**SB 1201**—Pensions, Veterans' Affairs and General Laws.

**SB 1202**—Economic Development, Tourism and Local Government.

**SB 1203**—Commerce, Energy and the Environment.

**SB 1204**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1205**—Ways and Means.

**SB 1206**—Aging, Families, Mental and Public Health.

**SB 1207**—Economic Development, Tourism and Local Government.

**SB 1208**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1209**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1210**—Pensions, Veterans' Affairs and General Laws.

**SB 1211**—Education.

**SB 1212**—Economic Development, Tourism and Local Government.

**SB 1213**—Financial and Governmental Organizations and Elections.

**SB 1214**—Financial and Governmental Organizations and Elections.

**SB 1215**—Transportation.

**SB 1216**—Small Business, Insurance and Industrial Relations.

**SB 1217**—Governmental Accountability and

Fiscal Oversight.

**SB 1218**—Small Business, Insurance and Industrial Relations.

**SB 1219**—Aging, Families, Mental and Public Health.

**SB 1220**—Aging, Families, Mental and Public Health.

**SB 1221**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1222**—Agriculture, Conservation, Parks and Natural Resources.

**SB 1223**—Ways and Means.

**SB 1224**—Aging, Families, Mental and Public Health.

**SB 1225**—Governmental Accountability and Fiscal Oversight.

**SB 1226**—Education.

**SB 1227**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1228**—Pensions, Veterans' Affairs and General Laws.

**SB 1229**—Ways and Means.

**SJR 40**—Agriculture, Conservation, Parks and Natural Resources.

**SJR 41**—Judiciary and Civil and Criminal Jurisprudence.

**SJR 42**—Governmental Accountability and Fiscal Oversight.

#### **SENATE BILLS FOR PERFECTION**

Senator Bartle moved that **SB 588, SB 557, SB 579, SB 563, SB 869, SB 619, SB 570, SB 753, SB 764, SB 782, SB 783** and **SB 890**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

**SCS** for **SBs 588, 557, 579, 563, 869, 619,**

**570, 753, 764, 782, 783** and **890**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILLS NOS. 588, 557, 579, 563, 869,  
619, 570, 753, 764, 782, 783 and 890

An Act to repeal sections 217.735, 556.061, 558.018, 559.106, 566.010, 566.030, 566.060, 566.067, 566.083, 566.086, 566.090, 566.145, 566.151, 573.010, 575.195, 589.400, 589.402, 589.414, 589.425, 632.484, 632.489, and 632.495, RSMo, and to enact in lieu thereof twenty-six new sections relating to sexual offenders, with penalty provisions.

Was taken up.

Senator Bartle moved that **SCS** for **SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783** and **890** be adopted.

Senator Bartle offered **SS** for **SCS** for **SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783** and **890**, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILLS NOS. 588, 557, 579, 563, 869,  
619, 570, 753, 764, 782, 783 and 890

An Act to repeal sections 43.650, 217.735, 556.061, 558.018, 559.100, 559.106, 566.010, 566.030, 566.060, 566.067, 566.083, 566.086, 566.090, 566.145, 566.151, 573.010, 575.195, 589.400, 589.402, 589.407, 589.414, 589.425, 632.480, 632.484, 632.489, 632.492, 632.495, 632.498, 632.501, 632.504, and 632.507, RSMo, and to enact in lieu thereof thirty-seven new sections relating to sexual offenders, with penalty provisions.

Senator Bartle moved that **SS** for **SCS** for **SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783** and **890** be adopted.

Senator Griesheimer assumed the Chair.

Senator Scott assumed the Chair.

Senator Loudon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 63, Section 632.507, Line 3 of said page by inserting after all of said line the following:

**“650.120. 1. Subject to appropriation, the department of public safety shall create a program to distribute grants to multijurisdictional Internet cyber crime law enforcement task forces and other law enforcement agencies. The grants shall be awarded and used to pay the salaries of newly hired detectives and computer forensic personnel whose focus is investigating Internet sex crimes against children, including but not limited to enticement of a child, possession or promotion of child pornography, and to provide funding for the training of such personnel. Such funding for a training program may be used to cover the travel expenses of those persons participating in such program.**

**2. A panel is hereby established in the department of public safety to award grants under this program and shall be comprised of the following members:**

**(1) The director of the department of public safety, or his or her designee;**

**(2) An employee of the department of public safety who shall be appointed by the director;**

**(3) Two members shall be appointed by the director of public safety from a list of six nominees submitted by the Missouri Police Chiefs' Association;**

**(4) Two members shall be appointed by the director of the department of public safety from a list of six nominees submitted by the Missouri Sheriffs' Association;**

**(5) One member of the house of**

representatives who shall be appointed by the speaker of the house; and

(6) One member of the senate who shall be appointed by the president pro tem.

The panel members who are appointed under subdivisions (2), (3), and (4) of this subsection shall serve a four-year term ending four years from the date of expiration of the term for which his or her predecessor was appointed. However, a person appointed to fill a vacancy prior to the expiration of such a term shall be appointed for the remainder of the term. Such members shall hold office for the term of his or her appointment and until a successor is appointed. The members of the panel shall receive no additional compensation but shall be eligible for reimbursement for mileage directly related to the performance of panel duties.

3. Local matching amounts are required for multijurisdictional Internet cyber crime law enforcement task forces and other law enforcement agencies to receive grants awarded by the panel. Such amounts shall be determined by the state appropriations process or by the panel.

4. The panel may make recommendations to the general assembly regarding the need for additional resources or appropriations and conduct hearings to determine regional needs for funding the investigation of Internet sex crimes against children. The panel may establish multijurisdictional task force region boundaries.

5. When awarding grants, the panel should consider that all regions of the state, if established by the panel under subsection 4 of this section, would benefit from being served and computer forensics should be made available in each region if feasible.

6. If the panel establishes regional boundaries under subsection 4 of this section, the multijurisdictional task force that is

awarded a grant under this section shall be required to provide assistance to all areas within its designated region.

7. Pursuant to section 23.253, RSMo, of the Missouri sunset act:

(1) The provisions of the new program authorized under section 650.120 shall sunset automatically six years after the effective date of section 650.120 unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under section 650.120 shall sunset automatically twelve years after the effective date of the reauthorization of section 650.120; and

(3) Section 650.120 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under section 650.120 is sunset.”; and

Further amend the title and enacting clause accordingly.

Senator Loudon moved that the above amendment be adopted.

At the request of Senator Bartle, SB 588, SB 557, SB 579, SB 563, SB 869, SB 619, SB 570, SB 753, SB 764, SB 782, SB 783 and SB 890, with SCS, SS for SCS and SA 1 (pending), were placed on the Informal Calendar.

On motion of Senator Shields, the Senate recessed until 2:00 p.m.

## RECESS

The time of recess having expired, the Senate was called to order by Senator Crowell.

## RESOLUTIONS

Senator Coleman offered Senate Resolution No. 2272, regarding Sarah Ann Davis, High Ridge, which was adopted.

Senator Coleman offered Senate Resolution No. 2273, regarding Maura Donovan, Ballwin, which was adopted.

Senator Coleman offered Senate Resolution No. 2274, regarding Stephanie Dusek, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2275, regarding Erika Halsey, Ballwin, which was adopted.

Senator Coleman offered Senate Resolution No. 2276, regarding Ann Harman, Marthasville, which was adopted.

Senator Coleman offered Senate Resolution No. 2277, regarding Lauren Hartford, Affton, which was adopted.

Senator Coleman offered Senate Resolution No. 2278, regarding Danielle Hebel, Webster Groves, which was adopted.

Senator Coleman offered Senate Resolution No. 2279, regarding Kimberly Jung, Maryland Heights, which was adopted.

Senator Coleman offered Senate Resolution No. 2280, regarding Theresa Kaiser, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2281, regarding Laura Marie Kraus, Florissant, which was adopted.

Senator Coleman offered Senate Resolution No. 2282, regarding Kerry Kulich, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2283, regarding Suzanne Mullen, Crestwood, which was adopted.

Senator Coleman offered Senate Resolution No. 2284, regarding Julie Patterson, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2285, regarding Hillary Ellen Schulz, DeSoto, which was adopted.

Senator Coleman offered Senate Resolution No. 2286, regarding Hannah Schweiss, Festus, which was adopted.

Senator Coleman offered Senate Resolution No. 2287, regarding Kristin Smith, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2288, regarding Krissy Tripp, High Ridge, which was adopted.

Senator Coleman offered Senate Resolution No. 2289, regarding Amanda Vogt, Ballwin, which was adopted.

Senator Coleman offered Senate Resolution No. 2290, regarding Katie Yarber, St. Peters, which was adopted.

Senator Coleman offered Senate Resolution No. 2291, regarding Hayley L. Younkin, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2292, regarding GraceMarie Ritter, Festus, which was adopted.

Senator Coleman offered Senate Resolution No. 2293, regarding Angela Francis, Festus, which was adopted.

Senator Coleman offered Senate Resolution No. 2294, regarding Ashley Robinson, Florissant, which was adopted.

Senator Coleman offered Senate Resolution No. 2295, regarding Amanda Smith, High Ridge, which was adopted.

Senator Coleman offered Senate Resolution No. 2296, regarding Rachel Bolinger, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2297, regarding Sydney Alexis Cross, Florissant, which was adopted.

Senator Coleman offered Senate Resolution No. 2298, regarding Lisa Kedro, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2299, regarding Samantha McGill, House Springs, which was adopted.

Senator Coleman offered Senate Resolution No. 2300, regarding Margaret L. Rahmoeller, Webster Groves, which was adopted.

Senator Coleman offered Senate Resolution No. 2301, regarding Amanda Marie Scott, Troy, which was adopted.

Senator Coleman offered Senate Resolution No. 2302, regarding Meghan Krato, Florissant, which was adopted.

Senator Coleman offered Senate Resolution No. 2303, regarding Shelby Pascoe, Fenton, which was adopted.

Senator Coleman offered Senate Resolution No. 2304, regarding Emily Howard, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2305, regarding Heather E. James, High Ridge, which was adopted.

Senator Coleman offered Senate Resolution No. 2306, regarding Melissa L. Kaufman, Maryland Heights, which was adopted.

Senator Coleman offered Senate Resolution No. 2307, regarding Emily Marie Mahon, Sunset Hills, which was adopted.

Senator Coleman offered Senate Resolution No. 2308, regarding Gretchen L. McCready, Festus, which was adopted.

Senator Coleman offered Senate Resolution No. 2309, regarding Taylor Moline, Fenton, which was adopted.

Senator Coleman offered Senate Resolution No. 2310, regarding Tricia Marie Rowlison, St. Peters, which was adopted.

Senator Coleman offered Senate Resolution No. 2311, regarding Samantha Schmid, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2312, regarding Nancy DeClue, Crystal City, which was adopted.

Senator Coleman offered Senate Resolution No. 2313, regarding Kayla Burch, Chesterfield, which was adopted.

Senator Coleman offered Senate Resolution No. 2314, regarding Lauren Cronk, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2315, regarding Gwendolyn Gorse, St. Louis, which was adopted.

Senator Coleman offered Senate Resolution No. 2316, regarding Christine Price, Ballwin, which was adopted.

Senator Callahan offered Senate Resolution No. 2317, regarding Jan Lonsbury, which was adopted.

Senator Coleman offered Senate Resolution No. 2318, regarding Heather L. Roehl, Fenton, which was adopted.

Senator Coleman offered Senate Resolution No. 2319, regarding Tiffany Yang, Manchester, which was adopted.

Senator Coleman offered Senate Resolution No. 2320, regarding Colleen McCarthy, Des Peres, which was adopted.

Senator Coleman offered Senate Resolution No. 2321, regarding Shannon Baldwin, Festus, which was adopted.

Senator Coleman offered Senate Resolution No. 2322, regarding Lauren Manganelli, St. Charles, which was adopted.

#### **SENATE BILLS FOR PERFECTION**

**SB 816**, with **SCS**, was placed on the Informal Calendar.

**SB 646**, with **SCS**, was placed on the Informal Calendar.

**SB 566**, with **SCS**, was placed on the Informal Calendar.

**SB 665** and **SB 757**, with **SCS**, were placed on the Informal Calendar.

**SB 643** was placed on the Informal Calendar.

At the request of Senator Bartle, **SRB 848**, with **SCS**, was placed on the Informal Calendar.

Senator Koster moved that **SB 916**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 916**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 916

An Act to repeal sections 210.104, 210.106, 210.107, and 307.178, RSMo, and to enact in lieu thereof three new sections relating to child safety restraints, with penalty provisions.

Was taken up.

Senator Koster moved that **SCS** for **SB 916** be adopted.

Senator Koster offered **SS** for **SCS** for **SB 916**, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 916

An Act to repeal sections 210.104, 210.106, 210.107, and 307.178, RSMo, and to enact in lieu thereof three new sections relating to child safety restraints, with penalty provisions.

Senator Koster moved that **SS** for **SCS** for **SB 916** be adopted.

Senator Cauthorn offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 916, Page 4, Section 307.178, Lines 6-8, by striking the opening and closing brackets that appear on said lines.

Senator Cauthorn moved that the above

amendment be adopted.

At the request of Senator Koster, **SB 916**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

**SECOND READING OF SENATE BILLS**

The following Bills were read the 2nd time and referred to the Committees indicated:

**SB 1230**—Aging, Families, Mental and Public Health.

**SB 1231**—Pensions, Veterans' Affairs and General Laws.

**SB 1232**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1233**—Financial and Governmental Organizations and Elections.

**SB 1234**—Education.

**SB 1235**—Economic Development, Tourism and Local Government.

**SB 1236**—Commerce, Energy and the Environment.

**SB 1237**—Judiciary and Civil and Criminal Jurisprudence.

**SB 1238**—Small Business, Insurance and Industrial Relations.

**SB 1239**—Pensions, Veterans' Affairs and General Laws.

**SB 1240**—Aging, Families, Mental and Public Health.

**SB 1241**—Aging, Families, Mental and Public Health.

**SB 1242**—Agriculture, Conservation, Parks and Natural Resources.

**SB 1243**—Financial and Governmental Organizations and Elections.

**SB 1244**—Pensions, Veterans' Affairs and General Laws.

**SB 1245**—Aging, Families, Mental and Public Health.

**SB 1246**—Small Business, Insurance and Industrial Relations.

**SB 1247**—Transportation.

### SENATE BILLS FOR PERFECTION

Senator Bartle moved that **SB 588, SB 557, SB 579, SB 563, SB 869, SB 619, SB 570, SB 753, SB 764, SB 782, SB 783 and SB 890**, with **SCS, SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

**SA 1** was again taken up.

At the request of Senator Loudon, **SA 1** was withdrawn.

Senator Loudon offered **SA 2**:

#### SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 63, Section 632.507, Line 3 of said page, by inserting after all of said line the following:

**“650.120. 1. Subject to appropriation, the Missouri state highway patrol shall create a program to investigate Internet sex crimes against children, including but not limited to enticement of a child and possession or promotion of child pornography. The highway patrol shall designate members of the patrol to investigate such crimes against children and provide computer forensics on a full-time basis under this program. The highway patrol shall coordinate with any existing Internet Crimes Against Children task forces located in Missouri to investigate such crimes.**

**2. The highway patrol shall make computer forensics available to any multijurisdictional Internet cyber crime law enforcement task force**

**or law enforcement agency that requests such assistance.”; and**

Further amend the title and enacting clause accordingly.

Senator Loudon moved that the above amendment be adopted, which motion prevailed.

Senator Bartle offered **SA 3**:

#### SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 6, Section 351.609, Line 15, by striking the word “Private” and inserting in lieu thereof the following: **“Privacy”**; and

Further amend section 556.061, page 12, lines 10-11 by striking the words “ADD about kids being not able to consent”; and

Further amend section 566.213, page 28, line 19 by striking “3.” and inserting in lieu thereof the following: **“2.”**; and further renumber the remaining subsection accordingly.

Senator Bartle moved that the above amendment be adopted, which motion prevailed.

Senator Bray offered **SA 4**, which was read:

#### SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 22, Section 566.030, Line 14, by adding at the end of said line the following:

**“566.036. Any persons required to report under 210.115 RSMo who have prima facie evidence that an individual has been the victim of statutory rape shall report such crimes in the same manner as provided by section 210.115 RSMo.”; and**

Further amend title and enacting clause accordingly.

Senator Bray moved that the above

amendment be adopted.

Senator Bray offered **SA 1** to **SA 4**:

SENATE AMENDMENT NO. 1 TO

SENATE AMENDMENT NO. 4

Amend Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 1, Line 3, by inserting after the words “210.115 RSMo” the following: “and any crisis pregnancy worker”

Senator Bray moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Callahan, Coleman, Days and Kennedy.

**SA 1** to **SA 4** failed of adoption by the following vote:

YEAS—Senators

Bray	Coleman	Days	Green
Wheeler	Wilson—6		

NAYS—Senators

Alter	Barnitz	Bartle	Callahan
Cauthorn	Champion	Clemens	Crowell
Dougherty	Engler	Gibbons	Goodman
Graham	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer—26		

Absent—Senator Vogel—1

Absent with leave—Senators—None

Vacancies—1

**SA 4** was again taken up.

Senator Bray moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Callahan, Days, Coleman and Green.

Senator Bray offered **SSA 1** for **SA 4**, which was read:

SENATE SUBSTITUTE AMENDMENT NO. 1  
FOR SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 22, Section 566.030, Line 14 by adding at the end of said line the following:

“Section 1. Any persons required to report under 210.115 RSMo and any crisis pregnancy center worker who have prima facie evidence that a young woman has given birth and has been the victim of statutory rape shall report such crimes in the same manner as provided by section 210.115 RSMo”

and further amend the title and enacting clause accordingly.

Senator Bray moved that the above substitute amendment be adopted.

At the request of Senator Bray, **SSA 1** for **SA 4** was withdrawn.

At the request of Senator Bray, **SA 4** was withdrawn.

Senator Bray offered **SA 5**, which was read:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 4, Section 188.023, Lines 15-16, by striking all of said lines and inserting in lieu thereof the following: “**188.023. Any licensed health care professional who delivers a baby or performs an abortion, who has prima facie**”.

Senator Bray moved that the above amendment be adopted, which motion prevailed.

Senator Coleman offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783

and 890, Page 18, Section 558.018, Line 21, of said page, by inserting after all of said line the following:

“558.019. 1. This section shall not be construed to affect the powers of the governor under article IV, section 7, of the Missouri Constitution. This statute shall not affect those provisions of section 565.020, RSMo, section 558.018 or section 571.015, RSMo, which set minimum terms of sentences, or the provisions of section 559.115, RSMo, relating to probation.

2. (1) The provisions of subsections 2 to 5 of this section shall be applicable to all classes of felonies except those set forth in chapter 195, RSMo, and those otherwise excluded in subsection 1 of this section. For the purposes of this section, “prison commitment” means and is the receipt by the department of corrections of an offender after sentencing. For purposes of this section, prior prison commitments to the department of corrections shall not include commitment to a regimented discipline program established pursuant to section 217.378, RSMo. Other provisions of the law to the contrary notwithstanding, any offender who has pleaded guilty to or has been found guilty of a felony other than a dangerous felony as defined in section 556.061, RSMo, and is committed to the department of corrections shall be required to serve [the following minimum prison terms:

(1) If the offender has one previous prison commitment to the department of corrections for a felony offense, the minimum prison term which the offender must serve shall be forty percent of his or her sentence or until the offender attains seventy years of age, and has served at least thirty percent of the sentence imposed, whichever occurs first;

(2) If the offender has two previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the offender must serve shall be fifty percent of his or her sentence or until the offender attains seventy years of age, and

has served at least forty percent of the sentence imposed, whichever occurs first;

(3) If the offender has three or more previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the offender must serve shall be eighty percent of his or her sentence or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.] **a sentence as imposed by the judge of the sentencing court. However, the board of probation and parole shall have discretion to review the sentence of such an offender, and it may release the individual on probation or parole prior to the completion of the sentence imposed.**

**(2) Those offenders sentenced under this section prior to August 28, 2006, shall have his or her sentence reviewed by the board of probation and parole. The board of probation and parole shall have discretion to release such an offender prior to completion of the sentence imposed in accordance with the former mandatory minimum sentencing requirements.**

3. Other provisions of the law to the contrary notwithstanding, any offender who has pleaded guilty to or has been found guilty of a dangerous felony as defined in section 556.061, RSMo, and is committed to the department of corrections shall be required to serve a minimum prison term of eighty-five percent of the sentence imposed by the court or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

4. For the purpose of determining the minimum prison term to be served, the following calculations shall apply:

(1) A sentence of life shall be calculated to be thirty years;

(2) Any sentence either alone or in the aggregate with other consecutive sentences for

crimes committed at or near the same time which is over seventy-five years shall be calculated to be seventy-five years.

5. For purposes of this section, the term “minimum prison term” shall mean time required to be served by the offender before he or she is eligible for parole, conditional release or other early release by the department of corrections.

6. (1) A sentencing advisory commission is hereby created to consist of eleven members. One member shall be appointed by the speaker of the house. One member shall be appointed by the president pro tem of the senate. One member shall be the director of the department of corrections. Six members shall be appointed by and serve at the pleasure of the governor from among the following: the public defender commission; private citizens; a private member of the Missouri Bar; the board of probation and parole; and a prosecutor. Two members shall be appointed by the supreme court, one from a metropolitan area and one from a rural area. All members shall be appointed to a four-year term. All members of the sentencing commission appointed prior to August 28, 1994, shall continue to serve on the sentencing advisory commission at the pleasure of the governor.

(2) The commission shall study sentencing practices in the circuit courts throughout the state for the purpose of determining whether and to what extent disparities exist among the various circuit courts with respect to the length of sentences imposed and the use of probation for offenders convicted of the same or similar crimes and with similar criminal histories. The commission shall also study and examine whether and to what extent sentencing disparity among economic and social classes exists in relation to the sentence of death and if so, the reasons [therefor sentences are comparable to] **for such disparities. The commission also shall examine whether these disparities are comparable in** other states, if the length of the sentence is appropriate, and the rate of rehabilitation based on sentence. It shall

compile statistics, examine cases, draw conclusions, and perform other duties relevant to the research and investigation of disparities in death penalty sentencing among economic and social classes.

(3) The commission shall establish a system of recommended sentences, within the statutory minimum and maximum sentences provided by law for each felony committed under the laws of this state. This system of recommended sentences shall be distributed to all sentencing courts within the state of Missouri. The recommended sentence for each crime shall take into account, but not be limited to, the following factors:

(a) The nature and severity of each offense;

(b) The record of prior offenses by the offender;

(c) The data gathered by the commission showing the duration and nature of sentences imposed for each crime; and

(d) The resources of the department of corrections and other authorities to carry out the punishments that are imposed.

(4) The commission shall study alternative sentences, prison work programs, work release, home-based incarceration, probation and parole options, and any other programs and report the feasibility of these options in Missouri.

(5) The commission shall publish and distribute its recommendations on or before July 1, 2004. The commission shall study the implementation and use of the recommendations until July 1, 2005, and return a report to the governor, the speaker of the house of representatives, and the president pro tem of the senate. Following the July 1, 2005, report, the commission shall revise the recommended sentences every two years.

(6) The governor shall select a chairperson who shall call meetings of the commission as required or permitted pursuant to the purpose of

the sentencing commission.

(7) The members of the commission shall not receive compensation for their duties on the commission, but shall be reimbursed for actual and necessary expenses incurred in the performance of these duties and for which they are not reimbursed by reason of their other paid positions.

(8) The circuit and associate circuit courts of this state, the office of the state courts administrator, the department of public safety, and the department of corrections shall cooperate with the commission by providing information or access to information needed by the commission. The office of the state courts administrator will provide needed staffing resources.

7. Courts shall retain discretion to lower or exceed the sentence recommended by the commission as otherwise allowable by law, and to order restorative justice methods, when applicable.

8. If the imposition or execution of a sentence is suspended, the court may order any or all of the following restorative justice methods, or any other method that the court finds just or appropriate:

(1) Restitution to any victim or a statutorily created fund for costs incurred as a result of the offender's actions;

(2) Offender treatment programs;

(3) Mandatory community service;

(4) Work release programs in local facilities; and

(5) Community-based residential and nonresidential programs.

9. The provisions of this section shall apply only to offenses occurring on or after August 28, 2003.

10. Pursuant to subdivision (1) of subsection 8 of this section, the court may order the assessment and payment of a designated amount of restitution to a county law enforcement restitution fund established by the county commission

pursuant to section 50.565, RSMo. Such contribution shall not exceed three hundred dollars for any charged offense. Any restitution moneys deposited into the county law enforcement restitution fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565, RSMo.

11. A judge may order payment to a restitution fund only if such fund had been created by ordinance or resolution of a county of the state of Missouri prior to sentencing. A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering a defendant to make payment.

12. A defendant who fails to make a payment to a county law enforcement restitution fund may not have his or her probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the defendant either willfully refused to make the payment or that the defendant willfully, intentionally, and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.”; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted.

Senator Bartle raised the point of order that **SA 6** is out of order as it goes beyond the scope and title of the bill.

The point of order was referred to the President Pro Tem who ruled it well taken.

Senator Coleman offered **SA 7**:

#### SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 26, Section 566.090, Line 24, of said page by inserting after all of said line the

following:

“566.140. 1. Any person who has pleaded guilty to or been found guilty of violating the provisions of this chapter and is granted a suspended imposition or execution of sentence or placed under the supervision of the board of probation and parole shall be required to participate in and successfully complete a program of treatment, education and rehabilitation designed for perpetrators of sexual offenses. Persons required to attend a program pursuant to this section may be charged a reasonable fee to cover the costs of such program.

2. No person who provides assessment services or who makes a report, finding, or recommendation for any probationer to attend any counseling or program of treatment, education or rehabilitation as a condition or requirement of probation, following the probationer's plea of guilty to or a finding of guilt of violating any provision of this chapter or chapter 565, RSMo, may be related within the third degree of consanguinity or affinity to any person who has a financial interest, whether direct or indirect, in the counseling or program of treatment, education or rehabilitation or any financial interest, whether direct or indirect, in any private entity which provides the counseling or program of treatment, education or rehabilitation. Any person who violates this subsection shall thereafter:

(1) Immediately remit to the state of Missouri any financial income gained as a direct or indirect result of the action constituting the violation;

(2) Be prohibited from providing assessment or counseling services or any program of treatment, education or rehabilitation to, for, on behalf of, at the direction of, or in contract with the state board of probation and parole or any office thereof; and

(3) Be prohibited from having any financial interest, whether direct or indirect, in any private entity which provides assessment or counseling

services or any program of treatment, education or rehabilitation to, for, on behalf of, at the direction of, or in contract with the state board of probation and parole or any office thereof.

[3. The provisions of subsection 2 of this section shall not apply when the department of corrections has identified only one qualified service provider within reasonably accessible distance from the offender or when the only providers available within a reasonable distance are related within the third degree of consanguinity or affinity to any person who has a financial interest in the service provider.]”; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted, which motion prevailed.

Senator Bray offered SA 8:

#### SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 9, Section 489.042, Line 17, of said page, by inserting after all of said line the following:

**“544.025. 1. When a victim of a sexual offense initially makes a report of such offense to a law enforcement officer or a prosecuting or circuit attorney, such law enforcement officer or prosecuting or circuit attorney shall endeavor to inform the victim that he or she has a right to request a no contact order be issued against the alleged perpetrator of the sexual offense and how the victim can obtain such an order.**

**2. When a judge issues an arrest warrant for a person alleged to have committed a sexual offense, regardless of whether or not the warrant is based on a complaint, indictment, or information, such judge shall, if it has been requested by the victim or victims, also enter an**

order at the same time stating that the defendant shall have no contact or communication of any kind, direct or indirect, with the alleged victim or victims. The order shall remain in effect until the criminal case is concluded. As used in this section “no contact or communication of any kind, direct or indirect” includes but is not limited to contact or communication in person, by writing, telephone, fax, e-mail, or any other type of electronic communication, and includes contact or communication through a third party or parties, except that the defendant may communicate through his or her attorney to the prosecuting or circuit attorney, or if the defendant does not have counsel, directly to the prosecuting or circuit attorney, any lawful request or legally necessary information which the prosecuting or circuit attorney may then relay to the victim, if appropriate.

3. The court shall revoke the bond of any defendant who knowingly violates the no contact or communication provisions of subsection 2 of this section.”; and

Further amend the title and enacting clause accordingly.

Senator Bray moved that the above amendment be adopted, which motion prevailed.

Senator Loudon offered **SA 9**:

**SENATE AMENDMENT NO. 9**

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 and 890, Page 9, Section 489.042, Line 17, of said page, by inserting after all of said line the following:

“547.170. In all cases where an appeal or writ of error is prosecuted from a judgment in a criminal cause, except where the defendant is under sentence of death or imprisonment in the penitentiary for life, or a sentence of imprisonment for a violation of sections 195.222, RSMo,

565.021, RSMo, 565.050, RSMo, subsections 1 and 2 of section 566.030, 566.032, 566.040, 566.060, 566.062, **566.067**, 566.070, **566.083**, 566.100, **566.151**, **566.212**, **566.213**, **568.080**, **568.090**, **573.023**, **573.025**, **573.035**, **573.037**, RSMo, any court or officer authorized to order a stay of proceedings under the preceding provisions may allow a writ of habeas corpus, to bring up the defendant, and may thereupon let him to bail upon a recognizance, with sufficient sureties, to be approved by such court or judge.”; and

Further amend the title and enacting clause accordingly.

Senator Loudon moved that the above amendment be adopted, which motion prevailed.

Senator Bartle moved that **SS** for **SCS** for **SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783** and **890**, as amended, be adopted, which motion prevailed.

On motion of Senator Bartle, **SS** for **SCS** for **SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783** and **890**, as amended, was declared perfected and ordered printed.

## MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City

65101

March 2, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

The following addendum should be made to the appointment of Promod Kumar to the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects, submitted on February 28, 2006. Line 1 should be amended as follows:

“Promod Kumar, 830 Nykiel Court, Ballwin, Saint Louis County, Missouri”

Respectfully submitted,  
MATT BLUNT

Also,

## OFFICE OF THE GOVERNOR

State of Missouri  
 Jefferson City  
 65101  
 March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
 THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and  
 consent the following appointment:

Dixie J. Crider, 11319 Southwest Patton Road, Clarksdale,  
 DeKalb County, Missouri 64430, as a member of the Missouri  
 Planning Council on Developmental Disabilities, for a term ending  
 June 30, 2007, and until her successor is duly appointed and  
 qualified; vice, James Graham, term expired.

Respectfully submitted,  
 MATT BLUNT

Also,

## OFFICE OF THE GOVERNOR

State of Missouri  
 Jefferson City  
 65101  
 March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
 THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and  
 consent the following appointment:

Deborah D.W. Curtis, 18105 Forest Briar Court, Wildwood,  
 Saint Louis County, Missouri 63021, as a member of the Child  
 Abuse and Neglect Review Board, for a term ending April 17, 2008,  
 and until her successor is duly appointed and qualified; vice, Ellen  
 Velie, term expired.

Respectfully submitted,  
 MATT BLUNT

Also,

## OFFICE OF THE GOVERNOR

State of Missouri  
 Jefferson City  
 65101  
 March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
 THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and  
 consent the following appointment:

Daniel E. Devlin, Democrat, Rural Route 1, Box 80, Edina,  
 Knox County, Missouri 63537, as a member of the State Soil and  
 Water Districts Commission, for a term ending August 15, 2008,  
 and until his successor is duly appointed and qualified; vice,  
 Elizabeth Brown, term expired.

Respectfully submitted,  
 MATT BLUNT

Also,

## OFFICE OF THE GOVERNOR

State of Missouri  
 Jefferson City  
 65101  
 March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
 THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and  
 consent the following appointment:

Vern Henderson, Republican, 8318 Orchard, Saint Louis,  
 Saint Louis County, Missouri 63132, as a member of the Linn State  
 Technical College Board of Regents, for a term ending December  
 29, 2011, and until his successor is duly appointed and qualified;  
 vice, Norma Stack, term expired.

Respectfully submitted,  
 MATT BLUNT

Also,

## OFFICE OF THE GOVERNOR

State of Missouri  
 Jefferson City  
 65101  
 March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
 THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and  
 consent the following appointment:

Richard B. Jennett, M.D., 819 Harvest Drive, Jefferson City,  
 Cole County, Missouri 65109, as a member of the Missouri  
 Training and Employment Council, for a term ending August 28,  
 2007, and until his successor is duly appointed and qualified; vice,  
 Wayne Giles, resigned.

Respectfully submitted,  
 MATT BLUNT

Also,

## OFFICE OF THE GOVERNOR

State of Missouri  
 Jefferson City  
 65101  
 March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
 THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and  
 consent the following appointment:

Raquel R. Martinez, 7017 East 83<sup>rd</sup> Street, Kansas City,  
 Jackson County, Missouri 64138, as a member of the Missouri  
 Board of Occupational Therapy, for a term ending December 11,  
 2007, and until her successor is duly appointed and qualified; vice,  
 Erin Hampton, term expired.

Respectfully submitted,  
 MATT BLUNT

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City  
65101

March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

John Riffle, Democrat, 22010 Riffle Road, Pleasant Hill, Cass County, Missouri 64080, as a member of the Land Reclamation Commission, for a term ending September 28, 2007, and until his successor is duly appointed and qualified; vice, Hugh Jenkins, term expired.

Respectfully submitted,  
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City  
65101

March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jolene M. Schulz, Democrat, 1716 Stirling Court, Columbia, Boone County, Missouri 65203, as a member of the Missouri Community Service Commission, for a term ending December 12, 2007, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,  
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City  
65101

March 6, 2006

TO THE SENATE OF THE 93RD GENERAL ASSEMBLY OF  
THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Charles L. Barry, Republican, 337 Northeast 51, Warrensburg, Johnson County, Missouri 64093, as a member of the Missouri Veterinary Medical Board, for a term ending August 29, 2008, and until his successor is duly appointed and qualified; vice, Stephen Goff, term expired.

Respectfully submitted,  
MATT BLUNT

President Pro Tem Gibbons referred the above addendum and appointments to the Committee on Gubernatorial Appointments.

### MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1118**, entitled:

An Act to repeal section 44.045 as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 58, ninety-third general assembly, first regular session and section 44.045 as enacted by conference committee substitute for house committee substitute for senate committee substitute for senate bills nos. 420 & 344, ninety-third general assembly, first regular session, and to enact in lieu thereof one new section relating to civil defense.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 983**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to display of flags on September eleventh.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 1014** and requests the Senate to recede from its position

and failing to do so grant the House a conference thereon.

### **PRIVILEGED MOTIONS**

Senator Gross moved that the Senate refuse to recede from its position on **SCS** for **HCS** for **HB 1014**, and grant the House a conference thereon, which motion prevailed.

### **CONFERENCE COMMITTEE APPOINTMENTS**

President Pro Tem Gibbons appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 1014**: Senators Gross, Nodler, Champion, Dougherty and Green.

### **RESOLUTIONS**

Senator Purgason offered Senate Resolution No. 2323, regarding Andrew Joseph McDermott, Osage Beach, which was adopted.

Senator Gross offered Senate Resolution No. 2324, regarding Nathan B. Smith, St. Peters, which was adopted.

Senator Gross offered Senate Resolution No. 2325, regarding David Michael Haas, St. Peters, which was adopted.

Senator Green offered Senate Resolution No. 2326, regarding Brandon Charles Hackl, Florissant, which was adopted.

### **INTRODUCTIONS OF GUESTS**

Senator Mayer introduced to the Senate, his wife, Nancy, Dexter; and Chris Innes and Karmen Foster, Poplar Bluff.

Senator Nodler introduced to the Senate, James Sigler, Joplin.

Senator Cauthorn introduced to the Senate, sixty eighth and tenth grade students from Scotland County R-1 School, Memphis.

Senator Stouffer introduced to the Senate, Deb

Foreman, Marshall; and Kathy Crawford, Houstonia.

Senator Gross introduced to the Senate, Head Coach Hannibal Najjar and Manager Mike Warman and members of the St. Charles Christian High School Soccer Team, 2005 Missouri Christian School Athletic Association State Champions, O'Fallon.

Senator Shields introduced to the Senate, his wife, Brenda, St. Joseph.

Senator Cauthorn introduced to the Senate, Mika Bush, Donnetta Wheeler and Stephanie Maddox, Paris R-II School District.

On behalf of Senator Alter and himself, Senator Kennedy introduced to the Senate, John Scullin, Dale Kinnard and Jamie Guinn, High Ridge.

Senator Goodman introduced to the Senate, Amanda Bradshaw and Barb Hensiek, Mt. Vernon.

Senator Loudon introduced to the Senate, Brian McGinnis and his daughter, Mary Carol McGinnis, Manchester; and Mary Carol was made an honorary page.

Senator Purgason introduced to the Senate, Jim McGee, Treba Neuschwander, Jim Berkshire, Lisa Barrett, Alonzo Tillery and Robert Pace, members of South Howell County Ambulance.

Senator Purgason introduced to the Senate, LaMoine Hamilton, Rosanne Pokorny and Sherry Gatlin, Houston.

Senator Bray introduced to the Senate, Jennifer Wood and Kelley Moffatt, St. Louis.

Senator Cauthorn introduced to the Senate, Missy Barrie, Whitney Locke, Jan Golian and Kurt Haner, Hannibal.

Senator Loudon introduced to the Senate, Kenna Valentine and sixty fourth grade students from Garrett Elementary School, Hazelwood.

Senator Scott introduced to the Senate, David and Kristen O'Neal, Wheatland.

Senator Green introduced to the Senate, Sister Gail Guelker and Sister Gen Cassani, St. Louis.

Senator Gibbons introduced to the Senate, Joanne Breckenridge, Lucy Obukowicz, Lindsey McElyea, Kelly Kosewicz, Kristen Holt, Chelsea Husemann, Beth Trower, Kristen O’Neal, Blair Chism, Lindsey Anne Short, Esther Wetzel and members of the Missouri Federation of Republican Women.

Senator Goodman introduced to the Senate, Mrs. Gaye Taylor, Shell Knob.

Senator Griesheimer introduced to the Senate, members of the Washington Republican Women’s Club, Washington; and Taylor and Kevin Juergens, Kirstie Carr, Connie Jones, Brianna Larson, Ashley DeBouef, Rachel Hellmann, Trisha Huxel, Brittany Branch, Tori Gildehaus and Alex Piontek were made honorary pages.

Senator Koster introduced to the Senate, Violet Corbett, Johnson County.

Senator Gross introduced to the Senate, Dan and Marilyn Huesemann and Ruth Bruns, St. Charles.

Senator Days introduced to the Senate, Doug Brown, St. Louis.

Senator Cauthorn introduced to the Senate, Rose Harken, Marlene Speas, Jillian Pointer, Mona Davis, Debi Boughton, Kimberly Blackman, Sara Holzmeier, Christie Wait, Carol Lockhart, Rhonda Smith, Tim King, Erick Hanson, Randy Behrens and Dan Magruder, Kirksville.

Senator Griesheimer introduced to the Senate, members of the Republican Women’s Club of Union; and Jordon Schrier, Faith Joyce, Andrew West, Brandon Barkey, Josh Elliott, Randi Bub, Sami Pigg, Sabreena Bub, Kaitlyn Delmain, Jesse Groom, Thomas Wingfield, Sara Heitzman and Jennifer Smith were made honorary pages.

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

SENATE CALENDAR



THIRTY-SIXTH DAY–WEDNESDAY, MARCH 8, 2006



FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1248-Crowell, et al  
SB 1249-Alter  
SB 1250-Alter  
SB 1251-Shields  
SB 1252-Scott

SB 1253-Mayer  
SB 1254-Shields, et al  
SB 1255-Dougherty  
SJR 43-Crowell, et al

HOUSE BILLS ON SECOND READING

HCS for HJR 36  
HJR 28-Jackson

HB 1169-Cooper (120)  
HB 1157-Cooper (120), et al

HB 1249-Spreng, et al  
 HB 1688-Johnson (47), et al  
 HB 1393-Behnen, et al  
 HB 1234-Loehner, et al

HB 1105-Wilson (119), et al  
 HB 1228-Ruestman, et al  
 HB 1118-Dempsey, et al  
 HB 983-Meadows, et al

#### SENATE BILLS FOR PERFECTION

- |  |                                      |
|--|--------------------------------------|
| 1. SB 938-Stouffer                                     | 7. SB 825-Koster, et al, with SCS    |
| 2. SB 953-Engler, et al, with SCS                      | 8. SB 616-Stouffer, with SCS         |
| 3. SBs 613, 1030 & 899-Engler and Crowell,<br>with SCS | 9. SB 589-Bartle                     |
| 4. SBs 1031 & 846-Klindt, with SCS                     | 10. SB 637-Cauthorn, et al, with SCS |
| 5. SB 718-Crowell and Mayer, with SCS                  | 11. SB 901-Shields                   |
| 6. SB 822-Gross  | 12. SB 635-Cauthorn                  |

#### INFORMAL CALENDAR

#### SENATE BILLS FOR PERFECTION

SB 566-Dougherty, et al, with SCS	SB 820-Koster, with SCS
SB 596-Days	SB 832-Griesheimer, with SCS
SB 643-Scott	SRB 848-Bartle, with SCS
SB 644-Shields	SB 849-Mayer, et al, with SS, SA 6 & SA 1 to SA 6 (pending)
SB 646-Griesheimer, with SCS	SB 916-Koster, et al, with SCS, SS for SCS & SA 1 (pending)
SBs 665 & 757-Engler, with SCS	SBs 1014 & 730-Scott and Gibbons, with SCS
SB 689-Scott	SJR 26-Ridgeway and Graham
SB 690-Champion, with SCS	
SB 780-Klindt	
SB 816-Griesheimer and Coleman, with SCS	

#### CONSENT CALENDAR

Senate Bills

Reported 2/9

SB 760-Engler, with SCS  
 SB 830-Ridgeway, et al, with SCS

SB 871-Coleman

Reported 2/23

SB 965-Bartle  
SB 806-Gross, with SCS  
SB 964-Crowell  
SB 990-Vogel

SBs 667, 704, 941, 956 & 987-Engler,  
with SCS  
SB 779-Engler  
SB 735-Crowell

Reported 3/2

SB 1020-Vogel  
SB 582-Griesheimer  
SB 951-Cauthorn  
SB 974-Shields

SB 1008-Klindt, with SCS  
SB 834-Nodler  
SB 947-Shields  
SB 981-Goodman, et al

BILLS IN CONFERENCE AND BILLS  
CARRYING REQUEST MESSAGES

In Conference

HCS for HB 1014-Icet, with SCS (Gross)

RESOLUTIONS

Reported from Committee

SCR 24-Scott, with SCS

SCR 28-Days

MISCELLANEOUS

REMONSTRANCE 1-Gross

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