

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FOURTH DAY—TUESDAY, MAY 2, 2006

The Senate met pursuant to adjournment.

Senator Nodler in the Chair.

Reverend Carl Gauck offered the following prayer:

“Like good stewards of the manifold grace of God, serve one another with whatever gift each of you has received.” (1 Peter 4:10)

Heavenly Father, we are truly a blessed and gifted body here, with many talents and skills to contribute to the well being and mental acuity of those we work with. Help us use these gifts to put forth the best effort and most effective bills we are capable of presenting so that our conscience is clear and we have nothing to be ashamed of when the day’s work is completed. 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.

President Kinder assumed the Chair.

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

RESOLUTIONS

Senator Wilson offered Senate Resolution No. 2949, regarding the Eightieth Birthday of Rosemary S. Lowe, Kansas City, which was adopted.

Senator Wheeler offered Senate Resolution No. 2950, regarding Catherine Ann “Cathy” Brown, Columbia, which was adopted.

Senator Clemens offered Senate Resolution No. 2951, regarding the One Hundredth Birthday of May Vestal, Marshfield, which was adopted.

Senator Clemens offered Senate Resolution No. 2952, regarding the death of Army Sergeant First Class Randall Lynn Lamberson, Springfield, which was adopted.

Senator Purgason offered Senate Resolution No. 2953, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Henry Meyer, Lebanon, which was adopted.

Senator Purgason offered Senate Resolution No. 2954, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Roy Shawley, Lebanon, which was adopted.

Senator Purgason offered Senate Resolution No. 2955, regarding the Sixty-fifth Wedding Anniversary of Mr. and Mrs. Farris Calton, Lebanon, which was adopted.

Senator Purgason offered Senate Resolution No. 2956, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Dave Doing, Lebanon, which was adopted.

Senator Purgason offered Senate Resolution No. 2957, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Raymond Myers, Lebanon, which was adopted.

Senator Stouffer offered Senate Resolution No. 2958, in memory of Jon Thornburg, which was adopted.

Senator Stouffer offered Senate Resolution No. 2959, regarding the Lafayette Regional Health Center, Lexington, which was adopted.

Senator Koster offered Senate Resolution No. 2960, regarding Loretta Enzor, Harrisonville, which was adopted.

Senator Koster offered Senate Resolution No. 2961, regarding Master Sergeant Steve Hertig, Warrensburg, which was adopted.

PRIVILEGED MOTIONS

Senator Engler moved that the Senate refuse

to concur in **HCS** for **SCS** for **SB 666**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Cauthorn moved that the Senate refuse to concur in **HCS** for **SCS** for **SB 773**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Shields moved that the Senate refuse to recede from its position on **SCS** for **HB 1865**, as amended, and grant the House a conference thereon, which motion prevailed.

Senator Cauthorn moved that the conferees on **HCS** for **SCS** for **SB 773**, as amended, be allowed to exceed the differences on the livestock theft language, 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 **HB 1865**, as amended: Senators Shields, Nodler, Gibbons, Graham and Coleman.

HOUSE BILLS ON SECOND READING

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

HCS for **HB 1970**—Agriculture, Conservation, Parks and Natural Resources.

HCS for **HB 1814**—Pensions, Veterans' Affairs and General Laws.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

HCR 27—Rules, Joint Rules, Resolutions and Ethics.

HOUSE BILLS ON THIRD READING

HB 1827 was placed on the Informal Calendar.

HCS for **HB 1632**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1149**, with **SCS No. 2**, was placed on the Informal Calendar.

At the request of Senator Scott, **HB 1411**, with **SCS**, was placed on the Informal Calendar.

HJR 28 was placed on the Informal Calendar.

HB 1521 was placed on the Informal Calendar.

At the request of Senator Bartle, **HCS** for **HBs 1030, 1033, 1146, 1225** and **1326**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1367**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Stouffer, **HB 1936**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Shields, **HCS** for **HB 1026**, with **SCS**, was placed on the Informal Calendar.

HB 1446 was placed on the Informal Calendar.

HCS for **HB 1944**, with **SCS**, entitled:

An Act to repeal sections 99.120, 99.460, 100.420, 238.247, 353.130, 523.040, 523.055, 523.060, 523.200, and 523.205, RSMo, and to enact in lieu thereof twenty-six new sections relating to eminent domain, with a severability clause.

Was taken up by Senator Koster.

SCS for **HCS** for **HB 1944**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1944

An Act to repeal sections 99.120, 99.460,

100.420, 353.130, 523.040, 523.055, 523.200, and 523.205, RSMo, and to enact in lieu thereof eighteen new sections relating to eminent domain.

Was taken up.

Senator Koster moved that **SCS** for **HCS** for **HB 1944** be adopted.

Senator Koster offered **SS** for **SCS** for **HCS** for **HB 1944**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1944

An Act to repeal sections 99.120, 99.460, 100.420, 238.247, 353.130, 523.040, 523.055, 523.060, 523.200, and 523.205, RSMo, and to enact in lieu thereof twenty-eight new sections relating to eminent domain, with a severability clause.

Senator Koster moved that **SS** for **SCS** for **HCS** for **HB 1944** be adopted.

Senator Scott offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 25, Section 523.271, Lines 2-3 of said page, by striking said lines and inserting in lieu thereof the following: “**interpreted to restrict the use of eminent domain for solely economic development purposes.**”.

Senator Scott moved that the above amendment be adopted.

Senator Klindt offered **SSA 1** for **SA 1**:

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

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Pages 24 and 25, Section 523.271, by striking said section from

the bill; and

Further amend the title and enacting clause accordingly.

Senator Klindt moved that the above substitute amendment be adopted.

Senator Shields offered **SA 1** to **SSA 1** for **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1
FOR SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 1, Section 523.271, Line 2, by inserting after the word "bill" the following: "and inserting in lieu thereof the following:

"523.271. 1. No condemning authority shall acquire private property through the process of eminent domain for solely economic development purposes.

2. For the purposes of this section, "economic development" shall mean a use of a specific piece of property or properties which would provide an increase in the tax base, tax revenues, employment, and general economic health, and does not include the elimination of blighted, substandard, or unsanitary conditions, or conditions rendering the property or its surrounding area a conservation area as defined in section 99.805, RSMo."

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

Senator Gross assumed the Chair.

Senator Nodler assumed the Chair.

SSA 1 for **SA 1**, as amended, was again taken up.

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

At the request of Senator Koster, **HCS** for **HB 1944**, with **SCS** and **SS** for **SCS**, as amended (pending), was placed on the Informal Calendar.

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 adopted the Conference Committee Report on **SCS** for **HB 1001** and has taken up and passed **CCS** for **SCS** for **HB 1001**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 1002** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 1002**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 1003** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 1003**.

CONFERENCE COMMITTEE REPORTS

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HB 1001**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1001

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1001, begs leave to report that we, after free and fair discussion of the differences, have agreed to

recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1001.

2. That the House recede from its position on House Bill No. 1001.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1001, be truly agreed to and finally passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Charles R. Gross	/s/ Allen Icet
/s/ Gary Nodler	/s/ Ed Robb
/s/ Robert N. Mayer	/s/ Carl Bearden
/s/ Pat Dougherty	/s/ Margaret Donnelly
/s/ Joan Bray	/s/ Wes Shoemyer

Senator Gross moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators			
Barnitz	Bartle	Bray	Callahan
Cauthorn	Champion	Clemens	Crowell
Dougherty	Engler	Gibbons	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wilson—28

NAYS—Senators—None

Absent—Senators			
Alter	Coleman	Days	Goodman—4

Absent with leave—Senator Wheeler—1

Vacancies—1

On motion of Senator Gross, **CCS** for **SCS** for **HB 1001**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE
FOR SENATE COMMITTEE SUBSTITUTE
FOR HOUSE BILL NO. 1001

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing, processing and defeasing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund, Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

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	Wilson—30		

NAYS—Senators—None

Absent—Senators	
Coleman	Days—2

Absent with leave—Senator Wheeler—1

Vacancies—1

The President declared the bill passed.

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

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

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

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 1002**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1002

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1002, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1002.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1002.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1002, be truly agreed to and finally passed.

FOR THE SENATE: FOR THE HOUSE:

/s/ Charles R. Gross	/s/ Allen Icet
/s/ Gary Nodler	/s/ Ed Robb
/s/ Robert N. Mayer	/s/ Carl Bearden
/s/ Pat Dougherty	Joe Aull
/s/ Joan Bray	Paul LeVota

Senator Gross moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens

Crowell	Dougherty	Engler	Gibbons
Goodman	Graham	Green	Griesheimer
Gross	Kennedy	Koster	Loudon
Mayer	Nodler	Purgason	Ridgeway
Scott	Shields	Stouffer	Vogel
Wilson—29			

NAYS—Senators—None

Absent—Senators

Coleman	Days	Klindt—3
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Absent with leave—Senator Wheeler—1

Vacancies—1

On motion of Senator Gross, **CCS** for **SCS** for **HCS** for **HB 1002**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE
FOR SENATE COMMITTEE SUBSTITUTE
FOR HOUSE COMMITTEE SUBSTITUTE
FOR HOUSE BILL NO. 1002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, the Office of Administration, and several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

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	Wilson—30		

NAYS—Senators—None

Absent—Senators

Coleman Days—2

Absent with leave—Senator Wheeler—1

Vacancies—1

The President declared the bill passed.

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

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

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

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 1003**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1003

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1003, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1003.

2. That the House recede from its position on House Committee Substitute for House Bill No. 1003.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1003, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Charles R. Gross

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Pat Dougherty

/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet

/s/ Ed Robb

/s/ Carl Bearden

/s/ Michael Brown

/s/ Barbara Fraser

Senator Gross moved that the above conference committee report be adopted, which motion prevailed 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	Ridgeway
Scott	Shields	Stouffer	Vogel
Wilson—29			

NAYS—Senator Purgason—1

Absent—Senators

Coleman Days—2

Absent with leave—Senator Wheeler—1

Vacancies—1

On motion of Senator Gross, **CCS** for **SCS** for **HCS** for **HB 1003**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE
FOR SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning

July 1, 2006 and ending June 30, 2007.

Was read the 3rd time and passed by the following vote:

YEAS—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	Ridgeway	Scott	Shields
Stouffer	Vogel	Wilson—31	

NAYS—Senator Purgason—1

Absent—Senators—None

Absent with leave—Senator Wheeler—1

Vacancies—1

The President declared the bill passed.

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

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

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

On motion of Senator Shields, the Senate recessed until 2:15 p.m.

RECESS

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

HOUSE BILLS ON THIRD READING

Senator Koster moved that **HCS for HB 1944**, with **SCS** and **SS** for **SCS**, as amended (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HB 1944**, as

amended, was again taken up.

At the request of Senator Koster, **HCS** for **HB 1944**, with **SCS** and **SS** for **SCS**, as amended (pending), was placed on the Informal Calendar.

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 Speaker has appointed the following conferees to act with a like committee from the Senate on **SCS** for **HB 1865**, as amended. Representatives: Bearden, Muschany, Kingery, LeVota and Zweifel.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 1026**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 1004** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 1004**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 1005** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 1005**.

CONFERENCE COMMITTEE REPORTS

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 1004**, moved that the following conference committee

report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1004

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1004, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1004.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1004.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1004, be truly agreed to and finally passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Charles R. Gross	/s/ Allen Icet
/s/ Gary Nodler	/s/ Ed Robb
/s/ Robert N. Mayer	/s/ Carl Bearden
/s/ Pat Dougherty	/s/ Margaret Donnelly
/s/ Joan Bray	/s/ Robin Wright-Jones

Senator Gross moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators			
Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Engler
Gibbons	Goodman	Graham	Green
Griesheimer	Gross	Kennedy	Klindt
Koster	Loudon	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wilson—30		

NAYS—Senators—None

Absent—Senators
Dougherty Mayer—2

Absent with leave—Senator Wheeler—1

Vacancies—1

On motion of Senator Gross, **CCS** for **SCS** for **HCS** for **HB 1004**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE
FOR SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1004

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, Office of Administration, the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Was read the 3rd time and passed by the following vote:

YEAS—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	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wheeler—1

Vacancies—1

The President declared the bill passed.

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

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

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

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 1005**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1005

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1005, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1005.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1005.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1005, be truly agreed to and finally passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Charles R. Gross	/s/ Allen Icet
/s/ Gary Nodler	/s/ Ed Robb
/s/ Robert N. Mayer	/s/ Carl Bearden
/s/ Pat Dougherty	Paul LeVota
/s/ Joan Bray	Ray Salva

Senator Gross moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—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	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wheeler—1

Vacancies—1

On motion of Senator Gross, **CCS** for **SCS** for **HCS** for **HB 1005**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE
FOR SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1005

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Public Safety, and the Chief Executive’s Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Was read the 3rd time and passed by the following vote:

YEAS—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	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wheeler—1

Vacancies—1

The President declared the bill passed.

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

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

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

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 adopted the Conference Committee Report on **SCS** for **HCS** for **HB 1006** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 1006**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 1007** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 1007**.

CONFERENCE COMMITTEE REPORTS

Senator Gross, on behalf of the conference

committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 1006**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1006

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1006, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1006.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1006.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1006, be truly agreed to and finally passed.

FOR THE SENATE:

FOR THE HOUSE:

/s/ Charles R. Gross

/s/ Allen Icet

/s/ Gary Nodler

/s/ Ed Robb

/s/ Robert N. Mayer

/s/ Carl Bearden

/s/ Pat Dougherty

/s/ Belinda Harris

/s/ Joan Bray

/s/ Jim Whorton

Senator Gross moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—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	Shields	Stouffer	Vogel	Wilson—32
Nodler	Purgason	Ridgeway	Scott				
Shields	Stouffer	Vogel	Wilson—32				

NAYS—Senators—None

Absent—Senators—None

Absent—Senators—None

Absent with leave—Senator Wheeler—1

Absent with leave—Senator Wheeler—1

Vacancies—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Gross, **CCS for SCS for HCS for HB 1006**, entitled:

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

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1006

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

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, Office of Administration, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2006 and ending June 30, 2007.

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS for HCS for HB 1007**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1007

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1007, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

Was read the 3rd time and passed by the following vote:

YEAS—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

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1007.

2. That the House recede from its position on House Committee Substitute for House Bill No. 1007.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for

House Committee Substitute for House Bill No. 1007, be truly agreed to and finally passed.

FOR THE SENATE: FOR THE HOUSE:

/s/ Charles R. Gross	/s/ Allen Icet
/s/ Gary Nodler	/s/ Ed Robb
/s/ Robert N. Mayer	/s/ Carl Bearden
/s/ Pat Dougherty	Amber Boykins
/s/ Joan Bray	Rachel Storch

Senator Gross moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Klindt—1

Absent with leave—Senator Wheeler—1

Vacancies—1

On motion of Senator Gross, **CCS** for **SCS** for **HCS** for **HB 1007**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE
FOR SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, and Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided

in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Was read the 3rd time and passed by the following vote:

YEAS—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	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wheeler—1

Vacancies—1

The President declared the bill passed.

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

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

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

HOUSE BILLS ON THIRD READING

Senator Koster moved that **HCS** for **HB 1944**, with **SCS** and **SS** for **SCS**, as amended (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HB 1944**, as amended, was again taken up.

Senator Klindt offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 26, Section 523.282, Line 12, by inserting immediately after the word “that” the following: **“upon completion of the initial structure”**.

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

Senator Bray offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 5, Section 523.001, Line 26 of said page, by striking the word “and”; and further amend said line, by inserting immediately after “depreciation,” the following: **“and cost of suitable replacement properties in the market area,”**.

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

Senator Ridgeway offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 12, Section 523.205, Line 17, by striking the word “or”; and

further amend said page and section, line 18 by inserting after the word “public” the following: “; **or**

(c) On a not-for-profit basis by any organization that has obtained an exemption from the payment of federal income taxes as provided in section 501 (c) (3), 501 (c) (7), or 501 (c) (8) of Title 26, U.S.C., as amended”.

Senator Ridgeway moved that the above amendment be adopted.

Senator Koster 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 House Committee Substitute for House Bill No. 1944, Page 12, Section 523.205, Line 17, by striking the word “or”; and

further amend said page and section, line 18 by inserting after the word “public” the following: “; **or**

(c) On a not-for-profit basis by any organization that has obtained an exemption from the payment of federal income taxes as provided in section 501 (c) (3) of Title 26, U.S.C., as amended”.

Senator Koster moved that the above substitute amendment be adopted.

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

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

Senator Koster offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 9, Section 523.040, Line 2 of said page, by striking the word “five” and inserting in lieu thereof the following: **“ten”**.

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

Senator Koster offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 20, Section 523.253, Line 10 of said page, by inserting immediately after the word “property” the

following: **“for purposes of the offer made in subsection 1 of this section”**.

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

Senator Koster offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 9, Section 523.055, Line 24 of said page, by inserting immediately after the word “have” the following: **“not less than”**; and further amend line 25 of said page, by inserting immediately after the word “award” the following: **“to surrender possession”**.

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

Senator Koster moved that **SS for SCS for HCS for HB 1944**, as amended, be adopted, which motion prevailed.

Senator Koster moved that **SS for SCS for HCS for HB 1944**, as amended, be read the 3rd time and finally passed.

At the request of Senator Koster, the above motion was withdrawn.

PRIVILEGED MOTIONS

Having voted on the prevailing side, Senator Gibbons moved that the vote by which **SS for SCS for HCS for HB 1944**, as amended, was adopted be reconsidered, which motion prevailed by the following vote:

YEAS—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	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wheeler—1

Vacancies—1

SS for SCS for HCS for HB 1944, as amended, was again taken up.

Senator Ridgeway offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 12, Section 523.205, Line 17, by striking the word “or”; and

further amend said page and section, line 18 by inserting after the word “public” the following: “; **or**

(c) On a not-for-profit basis by any organization that has obtained an exemption from the payment of federal income taxes as provided in section 501 (c)(3), of Title 26, U.S.C., as amended and veteran’s organizations”.

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

Senator Koster offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, page 20, section 523.253, line 7, by adding immediately after the word “shall” the following: “, **at the time of the offer,**”; and

further amend said bill, page 23, section 523.262, line 20, by adding immediately after the number “3” the following **“and 6”**; and

further amend said bill and page and section, lines

23-26, by striking all of said lines and inserting in lieu thereof the following “**Uniform Relocation Assistance Act.**”.

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

Senator Koster offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 26, Section 523.282, Line 16 by inserting after the phrase “of such structure.” the following:

“Nothing in this section shall prohibit the expansion or upgrade of the initially completed structure, provided that the purpose or purposes and footprint of said expansion or upgrade were explicitly described in the original terms of the instrument.”

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

Senator Koster moved that **SS** for **SCS** for **HCS** for **HB 1944**, as amended, be adopted, which motion prevailed.

Senator Koster moved that **SS** for **SCS** for **HCS** for **HB 1944**, as amended, be read the 3rd time and finally passed and was recognized to close.

REFERRALS

President Pro Tem Gibbons referred **SS** for **SCS** for **HCS** for **HB 1944**, as amended, to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Gibbons assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Shields, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was

referred **HCR 25**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 17**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 15**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 12**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 9**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 4**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 37**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 10**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SR 2741**, begs leave to report that it has considered the same and recommends that the resolution do pass.

Senator Klindt, Chairman of the Committee on Commerce, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Energy and the Environment, to which was referred **HB 1728**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Scott, Chairman of the Committee on Financial and Governmental Organizations and Elections, submitted the following report:

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **HCS for HB 1900**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Vogel, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **HCS for HB 1485**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Champion, Chairman of the Committee on Aging, Families, Mental and Public Health, submitted the following reports:

Mr. President: Your Committee on Aging,

Families, Mental and Public Health, to which was referred **HCS for HB 1767**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Aging, Families, Mental and Public Health, to which was referred **HB 1118**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute No. 2, hereto attached, do pass.

Also,

Mr. President: Your Committee on Aging, Families, Mental and Public Health, to which was referred **HB 1905**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bartle, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS for HB 1534**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS for HBs 1698, 1236, 995, 1362 and 1290**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS for HB 1182**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS for HB 1317**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Loudon, Chairman of the Committee on Small Business, Insurance and Industrial Relations, submitted the following report:

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **HB 1504**, begs leave to report that it has considered the same and recommends that the bill do pass.

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 adopted the Conference Committee Report on **SCS for HB 1008** and has taken up and passed **CCS for SCS for HB 1008**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS for HB 1009** and has taken up and passed **CCS for SCS for HB 1009**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS for HCS for HB 1010** and has taken up and passed **CCS for SCS for HCS for HB 1010**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the

House has taken up and adopted the Conference Committee Report on **SCS for HCS for HB 1011** and has taken up and passed **CCS for SCS for HCS for HB 1011**.

CONFERENCE COMMITTEE REPORTS

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS for HB 1008**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1008

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1008, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1008.
2. That the House recede from its position on House Bill No. 1008.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1008, be truly agreed to and finally passed.

FOR THE SENATE:

FOR THE HOUSE:

/s/ Charles R. Gross

/s/ Allen Icet

/s/ Gary Nodler

/s/ Ed Robb

/s/ Robert Mayer

/s/ Carl Bearden

/s/ Pat Dougherty

/s/ Ed Wildberger

/s/ Joan Bray

/s/ Jeff Roorda

Senator Gross moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Crowell
Days	Dougherty	Gibbons	Goodman
Graham	Griesheimer	Gross	Kennedy
Koster	Loudon	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Wilson—25			

NAYS—Senators—None

Absent—Senators

Clemens	Coleman	Engler	Green
Klindt	Mayer	Vogel—7	

Absent with leave—Senator Wheeler—1

Vacancies—1

On motion of Senator Gross, **CCS** for **SCS** for **HB 1008**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE
FOR SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the Office of Administration, and several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Coleman
Crowell	Days	Dougherty	Gibbons
Goodman	Graham	Griesheimer	Gross
Kennedy	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Wilson—26		

NAYS—Senators—None

Absent—Senators

Clemens	Engler	Green	Klindt
Mayer	Vogel—6		

Absent with leave—Senator Wheeler—1

Vacancies—1

The President declared the bill passed.

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

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

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

Senator Gross, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HB 1009**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1009

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1009, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1009.

2. That the House recede from its position on House Bill No. 1009.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1009, be truly agreed to and finally passed.

FOR THE SENATE: FOR THE HOUSE:

/s/ Charles R. Gross	/s/ Allen Icet
/s/ Gary Nodler	/s/ Ed Robb
/s/ Robert Mayer	/s/ Carl Bearden
/s/ Pat Dougherty	/s/ Ed Wildberger
/s/ Joan Bray	/s/ Amber Boykins

Senator Gross moved that the above conference committee report be adopted.

At the request of Senator Gross, the above motion was withdrawn.

REPORTS OF STANDING COMMITTEES

Senator Loudon, Chairman of the Committee on Small Business, Insurance and Industrial Relations, submitted the following corrected committee report:

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **HB 1504**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

RESOLUTIONS

Senator Griesheimer offered Senate Resolution No. 2962, regarding the One Hundredth Anniversary of the Father Seisl Council 1121 Knights of Columbus, Washington, which was adopted.

Senator Griesheimer offered Senate Resolution No. 2963, regarding the One Hundredth Anniversary of Saint Paul's United Church of Christ, Marthasville, which was adopted.

Senator Griesheimer offered Senate Resolution No. 2964, regarding Vicky L. Adams, which was adopted.

Senator Griesheimer offered Senate Resolution No. 2965, regarding Linda R. Schnur, which was adopted.

Senator Crowell offered Senate Resolution No. 2966, regarding Sheila Liu Fish, Zalma, which was adopted.

Senator Crowell offered Senate Resolution No. 2967, regarding Whitney Brooke West, Zalma, which was adopted.

Senator Crowell offered Senate Resolution No. 2968, regarding Keith Proctor, Marquand, which was adopted.

Senator Crowell offered Senate Resolution No. 2969, regarding Kimberly Farmer, Marquand, which was adopted.

Senator Champion offered Senate Resolution No. 2970, regarding Brett Owen Zeiler, Springfield, which was adopted.

Senator Bray offered Senate Resolution No. 2971, regarding Chris Poldoian, Clayton, which was adopted.

Senator Bray offered Senate Resolution No. 2972, regarding Trevor Grant, Richmond Heights, which was adopted.

Senator Alter offered Senate Resolution No. 2973, regarding Don Wintermeyer, Hillsboro, which was adopted.

Senator Vogel offered Senate Resolution No. 2974, regarding Larry Young, Holts Summit, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Stouffer introduced to the Senate, Shirley and Art Maier, Boonville.

Senator Mayer introduced to the Senate, the Physician of the Day, Dr. Gene Leroux, M.D., Doniphan.

Senator Greisheimer introduced to the Senate, Norm and Ellen Lause, Washington.

Senator Loudon introduced to the Senate, Teresa Owens and sixteen students from West Christian School, Cool Valley.

Senator Loudon introduced to the Senate, sixty-five fourth grade students from Bellerive School, Creve Coeur.

Senator Days introduced to the Senate, Rose Gainer, Florida; and Helen, Arnold and Sheila Brooks, California.

Senator Gross introduced to the Senate, fifth

grade students from Blackhurst Elementary School, St. Charles.

Senator Coleman introduced to the Senate, Robin Reed, Washington, D.C.; and Rob Sideman, Fairfax, Virginia.

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

SENATE CALENDAR

SIXTY-FIFTH DAY—WEDNESDAY, MAY 3, 2006

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SJR 43-Crowell, et al

SENATE BILLS FOR PERFECTION

SB 1187-Gibbons, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1145, 1359 & 1121 (Scott)
(In Fiscal Oversight)
2. HB 1302-Cooper (155), et al
(Ridgeway) (In Fiscal Oversight)
3. HCS for HB 1275 (Goodman)
(In Fiscal Oversight)
4. HB 1105-Wilson (119), et al (Scott)
5. HCS for HB 1380, with SCS (Stouffer)
6. HB 1320-Lipke, et al (Gibbons)
7. HB 1728-Rector, et al, with SCS
8. HCS for HB 1900
9. HCS for HB 1485, with SCS (Ridgeway)
10. HCS for HB 1767, with SCS
11. HB 1118-Dempsey, et al, with SCS#2
(Shields)
12. HB 1905-Jetton, et al
13. HCS for HB 1534 (Bartle)
14. HCS for HBs 1698, 1236, 995, 1362 &
1290, with SCS
15. HCS for HB 1182
16. HCS for HB 1317
17. HB 1504-Yates, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 566-Dougherty, et al, with SCS & SS for SCS (pending)	SB 817-Scott, et al
SB 617-Koster, with SCS	SB 841-Ridgeway, et al, with SCS
SB 635-Cauthorn	SB 849-Mayer, et al, with SS, SA 6 & SA 1 to SA 6 (pending)
SB 637-Cauthorn, et al, with SCS & SA 3 (pending)	SB 862-Engler, with SCS
SB 642-Scott	SB 998-Champion, with SCS
SB 655-Nodler, with SCS	SB 1009-Klindt, with SS (pending)
SBs 665 & 757-Engler, with SCS & SA 1 (pending)	SB 1038-Mayer
SB 687-Scott and Bartle, with SCS	SB 1049-Shields, with SCS
SB 736-Crowell and Cauthorn, with SCS	SB 1092-Klindt, with SCS
SB 759-Engler	SB 1104-Cauthorn and Klindt, with SCS
SB 816-Griesheimer and Coleman, with SCS & SS#2 for SCS (pending)	SB 1114-Goodman & Loudon, with SCS
	SB 1188-Gibbons
	SB 1217-Goodman
	SB 1251-Shields, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 978, with SCS (pending) (Goodman)	HCS for HB 1456, with SCS, SS for SCS & SA 1 (pending) (Ridgeway)
HCS for HB 1021 (Gross)	HB 1521-Richard, et al (Griesheimer)
HCS for HB 1026, with SCS (Shields)	HCS for HB 1532, with SCS (Griesheimer)
HCS for HBs 1030, 1033, 1146, 1225 & 1326, with SCS (Bartle)	HB 1623-St. Onge, et al (Stouffer)
HCS for HB 1149, with SCS#2 (Klindt)	HCS for HB 1632, with SCS (Engler)
SS for SCS for HCS for HB 1306 (Crowell)	HCS for HB 1742, with SCS (Shields)
HCS for HB 1367, with SCS (Koster)	HB 1827-Wasson, et al (Goodman)
HB 1411-Smith (150), et al, with SCS (Scott)	HB 1936-Tilley, with SCS (Stouffer)
HB 1446-Whorton, et al (Barnitz)	SS for SCS for HCS for HB 1944 (Koster) (In Fiscal Oversight)
	HJR 28-Jackson (Ridgeway)

CONSENT CALENDAR

Senate Bills

Reported 2/9

SB 760-Engler, with SCS

House Bills

Reported 4/3

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

Reported 4/12

HCS for HB 1559 (Callahan)

HB 1858-Lipke (Goodman)

HCS for HBs 1617 & 1374 (Stouffer)

HCS for HB 1053 (Wheeler)

HCS#2 for HB 1703 (Bartle)

HB 1857-Lipke (Goodman)

HCS for HB 1343 (Cauthorn)

HB 1204-Roord, et al (Alter)

HB 1427-Johnson (90), et al (Kennedy)

HB 1169-Cooper (120) (Scott)

HCS for HB 1759 (Clemens)

HCS for HB 1739 (Bartle)

HCS for HB 1244 (Engler)

HCS for HB 1551 (Engler)

HB 1601-Weter, et al, with SCS

(Dougherty)

HB 1687-Wright (137), et al, with SCA 1

(Champion)

HB 1222-Cooper (158) (Scott)

HB 1491-Walton, et al (Days)

HB 1437-Threlkeld, with SCS (Bartle)

HCS for HB 1515 (Koster)

HCS for HB 1787, with SCS (Mayer)

HCS for HB 1344 (Coleman)

HCS for HB 1552 (Wilson)

HCS for HB 1138 (Ridgeway)

HCS for HB 1256 (Days)

HCS for HB 1762, with SCS (Scott)

HCS for HBs 1382 & 1158, with SCS
(Ridgeway)

HB 1488-Roord, et al (Kennedy)

HCS for HB 1180 (Bray)

HB 1234-Loehner, et al (Clemens)

HB 1245-Sater, et al (Shields)

HCS for HB 1449, with SCS (Mayer)

HCS for HB 1511, with SCS (Shields)

HB 1732-Fraser, et al (Days)

HB 1494-Emery, et al (Scott)

HB 1393-Behnen, et al (Goodman)

HB 983-Meadows, et al (Alter)

HB 984-Meadows, et al (Alter)

HB 1715-Pratt (Bartle)

HB 998-Smith (118) (Scott)

HCS for HB 1135 (Stouffer)

HCS for HB 1710 (Gibbons)

HCS for HB 1333 (Mayer)

HCS for HB 1366 (Engler)

HB 1424-Franz (Purgason)

HCS for HB 1711 (Gibbons)

HB 1707-Dusenberg, et al, with SCS

(Bartle)

HB 1509-Bruns and Wildberger, with SCS

(Vogel)

HCS for HB 977, with SCS (Engler)

Reported 4/13

HB 1088-Schaaf, et al (Scott)

HCS for HB 1037 (Klindt)

HCS for HB 1440, with SCS (Ridgeway)

HB 1144-May, et al (Clemens)

HB 1577-Pollock, et al (Clemens)
 HB 1722-Sutherland, et al (Mayer)
 HB 1833-Wood, et al (Goodman)

HB 1988-Wagner, et al (Barnitz)
 HB 1466-Daus (Coleman)

SENATE BILLS WITH HOUSE AMENDMENTS

SS#2 for SCS for SB 583-Griesheimer,
 with HCS
 SCS for SB 614-Stouffer & Goodman, with
 HCS, as amended

SB 840-Stouffer, with HCS, as amended
 SB 980-Clemens, with HCS, as amended
 SB 1017-Clemens, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SCS for SB 932-Scott, with HCS
 SCS for SBs 1001, 896 & 761-Griesheimer,
 with HCS, as amended
 HB 1009-Icet, with SCS (Gross) (House
 adopted CCR and passed CCS)
 HCS for HB 1010, with SCS (Gross) (House
 adopted CCR and passed CCS)
 HCS for HB 1011, with SCS (Gross) (House
 adopted CCR and passed CCS)

HCS for HB 1012, with SCS (Gross)
 HB 1013-Icet, with SCS (Gross)
 HCS for HBs 1270 & 1027, with SCS, as
 amended (Cauthorn)
 HB 1865-Bearden, et al, with SCS, as
 amended (Shields)

Requests to Recede or Grant Conference

SCS for SB 666-Engler, with HCS, as
 amended
 (Senate requests House recede
 or grant conference)

SCS for SB 773-Cauthorn and Barnitz,
 with HCS, as amended
 (Senate requests House recede
 or grant conference)

RESOLUTIONS

Reported from Committee

SR 2363-Gross

HCR 25-Bowman, et al

HCR 17-Quinn, et al (Stouffer)
HCR 15-Jetton, et al
HCR 12-Portwood (Griesheimer)
HCR 9-Ruestman, et al

HCR 4-Bruns
HCR 37-Loehner, et al (Barnitz)
HCR 10-Zweifel, et al
SR 2741-Wilson

MISCELLANEOUS

REMONSTRANCE 1-Gross

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