

Journal of the Senate

FIRST REGULAR SESSION

FIFTEENTH DAY—TUESDAY, JANUARY 30, 2007

The Senate met pursuant to adjournment.

Senator Koster in the Chair.

Reverend Carl Gauck offered the following prayer:

“The eyes of the Lord are upon the righteous, and His ears are open unto their cry.” (Psalm 34:15)

Almighty God, we know You keep Your eyes on us as a mother and father keep their eyes on their newborn. Help us to live our lives in the full and constant awareness that You truly do have Your eyes on us and make us mindful that You look on us with love and compassion so we might look on others with the same compassion You show us. 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

Barnitz	Bartle	Bray	Callahan
Champion	Clemens	Coleman	Crowell
Days	Engler	Gibbons	Goodman
Graham	Green	Griesheimer	Gross
Justus	Kennedy	Koster	Lager
Loudon	Mayer	McKenna	Nodler

Purgason	Ridgeway	Rupp	Scott
Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson—34		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Purgason offered Senate Resolution No. 260, regarding William Girdler, Pomona, which was adopted.

Senator Stouffer offered Senate Resolution No. 261, regarding OnShore Technology Services, Macon, which was adopted.

Senator Stouffer offered Senate Resolution No. 262, regarding Alma Meats, Alma, which was adopted.

CONCURRENT RESOLUTIONS

Senator Crowell offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 9

WHEREAS, the Lewis and Clark Expedition is about President Thomas Jefferson's dream, the planning and preparation

required for an early 19th-century military expedition, and then finally about the journey itself; and

WHEREAS, the Mississippi River portion of the expedition was the proving ground for handling the keelboat and pirogues upstream on the way to St. Louis, Missouri, Wood River, Illinois, and St. Charles, Missouri in preparation for their assault on the Missouri River; and

WHEREAS, members of the Lewis and Clark Expedition comprising the Corps of Discovery, became residents of the Upper Louisiana Territory and its successor the Missouri Territory after their return. Both Meriwether Lewis and William Clark served as Governors of the Upper Louisiana Territory while other members of the expedition resided in the territory; and

WHEREAS, members of the Missouri Delegation would support members of the Kentucky Delegation, the primary sponsor of legislation before Congress, which would have amended the National Trails System Act by extending the Lewis and Clark National Historic Trail to include additional sites associated with the preparation or the return phase of the expedition; and

WHEREAS, members of the Kentucky Delegation will introduce legislation calling for a feasibility study on extending the Lewis and Clark National Historic Trail to the east; and

WHEREAS, the Lewis and Clark Trail Heritage Foundation supports recognition of a continuous trail across the country on the National Park Service's official trail map and the right to post the official trail signs - Two Captains Pointing the Way - which are posted throughout the West; and

WHEREAS, the extension of the Lewis and Clark National Historic Trail from coast to coast would complete the story and expose a broader base of Americans to the educational and cultural aspects of the expedition; and

WHEREAS, the Lewis and Clark Trail Heritage Foundation believes that the status quo does not adequately recognize Monticello, the home of Thomas Jefferson where he dreamed his vision for America, Washington D.C., where he shared his dream with Meriwether Lewis, or a variety of other significant places throughout the Eastern Legacy states; and

WHEREAS, the Lewis and Clark Trail Heritage Foundation partners with the National Park Service, the Bureau of Land Management and the Forest Service in caring for the Lewis and Clark National Historic Trail and also supports scholarship, educational efforts, and research on the expedition:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Fourth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby support and urge the Missouri Congressional Delegation to support legislation calling for federal approval of extension of the Lewis and Clark National Historic Trail; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies

of this resolution for the Speaker of the United States House of Representatives, the President of the United States Senate, and each member of the Missouri Congressional delegation.

INTRODUCTION OF BILLS

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

SB 398—By Crowell.

An Act to repeal section 456.5-501, RSMo, and to enact in lieu thereof one new section relating to the Missouri uniform trust code.

SB 399—By Crowell.

An Act to repeal sections 160.261, 167.621, 167.624, and 190.092, RSMo, and to enact in lieu thereof four new sections relating to liability for school employees and volunteers, with penalty provisions.

SB 400—By Crowell, Justus, Coleman and Champion.

An Act to repeal section 135.750, RSMo, and to enact in lieu thereof one new section relating to a tax credit for qualified film production projects.

SB 401—By Crowell.

An Act to repeal sections 104.344 and 104.1090, RSMo, and to enact in lieu thereof three new sections relating to purchase of creditable prior service by members of the Missouri state employees' retirement system and the Missouri department of transportation and highway patrol employees' retirement system.

SB 402—By Crowell.

An Act to repeal sections 104.395, 104.1012, 104.1015, 104.1024, 104.1027, and 104.1072, RSMo, and to enact in lieu thereof six new sections relating to retirement plan election options.

SB 403—By Crowell.

An Act to repeal sections 104.312 and 104.1051, RSMo, and to enact in lieu thereof two new sections relating to orders for division of benefits under the Missouri state employees'

retirement system.

SB 404—By Crowell.

An Act to repeal sections 104.380 and 104.1039, RSMo, and to enact in lieu thereof two new sections relating to the reemployment of retired members of the Missouri state employees' retirement system.

SB 405—By Crowell.

An Act to repeal sections 70.615, 105.660, 105.665, and 320.320, RSMo, and to enact in lieu thereof eight new sections relating to certain public employee retirement plans, with penalty provisions.

SB 406—By Crowell.

An Act to repeal sections 104.010, 104.352, 104.354, 104.1003, 104.1021, and 104.1087, RSMo, and to enact in lieu thereof six new sections relating to the administration of state employee retirement benefits.

SB 407—By Shoemyer.

An Act to repeal section 247.050, RSMo, and to enact in lieu thereof one new section relating to public water supply districts.

SB 408—By Bray.

An Act to repeal section 130.032, RSMo, and to enact in lieu thereof one new section relating to campaign contribution limits.

SJR 18—By Shoemyer.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article VI of the Constitution of Missouri, and adopting one new section relating to local government.

President Kinder assumed the Chair.

COMMUNICATIONS

President Pro Tem Gibbons submitted the following:

January 30, 2007

Mrs. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Mrs. Spieler:

Effective January 30, the committee on the Judiciary and Civil and Criminal Jurisprudence will be meeting at 6 p.m. on Mondays instead of 7 p.m.

Yours truly,
/s/ Michael R. Gibbons
MICHAEL R. GIBBONS

SECOND READING OF SENATE BILLS

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

SB 389—Education.

SB 390—Commerce, Energy and the Environment.

SB 391—Commerce, Energy and the Environment.

SB 392—Financial and Governmental Organizations and Elections.

SB 393—Economic Development, Tourism and Local Government.

SB 394—Economic Development, Tourism and Local Government.

SB 395—Transportation.

SB 396—Transportation.

SB 397—Seniors, Families and Public Health.

SJR 17—Judiciary and Civil and Criminal Jurisprudence.

INTRODUCTIONS OF GUESTS

Senator Engler introduced to the Senate, Steve Grider, Bismark.

Senator Justus introduced to the Senate, her daughter, Angel Rhodes, and parents, teachers and

children of Operation Breakthrough, Kansas City.

Senator Shields introduced to the Senate, Crispen Rea and students from McCoy Elementary School, Kansas City.

Senator Griesheimer introduced to the Senate, Frank Rice, James Siess, Greg Aholt and Sharon

Birkman, Union; and Trudy Ronsick, Washington.

Senator Graham introduced to the Senate, the Physician of the Day, Dr. Ted Groshong, M.D., Columbia.

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

SENATE CALENDAR

SIXTEENTH DAY--WEDNESDAY, JANUARY 31, 2007

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 398-Crowell
 SB 399-Crowell
 SB 400-Crowell, et al
 SB 401-Crowell
 SB 402-Crowell
 SB 403-Crowell

SB 404-Crowell
 SB 405-Crowell
 SB 406-Crowell
 SB 407-Shoemyer
 SB 408-Bray
 SJR 18-Shoemyer

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 9-Crowell

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