

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SECOND DAY—WEDNESDAY, APRIL 16, 2008

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Remember, O Lord, Your great mercy and love, for they are from of old...” (Psalm 25:6)

O Lord of heaven and earth, we are thankful for the mercies we receive every morning and the new opportunities to begin afresh this day. Help us to remember the great things You have done for us and continue to provide and may we be willing to give You thanks and praise with joy filled hearts. 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	Dempsey	Engler	Gibbons	Goodman	Graham	Green	Griesheimer
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 Crowell offered Senate Resolution No. 2393, regarding Annette Slattery, which was adopted.

Senator Crowell offered Senate Resolution No. 2394, regarding Anita Tygett, Cape Girardeau, which was adopted.

Senator Crowell offered Senate Resolution No. 2395, regarding Jay Boyer, Grassy, which was adopted.

Senator Crowell offered Senate Resolution No. 2396, regarding Sitze Auto Body, Marble Hill, which was adopted.

Senator Crowell offered Senate Resolution No. 2397, regarding Jack and Carla Watt, Marble Hill, which was adopted.

Senator Crowell offered Senate Resolution No. 2398, regarding Wayne Whitener, Marble Hill, which was adopted.

Senator Clemens offered Senate Resolution No. 2399, regarding T.A.T.U. (Teens Against Tobacco Use), Marshfield, which was adopted.

Senator Clemens offered Senate Resolution No. 2400, regarding S.O.D.A. (Students Opposed to Destructive Action), Marshfield, which was adopted.

Senator Shields offered Senate Resolution No. 2401, regarding Dr. Francis Moran, Camden Point, which was adopted.

Senator Shields offered Senate Resolution No. 2402, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Harry Cornelius, Easton, which was adopted.

HOUSE BILLS ON SECOND READING

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

HCS for HJR 70—Governmental Accountability and Fiscal Oversight.

HB 1319—Ways and Means.

HCS for HB 2321—Financial and Governmental Organizations and Elections.

HB 1923—Judiciary and Civil and Criminal Jurisprudence.

HB 1981—Ways and Means.

HCS for HBs 1321 and 1695—Ways and Means.

HB 1716—Transportation.

HCS for HBs 1549, 1771, 1395 and 2366—Pensions, Veterans' Affairs and General Laws.

HCS for HB 1332—Health and Mental Health.

HCS for HB 1550—Judiciary and Civil and Criminal Jurisprudence.

HOUSE BILLS ON THIRD READING

HB 2001, introduced by Representative Icet, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing 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, and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2008 and ending June 30, 2009.

Was taken up by Senator Nodler.

On motion of Senator Nodler, **HB 2001** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Coleman	Crowell
Days	Dempsey	Gibbons	Goodman	Graham	Green	Griesheimer	Justus
Kennedy	Koster	Lager	Loudon	Mayer	McKenna	Nodler	Purgason
Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson—30		

NAYS—Senators—None

Absent—Senator Engler—1

Absent with leave—Senators

Ridgeway	Rupp	Smith—3
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Vacancies—None

The President declared the bill passed.

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

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

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

HCS for **HB 2002**, with **SCS**, entitled:

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, 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, 2008 and ending June 30, 2009.

Was taken up by Senator Nodler.

SCS for **HCS** for **HB 2002**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2002

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, 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, 2008 and ending June 30, 2009.

Was taken up.

Senator Goodman assumed the Chair.

Senator Nodler moved that **SCS** for **HCS** for **HB 2002** be adopted, which motion prevailed.

On motion of Senator Nodler, **SCS** for **HCS** for **HB 2002** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Coleman	Crowell
Days	Dempsey	Engler	Gibbons	Goodman	Graham	Green	Griesheimer
Justus	Kennedy	Koster	Lager	Loudon	Mayer	McKenna	Nodler
Purgason	Ridgeway	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel

Wilson—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Rupp—1

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for **HB 2003**, with **SCS**, entitled:

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, 2008 and ending June 30, 2009.

Was taken up by Senator Nodler.

SCS for **HCS** for **HB 2003**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2003

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, 2008 and ending June 30, 2009.

Was taken up.

Senator Griesheimer assumed the Chair.

Senator Nodler moved that **SCS** for **HCS** for **HB 2003** be adopted, which motion prevailed.

On motion of Senator Nodler, **SCS** for **HCS** for **HB 2003** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Clemens	Coleman	Crowell	Days
Dempsey	Engler	Gibbons	Goodman	Graham	Green	Griesheimer	Justus
Kennedy	Koster	Lager	Loudon	Mayer	McKenna	Nodler	Purgason
Ridgeway	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson—32

NAYS—Senators—None

Absent—Senator Champion—1

Absent with leave—Senator Rupp—1

Vacancies—None

The President declared the bill passed.

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

Senator Nodler 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 3:30 p.m.

RECESS

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

RESOLUTIONS

Senator Crowell offered Senate Resolution No. 2403, regarding Reilly Surveying, Marble Hill, which was adopted.

HOUSE BILLS ON THIRD READING

HB 2004, with **SCS**, introduced by Representative Icet, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, 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, 2008 and ending June 30, 2009.

Was taken up by Senator Nodler.

SCS for HB 2004, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2004**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, 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, 2008 and ending June 30, 2009.

Was taken up.

Senator Nodler moved that **SCS for HB 2004** be adopted, which motion prevailed.

On motion of Senator Nodler, **SCS for HB 2004** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Coleman	Crowell
Days	Dempsey	Engler	Gibbons	Goodman	Graham	Green	Griesheimer
Justus	Kennedy	Koster	Lager	Loudon	Mayer	McKenna	Nodler
Purgason	Ridgeway	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel

Wilson—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Rupp—1

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 2005, with **SCS**, entitled:

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, 2008 and ending June 30, 2009.

Was taken up by Senator Nodler.

SCS for HCS for HB 2005, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

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, 2008 and ending June 30, 2009.

Was taken up.

Senator Nodler moved that **SCS** for **HCS** for **HB 2005** be adopted, which motion prevailed.

On motion of Senator Nodler, **SCS** for **HCS** for **HB 2005** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Coleman	Crowell
Days	Dempsey	Engler	Gibbons	Goodman	Graham	Green	Griesheimer
Justus	Kennedy	Koster	Lager	Loudon	Mayer	McKenna	Nodler
Purgason	Ridgeway	Rupp	Scott	Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for **HB 2006**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, 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, 2008 and ending June 30, 2009.

Was taken up by Senator Nodler.

SCS for **HCS** for **HB 2006**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2006

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, 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, 2008 and ending June 30, 2009.

Was taken up.

Senator Nodler moved that **SCS** for **HCS** for **HB 2006** be adopted, which motion prevailed.

On motion of Senator Nodler, **SCS** for **HCS** for **HB 2006** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Coleman	Crowell
Days	Dempsey	Engler	Gibbons	Goodman	Graham	Green	Griesheimer
Justus	Kennedy	Koster	Lager	Loudon	Mayer	McKenna	Nodler
Purgason	Ridgeway	Rupp	Scott	Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for **HB 2007**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, 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, 2008 and ending June 30, 2009.

Was taken up by Senator Nodler.

SCS for **HCS** for **HB 2007**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, 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, 2008 and ending June 30, 2009.

Was taken up.

Senator Nodler moved that **SCS** for **HCS** for **HB 2007** be adopted.

Senator Nodler offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 5, Section 7.030, Line 7, by inserting a new section immediately thereafter

“Section 7.032. Funds are to be transferred out of the State Treasury, chargeable to the General Revenue Fund, to the Mega-Project Fund, such transfer shall be contingent upon the passage and approval, and signing into law of SB 1234 or HB 2393

From General Revenue Fund.....\$120,000,000”;

and further amend bill totals accordingly.

Senator Nodler moved that the above amendment be adopted.

Under the provisions of Senate Rule 91, Senator Goodman was excused from voting on the adoption of **SA 1**; adoption of **SCS** for **HCS** for **HB 2007**; and third reading of the bill.

Senator Graham offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Line 5, by deleting said line and inserting in lieu thereof the following, “2393, provided that no funds shall be expended until all of the capital projects at public colleges and universities receiving funds from the Lewis and Clark Discovery Fund, created under Section 173.392, RSMo, are fully funded”.

Senator Graham moved that the above amendment be adopted.

Senator Nodler raised the point of order that **SA 1** to **SA 1** is out of order as it goes beyond the title and scope of the bill.

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

Senator Callahan requested a roll call vote be taken on the adoption of **SA 1** and was joined in his request by Senators Days, Graham, Justus and Smith.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Clemens	Engler	Gibbons	Griesheimer	Nodler	Ridgeway	Rupp	Scott
Shields	Stouffer	Vogel—11					

NAYS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Coleman	Crowell	Days
Dempsey	Graham	Green	Justus	Kennedy	Koster	Lager	Loudon
Mayer	McKenna	Purgason	Shoemyer	Smith	Wilson—22		

Absent—Senators—None

Absent with leave—Senators—None

Excused from voting—Senator Goodman—1

Vacancies—None

Senator Koster offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 4, Section 7.020, Line 24, by deleting the number “\$7,600,000” and inserting in lieu thereof the following number “\$25,230,465”;

and further amend bill totals accordingly.

Senator Koster moved that the above amendment be adopted.

Senator Loudon offered **SSA 1** for **SA 2**, which was read:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Pages 3-4, Section 7.020, by deleting said section in its entirety; and

further amend bill totals accordingly.

Senator Loudon moved that the above substitute amendment be adopted.

Senator Koster requested a roll call vote be taken on the adoption of **SSA 1** for **SA 2** and was joined in his request by Senators Days, Justus, Kennedy and Smith.

SSA 1 for **SA 2** failed of adoption by the following vote:

YEAS—Senators

Barnitz	Bartle	Crowell	Engler	Kennedy	Lager	Loudon	Mayer
Nodler	Purgason	Rupp	Scott	Stouffer	Vogel—14		

NAYS—Senators

Bray	Callahan	Champion	Clemens	Coleman	Days	Dempsey	Gibbons
Goodman	Graham	Green	Griesheimer	Justus	Koster	McKenna	Ridgeway
Shields	Shoemyer	Smith	Wilson—20				

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

SA 2 was again taken up.

Senator Koster requested a roll call vote be taken on the adoption of **SA 2** and was joined in his request by Senators Callahan, Justus, McKenna and Smith.

SA 2 failed of adoption by the following vote:

YEAS—Senators

Bray	Callahan	Coleman	Days	Graham	Justus	Koster	Shoemyer
Smith	Wilson—10						

NAYS—Senators

Barnitz	Bartle	Champion	Clemens	Crowell	Dempsey	Engler	Gibbons
Goodman	Green	Griesheimer	Kennedy	Lager	Loudon	Mayer	McKenna
Nodler	Purgason	Ridgeway	Rupp	Scott	Shields	Stouffer	Vogel—24

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

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

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 19, Section 7.800, Line 2, by inserting immediately thereafter the following,

“For the purpose of investigating the occurrence of prevailing wage violations and the employment of undocumented workers

Personal Service

General Revenue.....\$800,000”,

and further amend said section, page 20, line 14, by deleting said line and inserting in lieu thereof the following,

“Total (Not to exceed 82.00 F.T.E.).....\$7,436,507”,

and amend bill totals accordingly.

Senator Koster moved that the above amendment be adopted.

Senator Purgason offered **SSA 1** for **SA 3**, which was read:

**SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 3**

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 19, Section 7.800, Line 2, by inserting immediately thereafter the following,

“For the purpose of investigating the occurrence of prevailing wage violations and the employment of undocumented workers

Personal Service

General Revenue.....\$150,000,000”,

and further amend said section, page 20, line 14, by deleting said line and inserting in lieu thereof the following,

“Total (Not to exceed 82.00 F.T.E.).....\$7,436,507”,

and amend bill totals accordingly.

Senator Purgason moved that the above substitute amendment be adopted.

Senator Koster offered **SA 1** to **SSA 1** for **SA 3**, which was read:

**SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 3**

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 3 to Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Line 5, by deleting the number “\$150,000,000” and inserting in lieu thereof “\$805,000”.

Senator Koster moved that the above amendment be adopted.

At the request of Senator Purgason, **SSA 1** for **SA 3** was withdrawn, rendering **SA 1** to **SSA 1** for **SA 3** moot.

SA 3 was again taken up.

Senator Koster moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Graham, Griesheimer, McKenna and Smith.

SA 3 failed of adoption by the following vote:

YEAS—Senators

Graham Justus Koster McKenna—4

NAYS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Coleman	Crowell
Days	Dempsey	Engler	Gibbons	Goodman	Green	Griesheimer	Kennedy
Lager	Loudon	Mayer	Nodler	Purgason	Ridgeway	Rupp	Scott
Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson—30		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

Senator Nodler moved that **SCS** for **HCS** for **HB 2007** be adopted, which motion prevailed.

On motion of Senator Nodler, **SCS** for **HCS** for **HB 2007** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Coleman	Crowell	Days
Dempsey	Engler	Gibbons	Graham	Green	Griesheimer	Justus	Kennedy
Koster	Lager	Loudon	Mayer	McKenna	Nodler	Purgason	Ridgeway
Rupp	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson—32

NAYS—Senator Bartle—1

Absent—Senators—None

Absent with leave—Senators—None

Excused from voting—Senator Goodman—1

Vacancies—None

The President declared the bill passed.

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

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

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

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, after examination of **HB 1711**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **HCS** for **HBs 1876** and **1877**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **HCS** for **HB 1305**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **HCS** for **HB 1309**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **HB 1617**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

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

April 15, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

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

Susan M. Abdel-Rahman, 4550 Warwick Boulevard, Kansas City, Jackson County, Missouri 64111, as a member of the Drug Utilization Review Board, for a term ending October 15, 2011, 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

April 15, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

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

Douglas A. Copeland, Republican, #5 Douglass Lane, Kirkwood, Saint Louis County, Missouri 63122, as a member of the Public Defender Commission, for a term ending April 15, 2014, and until his successor is duly appointed and qualified; vice, Loramel Shurtleff, term expired.

Respectfully submitted,

MATT BLUNT

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City

65101

April 15, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

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

Ben A. "Todd" Parnell, Democrat, 3545 Cinnamon Place, Springfield, Greene County, Missouri 65809, as a member of the Clean Water Commission, for a term ending April 12, 2012, and until his 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

April 16, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

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

Jillian C. Harris, 3618 Gettysburg Place, Jefferson City, Cole County, Missouri 65109, as a member of the Children's Trust Fund Board, for a term ending September 15, 2010, and until her successor is duly appointed and qualified; vice, Nanci Bobrow, term expired.

Respectfully submitted,

MATT BLUNT

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City

65101

April 16, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

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

James B. Lynch, 8513 Maple, Raytown, Jackson County, Missouri 64138, as a member of the Peace Officer Standards and Training Commission, for a term ending October 3, 2009, and until his successor is duly appointed and qualified; vice, Kenneth Conlee, term expired.

Respectfully submitted,

MATT BLUNT

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City

65101

April 16, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of James T. Frakes to the Hazardous Waste Management Commission, submitted on April 15, 2008. Line 3 should be amended as follows:

"Management Commission, for a term ending April 3, 2012, and until his:

Respectfully submitted,

MATT BLUNT

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City

65101

April 16, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Douglas A. Wyckoff to the Northwest Missouri State, submitted on April 15, 2008. Line 1, 2 and 3 should be amended as follows:

"Douglas A. Wyckoff, Democrat, 8992 NW Barwick Drive, Cameron, Caldwell County, Missouri 64429, as a member of the Northwest Missouri State University Board of Regents, for a term ending January 1, 2013, and until his successor is duly appointed and"

Respectfully submitted,

MATT BLUNT

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

MESSAGES FROM THE HOUSE

The following message was 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 **SB 1066**.

Bill ordered enrolled.

COMMUNICATIONS

Senator Graham submitted the following:

April 16, 2008

Terry Spieler
Secretary of the Senate
Room 325, State Capitol
Jefferson City, MO 65101
Madame Secretary:

Pursuant to Senate Rule 45, I am objecting to House Bill 1532 having consent status. I believe the bill is of a controversial nature, and I request that it be taken off of the Consent Calendar and returned to its committee of origin.

Sincerely,

/s/ Chuck Graham

Sen. Chuck Graham

District 19

Also,

Senator Wilson submitted the following:

April 16, 2008

Terry Spieler
Secretary of the Senate
Room 325, State Capitol
Jefferson City, MO 65101
Madame Secretary:

Pursuant to Senate Rule 45, I am objecting to House Bill 1972, with SCS, House Bill 1973, with SCS and HCS for HB 2204, with SCS having consent status. I believe the bills are of a controversial nature, and I request that they be taken off the Consent Calendar and returned to their committee of origin.

Sincerely,

/s/ Yvonne S. Wilson

Sen. Yvonne S. Wilson

9th Senatorial District

INTRODUCTIONS OF GUESTS

Senator Goodman introduced to the Senate, seventh and eighth grade students from St. Mary's Catholic School, Pierce City.

Senator Koster introduced to the Senate, Floyd McComas, Nevada.

Senator Mayer introduced to the Senate, Elizabeth and Ray Rowland, Dexter.

Senator Champion introduced to the Senate, Laman Babayeva, Gular Rustamova, Ilgar Ilyasli, and Rovshan Najafor, Azerbaijan; and Kheyraddin (Harry) Alakbarov and Bahar Salimova, representatives of Open World Program.

On behalf of Senator Rupp, Senator Dempsey introduced to the Senate, Jennifer Koenig, adults and thirty-three fifth grade students from Messiah Lutheran School, St. Charles.

Senator Barnitz introduced to the Senate, Head Coach Ryan Robertson, Assistant Coach Lucas Branson, Courtney Dingley, Jordon Paschal, Chelsie Zimmerman, Jayme Donnelly, Kenny Knollmeyer, David Lee McCannon, Taylor Nilges, Michael Reinkemeyer, Thayne Rhoads, Quinton Sallin, Anthony Senevey, Ethan Sieglaff and Nick Vocks, members of Linn High School Boys Basketball Wildcats, fourth place winners of the Show-Me Showdown Class 3 State Championships.

Senator McKenna introduced to the Senate, Chris Allmond and seventh grade students from St. Joseph School, Imperial.

Senator Mayer introduced to the Senate, Daniel S. McConchie, Chicago, Illinois.

Senator Shoemyer introduced to the Senate, the Toms and Beckys representing Hannibal.

Senator Barnitz introduced to the Senate, Lori Moss, Rick Smith, Josh Goodridge, Matt Gooch, Andrea Westart, Sue Brown, Kathy Oliver, Andy Read, Amy Lyons, Terry Smith, Shad Becker, Connie Robinson and Laurie Freeman, members of Phelps County Leadership Class.

Senator Smith introduced to the Senate, Josh Travis, Diane Sher and Cenia Bosman, St. Louis.

Senator Gibbons introduced to the Senate, members of Leadership Missouri 2008.

Senator Shoemyer introduced to the Senate, his wife, Cheryl and their daughter, Laura, Clarence; and his niece, Jill Totter, Salisbury, North Carolina.

Senator Engler introduced to the Senate, students from South Reynolds County R-II School.

Senator Purgason introduced to the Senate, the Physician of the Day, Dr. David Barbe, M.D., Mountain Grove.

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

SENATE CALENDAR

FIFTY-THIRD DAY—THURSDAY, APRIL 17, 2008

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 898-Clemens
(In Fiscal Oversight)

SCS for SB 1081-Nodler and Green
SCS for SB 1139-Dempsey, et al

SENATE BILLS FOR PERFECTION

- | | |
|------------------------------|--------------------------------------|
| 1. SB 861-Shoemyer, with SCS | 8. SB 1172-Goodman, with SCS |
| 2. SB 1180-Crowell | 9. SB 1101-Bray, et al |
| 3. SB 1278-Shields | 10. SB 1283-Dempsey, et al, with SCS |
| 4. SB 1057-Scott, with SCS | 11. SB 1197-Crowell |
| 5. SJR 43-Loudon | 12. SB 1275-Vogel |
| 6. SB 1183-Bray, with SCS | 13. SB 1164-Loudon |
| 7. SB 1158-Mayer, with SCS | |

HOUSE BILLS ON THIRD READING

- | | |
|---|------------------------------------|
| HB 1661-LeVota, et al (Ridgeway) | HCS for HB 2010, with SCS (Nodler) |
| HCS for HB 1779, with SCS (Griesheimer) | HCS for HB 2011, with SCS (Nodler) |
| HCS for HB 2008, with SCS (Nodler) | HCS for HB 2012, with SCS (Nodler) |
| HCS for HB 2009, with SCS (Nodler) | HCS for HB 2013, with SCS (Nodler) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SBs 712 & 882-Gibbons and Rupp, with SCS | SB 904-Griesheimer, with SCS |
| SB 713-Gibbons, with SCS | SBs 909, 954, 934 & 1003-Engler, with SCS |
| SB 716-Loudon, et al | SB 915-Ridgeway |
| SB 717-Kennedy and Shields | SB 917-Goodman, et al |
| SB 729-Griesheimer, with SCS | SB 929-Green and Callahan, with SCS |
| SB 749-Ridgeway, with SCS | SB 957-Goodman |
| SB 756-Engler and Rupp, with SCS
(pending) | SBs 982, 834 & 819-Purgason, with SCS |
| SB 776-Justus and Koster, with SCS | SB 990-Champion |
| SB 809-Stouffer, with SCS, SS for SCS &
SA 1 (pending) | SBs 993 & 770-Crowell, with SCS, SS for
SCS, SA 4 & SSA 1 for SA 4 (pending) |
| SB 811-Stouffer, with SCS, SA 1 & point
of order (pending) | SB 996-Crowell, with SCS |
| SB 815-Goodman | SB 997-Crowell |
| SB 817-Goodman | SB 1000-Justus |
| SB 821-Shoemyer, with SCS (pending) | SB 1007-Loudon, with SA 2 (pending) |
| SBs 840 & 857-Engler, with SCS & SS for
SCS (pending) | SBs 1021 & 870-Loudon, et al, with SCS,
SS for SCS & SA 1 (pending) |
| SB 865-Rupp and Gibbons, with SCS | SB 1035-Scott, with SCS |
| SB 874-Graham, with SCS | SB 1040-Clemens, with SCS (pending) |
| SB 881-Green | SB 1046-Mayer, with SA 1 & SSA 1 for
SA 1 (pending) |
| | SB 1052-Rupp |

SB 1054-Dempsey, with SCS
SB 1058-Mayer
SB 1067-Ridgeway, et al
SB 1077-Goodman
SB 1093-Loudon, et al
SB 1094-Loudon, with SCS
SB 1099-Graham, with SA 1 (pending)

SB 1103-Gibbons
SB 1138-McKenna, with SCS
SBs 1234 & 1270-Shields, with SCS & SS#2
for SCS (pending)
SB 1240-Dempsey
SB 1244-Barnitz and Purgason
SJR 45-Clemens

CONSENT CALENDAR

House Bills

Reported 4/10

HB 1628-Cooper (120) (Scott)
HB 1670-Cooper (120) (Dempsey)
HB 1828-Sutherland
HCS for HB 1804, with SCS (Days)
HB 2047-Curls, et al, with SCS (Callahan)
HB 1410-Flook, et al (Ridgeway)
HCS for HB 1888 (Clemens)
HB 1368-Thomson (Lager)
HCS for HB 1807, with SCS (Mayer)
HB 1869-Wilson (130), et al (Goodman)

HCS for HB 2048, with SCS (Engler)
HB 2213-Kraus, et al (Shields)
HB 1422-St. Onge, et al, with SCS (Stouffer)
HB 1354-Wilson (119), et al (Scott)
HCS for HB 1575 (Vogel)
HB 1952-Loehner, et al (Barnitz)
HB 1887-Parson (Scott)
HCS for HB 2360 (Lager)
HB 1311-Hoskins, with SCS (Engler)
HB 1426-Kraus (Green)

Reported 4/14

HB 1608-Ervin (Ridgeway)
HB 2065-Wasson, with SCS (Scott)
HB 1450-Roorda, et al, with SCS (McKenna)
HCS for HB 2082
HB 2233-Page, et al

HB 1419-Portwood (Loudon)
HB 1791-Cooper (155), et al (Barnitz)
HB 1689-Wilson (130), with SCS (Scott)
HCS for HB 1690, with SCS (Scott)

Reported 4/15

HCS for HB 1380 (Goodman)
HCS for HB 2036
HB 1946-Franz, with SCS (Champion)
HB 1656-Nance and Cooper (120), with SCS
HB 1849-Pratt and Curls
HB 1640-Schoeller, et al, with SCS (Goodman)

HB 1570-Franz, with SCS (Champion)
HB 1469-Pratt (Goodman)
HB 1348-Portwood and Darrough (Loudon)
HB 1710-Flook (Ridgeway)
HCS for HB 1783
HB 1784-Meadows, et al

HB 1313-Wright, et al (Mayer)
HCS for HB 1893 (Dempsey)

HB 1881-Schlottach

RESOLUTIONS

Reported from Committee

SCR 31-Barnitz
SCR 36-Green

SCR 39-Shields, with SCS
SCR 29-Mayer

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