

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FIRST DAY—WEDNESDAY, FEBRUARY 9, 2000

The Senate met pursuant to adjournment.

Senator Mathewson in the Chair.

The Reverend Carl Gauck offered the following prayer:

Matthew 5:14: "You are the Light of the world."

Heavenly Father, we pray this day that our lives may be an influence for good and never set a bad example for our fellow citizens. May Your Holy Spirit guide us so that we may truly be a light which leads others to see our "good works", the fruits of our faith and thereby glorify You our Father in Heaven, bringing them to You who will be their God. 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.

Photographers from the Associated Press and the Senate were given permission to take pictures in the Senate Chamber today.

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

Present—Senators

Bentley	Bland	Caskey	Childers
Clay	DePasco	Ehlmann	Flotron
Goode	Graves	House	Howard
Jacob	Johnson	Kenney	Kinder
Klarich	Mathewson	Maxwell	Mueller
Quick	Rohrbach	Russell	Schneider
Scott	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins

Yeckel—33

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Mathewson offered Senate Resolution No. 1189, regarding Herbert Frank Nelson, Jr., Sweet Springs, which was adopted.

Senator Howard offered Senate Resolution No. 1190, regarding True Love Waits, which was adopted.

Senator Kenney offered Senate Resolution No. 1191, regarding Dr. Carl Poe, Lee's Summit, which was adopted.

Senator House offered Senate Resolution No. 1192, regarding St. Louis Embroidery, which was adopted.

Senator House offered Senate Resolution No. 1193, regarding LeRoy and Margie Vogel, Bowling Green, which was adopted.

Senator Westfall offered Senate Resolution No. 1194, regarding the Seventieth Wedding Anniversary of Mr. and Mrs. George Stander, Buffalo, which was adopted.

Senator Steelman offered Senate Resolution No. 1195, regarding the Ninety-fourth Birthday of Thomas R. Coffey, Maries County, which was adopted.

REFERRALS

President Pro Tem Quick referred **SCR 25** to the Committee on Rules, Joint Rules and Resolutions.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and 1,000 copies ordered printed:

SB 988—By Westfall.

An Act to repeal section 304.022, RSMo Supp. 1999, relating to emergency vehicles, and to enact in lieu thereof one new section relating to the same subject.

SB 989—By Westfall.

An Act to repeal sections 143.011, 143.071, 144.021, 144.440, 144.700, 144.701, 163.022, 163.032, 164.013 and 177.088, RSMo 1994, and sections 137.073, 144.020, 162.081, 163.011, 163.021, 163.031, 163.087, 164.011, 165.011 and 166.131, RSMo Supp. 1999, relating to funding for public schools, and to enact in lieu thereof sixteen new sections relating to the same subject, with an effective date for a certain section and a referendum clause.

SB 990—By Howard and Childers.

An Act to amend chapter 523, RSMo, by adding thereto one new section relating to regulatory taking.

SB 991—By Wiggins and Maxwell.

An Act to repeal section 313.820, RSMo 1994, and sections 313.835 and 313.842, RSMo Supp. 1999, relating to the gaming commission, and to enact in lieu thereof four new sections relating to the same subject.

SJR 54—By Westfall.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 11(b) of article X of the Constitution of Missouri relating to approval of school taxes, and adopting one new section in lieu thereof relating to the same subject.

THIRD READING OF SENATE BILLS

SCS for **SB 719**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 719

An Act to repeal section 70.500, RSMo Supp. 1999, relating to the Kansas and Missouri

Metropolitan Culture District, and to enact in lieu thereof one new section relating to the same subject.

Was taken up by Senator Wiggins.

On motion of Senator Wiggins, **SCS** for **SB 719** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Childers
Clay	DePasco	Ehlmann	Flotron
Goode	Graves	Howard	Jacob
Johnson	Kenney	Kinder	Klarich
Mathewson	Maxwell	Mueller	Quick
Rohrbach	Russell	Scott	Sims
Singleton	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senators—None

Absent—Senators

House Schneider—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

Senator Quick moved that **SJR 47**, with **SCS**, **SS** for **SCS**, **SA 1** and **SSA 1** for **SA 1**, as amended (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

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

SENATE AMENDMENT NO. 2 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 Senate Joint Resolution No. 47, Page 1, Line 3, by inserting after the word “questions” the following: “at the same election”.

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

Senator Childers offered **SA 3 to SSA 1 for SA 1**:

**SENATE AMENDMENT NO. 3 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 Senate Joint Resolution No. 47, Page 2, Section 18(f), Line 18, by adding after the word “be” the word “permanently”; and

Further amend said section and page, line 19, by inserting after the word “shall” on said line the word “**not**”; and further amend said section and page, by inserting after the period “.” on line 20 the words “**Income earned from the permanent trust fund derived from the**”.

Senator Childers moved that the above amendment be adopted.

Senator Johnson assumed the Chair.

President Wilson assumed the Chair.

Senator Mathewson assumed the Chair.

Senator Jacob offered **SSA 1 for SA 3 to SSA 1 for SA 1**:

**SENATE SUBSTITUTE AMENDMENT NO. 1
FOR SENATE AMENDMENT NO. 3 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 Senate Joint Resolution No. 47, Page 3, Section 18(f), Lines 5-6 of said page, by striking the following: “upon two-thirds vote of the members elected to each house,”; and further amend line 7 of said page, by inserting

immediately after said line the following:

“Notwithstanding any other provisions of law to the contrary, nothing in this section shall prohibit the general assembly from authorizing the sale of future interest in any settlement proceeds for current valuation. In the event of such authorization, the state treasurer may invest any resulting proceeds as he determines to be reasonably prudent. Subject to the percentages set forth in this section, the general assembly may further limit the appropriation of the moneys in the fund to the earnings resulting from such investment.”.

Senator Jacob moved that the above substitute amendment be adopted.

Senator Childers raised the point of order that **SSA 1 for SA 3 to SSA 1 for SA 1** is out of order as it is in the third degree.

The point of order was referred to the President Pro Tem.

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

SA 3 to SSA 1 for SA 1 was again taken up.

At the request of Senator Quick, **SJR 47**, with **SCS, SS for SCS, SA 1, SSA 1 for SA 1 and SA 3 to SSA 1 for SA 1** (pending), was placed on the Informal Calendar.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and 1,000 copies ordered printed:

SB 992—By Sims.

An Act to repeal section 143.124, RSMo Supp. 1999, relating to income tax, and to enact in lieu thereof one new section relating to the same subject.

SB 993—By Maxwell.

An Act to amend chapter 454, RSMo, by adding thereto one new section relating to the support of children.

SB 994—By Flotron.

An Act to amend chapters 32, 105, 161 and

620, RSMo, by adding thereto four new sections relating to technology projects by state agencies.

RESOLUTIONS

Senator Rohrbach offered Senate Resolution No. 1196, regarding National TRIO Day, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Howard introduced to the Senate, Ms. Timmie Hunter, New Madrid.

Senator Maxwell introduced to the Senate, Whitney, Laef and Jane Morris, Kahoka.

Senator Rohrbach introduced to the Senate, Jeff Wallace and Brandon and LuAnna Perry, Boonville.

Senator Wiggins introduced to the Senate, Tim Truesdale, Charlotte Melson and Sue Frank, Raytown.

Senator Howard introduced to the Senate, Rhonda Middleton, Advance.

On behalf of Senator Bentley and himself, Senator Westfall introduced to the Senate, Dan Schiedel and Tammy Kirks, Springfield.

On behalf of Senator Childers and herself, Senator Bentley introduced to the Senate, Nicole Deffenderfer, Alissa Dougan and Cindy Gregg, Ozark.

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

SENATE CALENDAR

TWENTY-SECOND DAY—THURSDAY, FEBRUARY 10, 2000

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 951-Scott	SB 965-Childers
SB 952-Stoll	SB 966-Kinder
SB 953-Johnson and Russell	SB 967-Maxwell
SB 954-Bentley and Johnson	SB 968-Maxwell and Mathewson
SB 955-Mathewson, et al	SB 969-Wiggins and Childers
SB 956-Flotron and Goode	SB 970-Flotron
SB 957-Johnson and Quick	SB 971-Jacob
SB 958-Sims	SB 972-Bland
SB 959-Howard	SB 973-Schneider
SB 960-Howard and Maxwell	SB 974-Bentley
SB 961-Stoll and Maxwell	SB 975-DePasco
SB 962-Bentley	SB 976-Sims, et al
SB 963-Kenney	SB 977-Kinder
SB 964-Jacob	SB 978-House
	SB 979-Kenney

SB 980-Jacob
SB 981-Jacob
SB 982-Westfall
SB 983-Goode
SB 984-Maxwell and Bland
SB 985-Maxwell
SB 986-Kenney, et al
SB 987-Ehlmann
SB 988-Westfall

SB 989-Westfall
SB 990-Howard and Childers
SB 991-Wiggins and Maxwell
SB 992-Sims
SB 993-Maxwell
SB 994-Flotron
SJR 51-Flotron, et al
SJR 54-Westfall

HOUSE BILLS ON SECOND READING

HB 1506-VanZandt, et al

HJR 43-Barry, et al

SENATE BILLS FOR PERFECTION

SBs 934, 546, 578, 579 &
782-Caskey, with SCS
SBs 867 & 552-Maxwell,
with SCS
SB 610-Staples and DePasco
SB 576-Maxwell and
Howard

SBs 757 & 602-Maxwell,
with SCS
SB 756-Caskey, with SCS
SJRs 45 & 41-House,
with SCS
SB 618-Rohrbach, with SCA 1

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SJR 47-Quick, et al, with
SCS, SS for SCS, SA 1,
SSA 1 for SA 1 & SA 3
to SSA 1 for SA 1 (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/1

SB 788-Johnson
SB 669-Goode
SB 556-Mueller

SB 596-Steelman, with SCS
SB 657-Childers, with SCS
SB 663-Schneider

Reported 2/7

SB 810-Goode
SBs 617 & 646-Johnson,
with SCS
SB 642-Schneider and
Wiggins

SB 616-Johnson
SB 724-Rohrbach
SB 540-Mathewson, with SCS
SB 709-DePasco, with SCA 1
SB 734-Stoll

Reported 2/8

SB 580-Westfall
SB 722-Caskey
SB 769-DePasco and
Wiggins
SB 774-Caskey, with SCA 1

SB 537-Russell
SB 856-Maxwell
SB 557-Mueller, with SCS
SB 779-Mathewson and
Johnson, with SCS

Unofficial
Journal
RESOLUTIONS

SR 1185-Schneider

Reported from Committee

SR 1035-Steelman

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