

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIRST DAY—WEDNESDAY, APRIL 26, 2000

The Senate met pursuant to adjournment.

President Pro Tem Quick in the Chair.

The Reverend Carl Gauck offered the following prayer:

“Godliness is profitable unto all things, having promise of the life that now is and of that which is to come.” (1 Timothy 4:8)

Heavenly Father, out of gratitude and love of You we seek to deal honestly with our fellow citizens, to live at peace with one another, and with Your Spirit's help to pass laws that make our fellow Missourians better off today than yesterday. May we live profitably in contentment, love, joy and daily fellowship with You and we have an assurance that our hearts are better off by how we live and work guided by Your wisdom. Lord help us thank You for all Your goodness to us. 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 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	Carter	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—34		

Absent with leave—Senators—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator DePasco offered Senate Resolution No. 1628, regarding Jane Littrell, Kansas City, which was adopted.

Senator Westfall offered Senate Resolution No. 1629, regarding Randy Breshears, Fair Play, which was adopted.

Senator Westfall offered Senate Resolution No. 1630, regarding Anita Curry, Fair Play, which was adopted.

Senator Goode offered Senate Resolution No. 1631, regarding Dr. Yvonne S. Howze, St. Louis, which was adopted.

CONCURRENT RESOLUTIONS

Senator Caskey moved that **SCR 38** be taken up for adoption, which motion prevailed.

On motion of Senator Caskey, **SCR 38** was adopted by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Childers
Clay	DePasco	Ehlmann	Flotron
Goode	House	Howard	Jacob
Johnson	Kenney	Kinder	Klarich
Mathewson	Maxwell	Mueller	Quick
Russell	Schneider	Scott	Sims
Singleton	Steelman	Stoll	Westfall
Wiggins	Yeckel—30		

NAYS—Senators

Graves Rohrbach—2

Absent—Senators

Carter Staples—2

Absent with leave—Senators—None

Senator Bland moved that **SCR 34** be taken up for adoption, which motion prevailed.

Senator Bland moved that **SCR 34** be adopted.

Senator Johnson assumed the Chair.

Senator Kinder offered a substitute motion that the motion to adopt **SCR 34** be laid on the table.

Senator Clay was recognized to interrogate Senator Kinder.

Senator Singleton raised the point of order that under the provisions of Senate Rule 72 the motion made by Senator Kinder is a privileged motion and no debate is allowed.

The point of order was referred to the President Pro Tem, who took it under advisement.

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 **HCS** for **HB 1109**: Representatives Franklin, Kelly (27), Troupe, Legan, Crawford.

Also,

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 **HCS** for **HB 1110**, as amended: Representatives Franklin, Williams (121), Riback Wilson, Shields, Patek.

SENATE BILLS FOR PERFECTION

Senator Bentley moved that **SB 584, SB 539, SB 630, SB 777, SB 796, SB 918** and **SB 927**, with **SCS**, be taken up for perfection, which motion

prevailed.

SCS for **SBs 584, 539, 630, 777, 796, 918** and **927**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 584, 539, 630, 777, 796,
918 and 927

An Act to repeal section 160.518, 162.790, 174.620 and 175.021, RSMo 1994, and sections 162.581, 162.601, 162.611, 163.172, 167.645, 172.037, 174.610 and 175.020, RSMo Supp. 1999, relating to education, and to enact in lieu thereof twenty-four new sections relating to the same subject, with an emergency clause for a certain section.

Was taken up.

Senator Bentley moved that **SCS** for **SBs 584, 539, 630, 777, 796, 918** and **927** be adopted.

Senator Bentley offered **SS** for **SCS** for **SBs 584, 539, 630, 777, 796, 918** and **927**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 584, 539, 630, 777, 796,
918 and 927

An Act to repeal section 160.518, 162.790, 174.620 and 175.021, RSMo 1994, and sections 162.581, 162.601, 162.611, 167.645, 172.037, 174.610 and 175.020, RSMo Supp. 1999, relating to education, and to enact in lieu thereof twenty-two new sections relating to the same subject, with an emergency clause for a certain section.

Senator Bentley moved that **SS** for **SCS** for **SBs 584, 539, 630, 777, 796, 918** and **927** be adopted.

Senator House offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 584, 539, 630, 777, 796, 918 and 927, Page 19, Section 162.952, Line 1, by inserting immediately after said line the following:

“163.036. 1. In computing the amount of state aid a school district is entitled to receive under section 163.031, a school district may use an estimate of the number of eligible pupils for the

ensuing year, the number of eligible pupils for the immediately preceding year or the number of eligible pupils for the second preceding school year, whichever is greater. **Except as otherwise provided in subsection 3 of this section**, any error made in the apportionment of state aid because of a difference between the actual number of eligible pupils and the estimated number of eligible pupils shall be corrected as provided in section 163.091, except that if the amount paid to a district estimating eligible pupils exceeds the amount to which the district was actually entitled by more than five percent, interest at the rate of six percent shall be charged on the excess and shall be added to the amount to be deducted from the district's apportionment the next succeeding year.

2. Notwithstanding the provisions of subsection 1 of this section or any other provision of law, the state board of education shall make an adjustment for the immediately preceding year for any increase in the actual number of eligible pupils above the number on which the state aid in section 163.031 was calculated. Said adjustment shall be made in the manner providing for correction of errors under subsection 1 of this section.

3. (1) For any district which has, for at least five years immediately preceding the year in which the error is discovered, adopted a calendar for the school term in which elementary schools are in session for twelve months of each calendar year, any error made in the apportionment of state aid to such district because of a difference between the actual number of eligible pupils and the estimated number of eligible pupils shall be corrected as provided in section 163.091 and subsection 1 of this section, except that if the amount paid exceeds the amount to which the district was actually entitled by more than five percent and the district provides written application to the state board requesting that the deductions be made pursuant to subdivision (2) of this subsection, then the amounts shall be deducted pursuant to subdivision (2) of this subsection.

(2) For deductions made pursuant to this subdivision, interest at the rate of six percent shall be charged on the excess and shall be

included in the amount deducted and the total amount of such excess plus accrued interest shall be deducted from the district's apportionment in equal monthly amounts beginning with the succeeding school year and extending for a period of months specified by the district in its written request and no longer than sixty months.

[3.] **4.** For the purposes of distribution of state school aid pursuant to section 163.031, a school district may elect to use the district's equalized assessed valuation for the preceding year, or an estimate of the current year's assessed valuation if the current year's equalized assessed valuation is estimated to be more than ten percent less than the district's equalized assessed valuation for the preceding year. A district shall give prior notice to the department of its intention to use the current year's assessed valuation pursuant to this subsection. Any error made in the apportionment of state aid because of a difference between the actual equalized assessed valuation for the current year and the estimated equalized assessed valuation for the current year shall be corrected as provided in section 163.091, except that if the amount paid to a district estimating current equalized assessed valuation exceeds the amount to which the district was actually entitled, interest at the rate of six percent shall be charged on the excess and shall be added to the amount to be deducted from the district's apportionment the next succeeding year.”; and

Further amend said bill, page 36, Section B, line 2, by inserting immediately after said line the following:

“Section C. Because of the need to ensure continued financial solvency of certain school districts, section 163.036 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 163.036 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

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

Senator Singleton offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 584, 539, 630, 777, 796, 918 and 927, Page 19, Section 167.645, Line 1, by inserting before all of said line the following:

“15. The provisions of section 165.011, RSMo, to the contrary notwithstanding, any district which is participating in the program established in subsections 6 to 13 of this section and fully in compliance with all requirements of subsections 6 to 13 of this section in the current year may transfer funds in the current year between teachers', incidental and capital projects funds without limitation.”.

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

Senator Singleton offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 584, 539, 630, 777, 796, 918 and 927, Page 23, Section 167.645, Line 10, by inserting after all of said line the following:

“168.021. 1. Certificates of license to teach in the public schools of the state shall be granted as follows:

(1) By the state board, under rules and regulations prescribed by it,

(a) Upon the basis of college credit;

(b) Upon the basis of examination;

(2) By the state board, under rules and regulations prescribed by the state board with advice from the advisory council established by section 168.015 to any individual who presents to the state board a valid doctor of philosophy degree from an accredited institution of higher education accredited by a regional accrediting association such as North Central Association. Such certificate shall be limited to the major area of postgraduate study of the holder, shall be issued only after successful completion of the examination required

for graduation pursuant to section 168.033 if appropriate, and shall be restricted to those certificates established pursuant to subdivisions (1) and (2) of subsection 4 of this section;

(3) By the state board, pursuant to rules promulgated by the board, to any individual who presents to the state board a valid baccalaureate degree or master's degree in chemistry, biology, physics, mathematics, computer science or medicine from an accredited institution of higher education accredited by a national or regional accrediting association and documentation of at least five years of work experience. Such certificate shall be limited to subject areas which include the applicant's major and other significant areas of undergraduate or graduate study and work experience, and shall be restricted to those certificates established pursuant to subdivisions (1) and (2) of subsection 4 of this section; or

~~[(3)]~~ (4) By the state board, which shall issue the professional certificate classification in both the general and specialized areas most closely aligned with the current areas of certification approved by the state board, commensurate with the years of teaching experience of the applicant, and based upon the following criteria:

(a) Recommendation of a state-approved baccalaureate level teacher preparation program;

(b) Successful attainment of the Missouri qualifying score on the exit assessment for teachers or administrators designated by the state board of education. Applicants who have not successfully achieved a qualifying score on the designated examinations will be issued a two-year nonrenewable provisional certificate; and

(c) Upon completion of a background check and possession of a valid teaching certificate in the state from which the applicant's teacher preparation program was completed.

2. All valid teaching certificates issued pursuant to law or state board policies and regulations prior to September 1, 1988, shall continue in effect until they expire, are revoked or suspended, as provided by law. When such certificates are required to be renewed, the state

board or its designee, shall grant to each holder of such a certificate the certificate most nearly equivalent to the one so held.

3. Any teacher holding a third class county certificate in the state during the 1972-73 school year shall upon his written request be given an examination by a person designated by the state commissioner of education to determine his eligibility to be granted a certificate of license to teach. The examination shall be comparable to those given by county superintendents to eligible applicants prior to July 1, 1974. Upon successful completion of the examination the applicant shall be issued a certificate by the state board of education entitling the holder to teach in the public schools of the state for a period of three years. A request for such examination must be presented to the commissioner of education on or before March first of the year in which the examination is to be administered. The commissioner of education shall cause the examination to be administered and the certificate issued to those successfully completing it prior to April first of the year in which the application for the examination was received.

4. After September 1, 1988, certificates of license to teach in the public schools of the state shall be based upon minimum requirements prescribed by the state board of education which shall provide for levels of certification including, but not limited to, an initial professional certificate and culminating with a continuous professional certificate:

(1) The initial professional certificate shall be issued upon completion of requirements established by the state board of education and shall be valid based upon verification of actual teaching within a specified time period established by the state board of education;

(2) One or more levels of renewable professional certificates shall be issued upon verification of completion of criteria established by the state board of education;

(3) The continuous professional certificate shall be issued upon verification of completion of criteria, which shall not exceed a master's degree or its equivalent and ten years' employment in an

educational position, established by the state board of education. The continuous professional certificate shall be continuous based upon verification of actual employment in an educational position as provided for in state board guidelines.

5. Policies and procedures shall be established by which a teacher who was not retained due to a reduction in force may retain the current level of certification. There shall also be established policies and procedures for a teacher who has not been employed in an educational position for three years or more for reasons other than reduction in force.

6. The state board shall establish policies by which residents of states other than the state of Missouri may be assessed a fee for a certificate license to teach in the public schools of Missouri. Such fee shall be in an amount sufficient to recover any or all costs associated with the issuing of a certificate of license to teach.”; and

Further amend the title and enacting clause accordingly.

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

Senator Clay offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 584, 539, 630, 777, 796, 918 and 927, Page 23, Section 167.645, Line 10, by inserting after all of said line the following:

“168.700. 1. The department of elementary and secondary education shall, pursuant to this section, adopt a “National Teacher Certification Incentive Reward Program”. This program shall encourage teachers to voluntarily apply for and achieve teacher certification by the National Board for Professional Teaching Standards, pursuant to this section. Teachers may apply for a bonus from the program pursuant to subsection 2 of this section and pursuant to other criteria promulgated by the department consistent with this section, on forms promulgated by the department for bonus applications.

2. The general assembly shall make an annual appropriation to the “National Teacher Certification Incentive Reward Program Fund”, which is hereby created in the state treasury for the sole purpose of funding bonuses pursuant to this section. The fund shall consist of moneys appropriated annually by the general assembly from general revenue to such fund, any moneys paid into the state treasury and required by law to be credited to such fund and any gifts, donations, bequests and other moneys received by the fund. The fund shall be kept separate and apart from all other moneys in the state treasury and shall be paid out by the state treasurer pursuant to chapter 33, RSMo. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, moneys in the fund at the end of the biennium shall not be transferred to the credit of the general revenue fund.

3. For any school year beginning after the achievement of the certification described in subsection 1 of this section, the department shall, pursuant to this section, pay a bonus to any teacher so certified. Any teacher seeking the bonus established pursuant to this subsection shall submit a copy of his or her national certification to the department. The bonus paid pursuant to this subsection may be paid in a lump sum at the beginning of the fiscal year to a school district in the amount necessary to cover all of the bonuses owed to teachers in the district, to be held by the district for a pro rata disbursement to be included in such teachers' paychecks; or such bonus may be paid to such teachers in whatever other manner that the department may by rule provide. The amount of the bonus shall be:

(1) Five thousand dollars for the first school year after the achievement of the certification described in subsection 1 of this section; and

(2) Two thousand five hundred dollars for every subsequent year for the life of the certificate.

4. The department of elementary and secondary education shall promulgate rules for the enforcement of this section. No rule or portion of a rule promulgated pursuant to this

section shall take effect unless such rule has been promulgated pursuant to chapter 536, RSMo.”; and

Further amend the title and enacting clause accordingly.

Senator Clay moved that the above amendment be adopted.

President Pro Tem Quick assumed the Chair.

Senator Ehlmann offered SSA 1 for SA 4:

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

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 584, 539, 630, 777, 796, 918 and 927, Page 23, Section 167.645, Line 10, by inserting after all of said line the following:

“168.333. 1. Any teacher with a valid certificate from the state board of education shall receive, upon application to the department of elementary and secondary education, reimbursement of all application costs for national Board for Professional Teaching Standards, and all costs for substitute teaching required for the teacher to obtain such certification, incurred by such teacher from funds appropriated for that purpose.

2. Any teacher with a valid certificate from the state board of education, employed by a school district and certified by the National Board for Professional Teaching Standards shall receive, upon application to the department of elementary and secondary education, a salary supplement in the amount of ten percent of such teacher's regular salary for the current school year, from funds appropriated for that purpose. Applications shall be made no later than April first and supplements shall be provided, subject to appropriations, no later than June thirtieth. If appropriations are insufficient to fully fund all supplements, all supplements shall be uniformly prorated until the total of supplements matches the available funding.”; and

Further amend the title and enacting clause accordingly.

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

At the request of Senator Bentley, **SB 584**, **SB 539**, **SB 630**, **SB 777**, **SB 796**, **SB 918** and **SB 927**, with **SCS** and **SS** for **SCS**, as amended (pending), were placed on the Informal Calendar.

REFERRALS

President Pro Tem Quick referred **SS** for **SCS** for **SB 885** to the Committee on State Budget Control.

REPORTS OF STANDING COMMITTEES

Senator Mathewson, Chairman of the Committee on State Budget Control, submitted the following reports:

Mr. President: Your Committee on State Budget Control, to which were referred **SS** for **SCS** for **SB 926**; **SCS** for **SBs 959** and **598**; **SCS** for **SBs 538** and **565**; and **HS** for **HCS** for **HB 1742**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

CONCURRENT RESOLUTIONS

Senator Scott offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 41

WHEREAS, for many years St. Louis has been known as the Gateway to the West; and

WHEREAS, in a city more than two hundred years old, there is a new spirit of revitalization; and

WHEREAS, this spirit of renewal is evident from the Gateway Arch with its Museum of Westbound Expansion through Laclede's Landing, to Union Station, Soulard and the Central West End; and

WHEREAS, St. Louis, as with other large cities, has gone through a period of declining population, loss of industry and having to face the growth of many shopping centers outside the city's boundaries; and

WHEREAS, numerous plans have been offered to rejuvenate the City of St. Louis:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate, Ninetieth General Assembly, Second Regular Session, the House of Representatives concurring therein, establish the Joint Interim Committee on the Revitalization of the City of St. Louis. The members shall consist of five state senators

appointed by the President Pro Tem of the Senate and five state representatives appointed by the Speaker of the House of Representatives; and

BE IT FURTHER RESOLVED that the Committee may solicit input from governmental and business leaders of the City of St. Louis; and

BE IT FURTHER RESOLVED that the Committee shall make an in-depth study and evaluation of the alternatives to revitalize the City of St. Louis; and

BE IT FURTHER RESOLVED that the Committee shall prepare a report, together with its recommendations for any legislative action it deems necessary for submission to the Governor and General Assembly by January 1, 2001; and

BE IT FURTHER RESOLVED that the expenses of legislative members and legislative staff shall be paid from the Joint Contingent Fund; and

BE IT FURTHER RESOLVED that the staff of Senate Research and House Research and the Committee on Legislative Research shall provide such legal, research, clerical, technical and bill drafting services as the Committee may require in the performance of its duties.

RESOLUTIONS

Senator Steelman offered Senate Resolution No. 1632, regarding Kathy Jenkins, Rolla, which was adopted.

Senator Caskey offered Senate Resolution No. 1633, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. William Donald Shull, Raymore, which was adopted.

Senator Graves offered the following resolution, which was adopted:

SENATE RESOLUTION NO. 1634

WHEREAS, the General Assembly of the State of Missouri has a long tradition of rendering assistance to worthwhile youth activities, especially those related to governmental or citizenship projects; and

WHEREAS, the Missouri Jaycees organization has sought to instill leadership qualities in its members through its excellent mock legislature program; and

WHEREAS, the General Assembly has maintained a policy of granting such organizations permission to use the Senate Chamber for the purpose of their governmental and citizenship programs;

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate, Ninetieth General Assembly, Second Regular Session hereby grant the Missouri Jaycees permission to use the Senate Chamber for the purpose of holding the Thirty-second Annual Missouri Jaycee Mock Legislature on November 3 and 5, 2000.

On motion of Senator DePasco, the Senate recessed until 2:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Quick.

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, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Dorsey Alan Baumgartner, 201 Peach Tree, Auxvasse, Callaway County, Missouri 65231, as a member of the State Mental Health Commission, for a term ending June 28, 2001, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Theodore J. Cicero, Ph.D., 16 Highgate Road, St. Louis, St. Louis County, Missouri 63132, as a member of the Missouri Seed Capital Investment Board, for a term ending April 20, 2001, and until his successor is duly appointed and qualified; vice, RSMo. 620.641.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Denise Troy Curry, M.D., 13360 Bragstadt, St. Louis, St. Louis County, Missouri 63141, as a member of the State Mental Health Commission, for a term ending June 28, 2002, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Susan L. Else, Democrat, 3305 Bryn Mawr, Independence, Jackson County, Missouri 64057, as a member of the Missouri Women's Council, for a term ending December 6, 2002, and until her successor is duly appointed and qualified; vice, Mary A. Mosley, term expired.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

John S. Gaal, 211 Spring Oaks Court, Ballwin, St. Louis County, Missouri 63011, as a member of the Missouri Seed Capital Investment Board, for a term ending April 20, 2003, and until his successor is duly appointed and qualified; vice, RSMo. 620.641.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Jean Galloway, 2406 Woodridge Court, St. Joseph, Buchanan County, Missouri 64506, as a member of the Board of Certification of Interpreters, for a term ending June 27, 2001, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Betty C. Hearnes, 3100 East Marshall, Charleston, Mississippi County, Missouri 63834, as a member of the State Mental Health Commission, for a term ending June 28, 2001, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Sheryl Johnson-Stampley, 48 Rolling Hills Drive, Blackjack, St. Louis County, Missouri 63033, as a member of the Missouri Training and Employment Council, for a term ending August 28, 2002, and until her successor is duly appointed and qualified; vice, Patricia Reid, resigned.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

David L. Ohlms, M.D., 14172 Crosstrails Drive, Chesterfield, St. Louis County, Missouri 63017, as a member of the State Mental Health Commission, for a term ending June 28, 2002, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Pier C. Patterson, 7638 Rosedale Drive, St. Louis, St. Louis County, Missouri 63121, as a member of the Committee for Professional Counselors, for a term ending August 23, 2000, and until her successor is duly appointed and qualified; vice, Rosemarie Fischer, resigned.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Barbara H. Pickering, Republican, 715 East Love, Mexico, Audrain County, Missouri 65265, as a member of the State Lottery Commission, for a term ending September 7, 2002, and until her successor is duly appointed and qualified; vice, Tom Brown, resigned.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Larry V. Schepers, Republican, 1909 Woodcliff, Jefferson City, Cole County, Missouri 65109, as a member of the Board of Curators for Lincoln University, for a term ending January 1, 2004, and until his successor is duly appointed and qualified; vice, Robert J. Weber, term expired.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Reuben A. Shelton, Democrat, 5155 Westminster Place, St. Louis City, Missouri 63108, as a member of the Board of Curators for Lincoln University, for a term ending January 1, 2006, and until his successor is duly appointed and qualified; vice, Daniel Williams, Jr., term expired.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Nancy Beer Tobin, 610 West 56th Street, Kansas City, Jackson County, Missouri 64113, as a public member of the Missouri Seed Capital Investment Board, for a term ending April 20, 2003, and until her successor is duly appointed and qualified; vice, RSMo. 620.641.

Respectfully submitted,
MEL CARNAHAN
Governor

President Pro Tem Quick referred the above appointments to the Committee on Gubernatorial Appointments.

REPORTS OF STANDING COMMITTEES

Senator Mathewson, Chairman of the Committee on State Budget Control, submitted the following report:

Mr. President: Your Committee on State Budget Control, to which was referred **SS** for **SCS** for **SB 885**, begs leave to report that it has considered the same and recommends that the bill do pass.

RESOLUTIONS

Senator Quick offered Senate Resolution No. 1635, regarding Caleb Glen Muller, Kansas City, which was adopted.

Senator Bentley offered the following resolution, which was adopted:

SENATE RESOLUTION NO. 1636

WHEREAS, Ferba Higgs Lofton, principal at Eugene Field Elementary School in Springfield, Missouri, has been named the Missouri National Distinguished Principal for 2000-2001; and

WHEREAS, Ferba Lofton, a Springfield native, began her career as an elementary teacher in the Boston public schools in 1973 and served as District Coordinator of Curriculum and Competency and as Administrative Assistant to the Superintendent; and

WHEREAS, upon returning to Springfield in 1982, Ferba Lofton taught three years at Jeffries Elementary before being named the district's Chapter I Supervisor and Summer School Coordinator; and

WHEREAS, Ferba Lofton has been principal at Eugene Field for the past year and a half, prior to which she served as principal at Rountree and Harry S Truman elementary schools in Springfield; and

WHEREAS, a member of Delta Kappa Gamma, Ferba Lofton has supported the National Association of Elementary School Principals (NAESP) and the Missouri Association of Elementary School Principals (MAESP) since 1989, the latter of which she served two years as President of the Springfield District and as a Facilitator for the Beginning Teacher Conference; and

WHEREAS, Ferba Lofton has served on numerous boards, including the Springfield Community Foundation, the Forest Institute of Professional Psychology, KOZK Public Broadcasting, the Dogwood Trails Girl Scouts Council, the Boys Choir of Southwest Missouri, and the Court Appointed Special Advocate of Southwest Missouri; and

WHEREAS, an active member of the Gibson Chapel Presbyterian Church, Ferba Lofton has been blessed with the love and support of a wonderful family whose members include her husband, William Lofton; her children, Christina Lofton Schuler and Denise Lofton; and two grandchildren, Christopher and Christen Schuler:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninetieth General Assembly, join in extending our most hearty congratulations to Ferba Lofton for being named Missouri National Distinguished Principal for 2000-2001 and in wishing her continued success as she prepares children to be productive adults, one of the most important jobs in America; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for Ferba Lofton, as a measure of our esteem for her.

Senator Yeckel offered Senate Resolution No. 1637, regarding Joyce Sharon Milla, Crestwood, which was adopted.

Senator Yeckel offered Senate Resolution No. 1638, regarding Mary Jane Schnitker, St. Louis, which was adopted.

Senator Yeckel offered Senate Resolution No. 1639, regarding Aloysius G. Bourisaw, St. Louis County, which was adopted.

Senator Yeckel offered Senate Resolution No. 1640, regarding Dr. Joyce A. Phillips, St. Louis, which was adopted.

HOUSE BILLS ON THIRD READING

HCS for HB 1112, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and Contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other

necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, the Joint Committee on Administrative Rules, the Joint Committee on Public Employee Retirement Systems, the Joint Committee on Capital Improvements Oversight, and the Joint Committee on Gaming and Wagering; for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2000 and ending June 30, 2001.

Was taken up by Senator Goode.

SCS for HCS for HB 1112, entitled:

SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1112

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and Contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, the Joint Committee on Administrative Rules, the Joint Committee on Public Employee Retirement Systems, the Joint Committee on Capital Improvements Oversight, and the Joint Committee on Gaming and Wagering; for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for

the period beginning July 1, 2000 and ending June 30, 2001.

Was taken up.

Senator Goode moved that **SCS for HCS for HB 1112** be adopted.

Senator Goode offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1112, Page 5, Section 12.090, Line 7, by deleting the number “1,293,550” and inserting in lieu thereof the number “1,301,750”; and

Further amend said section, line 10, by deleting the number “7,009,108” and inserting in lieu thereof the number “7,017,308” and further amend said section, line 30 by deleting the number “8,939,925” and inserting in lieu thereof the number “8,948,125”.

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

Senator Johnson assumed the Chair.

Senator Caskey offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1112, Page 18, Section 12.400, Line 12, by striking the figure “226,100” as it appears on said line, and inserting in lieu thereof the figure “100,615”; and further amend said bill, page 19, section 12.405, line 12, by striking the figure “1,083,950” as it appears on said line, and inserting in lieu thereof the figure “482,358”.

Senator Caskey moved that the above amendment be adopted.

Senator Schneider offered **SSA 1 for SA 2**:

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

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1112, Page 2, Section 12.005, Line 6, by striking the following: “Annual salary adjustment in accordance with” and inserting in lieu thereof the

following: “The General Assembly may appropriate general cost-of-living increases for all state employees including employees whose salaries are governed by the provisions of Article XIII, Section 3 of the Constitution. The general cost-of-living increase authorized for state employees is \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001, and that amount is appropriated to the Governor pursuant to Article XIII, Section 3 and”; and

Further amend said bill, Page 3, Section 12.040, Line 6, by striking the following: “Annual salary adjustment in accordance with” and inserting in lieu thereof the following: “The General Assembly may appropriate general cost-of-living increases for all state employees including employees whose salaries are governed by the provisions of Article XIII, Section 3 of the Constitution. The general cost-of-living increase authorized for state employees is \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001, and that amount is appropriated to the Lieutenant Governor pursuant to Article XIII, Section 3 and”; and

Further amend said bill, Page 3, Section 12.045, Line 5, by striking the following: “Annual salary adjustment in accordance with” and inserting in lieu thereof the following: “The General Assembly may appropriate general cost-of-living increases for all state employees including employees whose salaries are governed by the provisions of Article XIII, Section 3 of the Constitution. The general cost-of-living increase authorized for state employees is \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001, and that amount is appropriated to the Secretary of State pursuant to Article XIII, Section 3 and”; and

Further amend said bill, Page 5, Section 12.090, Line 5, by striking the following: “Annual salary adjustment in accordance with” and inserting in lieu thereof the following: “The General Assembly may appropriate general cost-of-living increases for all state employees including employees whose salaries are governed by the

provisions of Article XIII, Section 3 of the Constitution. The general cost-of-living increase authorized for state employees is \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001, and that amount is appropriated to the State Auditor pursuant to Article XIII, Section 3 and"; and

Further amend said bill, Page 6, Section 12.100, Line 5, by striking the following: "Annual salary adjustment in accordance with" and inserting in lieu thereof the following: "The General Assembly may appropriate general cost-of-living increases for all state employees including employees whose salaries are governed by the provisions of Article XIII, Section 3 of the Constitution. The general cost-of-living increase authorized for state employees is \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001, and that amount is appropriated to the State Treasurer pursuant to Article XIII, Section 3 and"; and

Further amend said bill, Page 8, Section 12.140, Line 5, by striking the following: "Annual salary adjustment in accordance with" and inserting in lieu thereof the following: "The General Assembly may appropriate general cost-of-living increases for all state employees including employees whose salaries are governed by the provisions of Article XIII, Section 3 of the Constitution. The general cost-of-living increase authorized for state employees is \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001, and that amount is appropriated to the Attorney General pursuant to Article XIII, Section 3 and"; and

Further amend said bill, Page 12, Section 12.200, Line 3, by inserting after "Constitution" the following: ", including a general cost-of-living increase of \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001"; and

Further amend said bill, Page 14, Section 12.235, Line 4, by inserting after "Constitution" the following: ", including a general cost-of-living increase of \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001"; and

Further amend said bill, Page 14, Section 12.235, Line 4, by inserting after "Constitution" the following: ", including a general cost-of-living increase of \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001"; and

Further amend said bill, Page 15, Section 12.240, Line 4, by inserting after "Constitution" the following: ", including a general cost-of-living increase of \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001"; and

Further amend said bill, Page 15, Section 12.245, Line 3, by inserting after "Constitution" the following: ", including a general cost-of-living increase of \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001"; and

Further amend said bill, page and section, Line 11, by inserting after "Constitution" the following: ", including a general cost-of-living increase of \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001".

Senator Schneider moved that the above substitute amendment be adopted.

Senator Caskey raised the point of order that **SSA 1** for **SA 2** is out of order as it goes beyond the scope of the underlying amendment and is therefore not a true substitute amendment.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

At the request of Senator Schneider, **SSA 1** for **SA 2** was withdrawn.

SA 2 was again taken up.

Senator Jacob offered **SSA 2** for **SA 2**:

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

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1112, Page 12, Section 12.200, Line 4, by deleting lines 4 through 9 and inserting in lieu thereof the following new lines:

"To be paid in equal monthly amounts which may

be paid in bi-monthly amounts through June 30, 2001 and \$2,500 in additional compensation for the Chief Justice in accordance with Section 477.130, RSMo \$884,500”

and further amend said section, line 13 by deleting the number “4,420,548” and inserting in lieu thereof the number “4,440,078” and further amend said section, line 16 by deleting the number “4,500,548” and inserting in lieu thereof the number “4,520,078”

and further amend said bill, page 14, Section 12.230 by deleting lines 4-8, and inserting in lieu thereof the following new lines “Missouri Constitution to be paid in equal monthly amounts which may be paid in bi-monthly amounts through June 30, 2001

Personal Service \$1,298,000

and further amend said section, line 12, by deleting the number “3,459,790” and inserting in lieu thereof the number “3,492,240”

and further amend said bill, page 14, Section 12.235 by deleting lines 4 through 7 and inserting in lieu thereof the following new lines

“Constitution to be paid in equal monthly amounts which may be paid in bi-monthly amounts through June 30, 2001.

Personal Service \$1,652,000”

and further amend said section, line 11, by deleting the number “4,526,099” and inserting in lieu thereof the number “4,567,399”

and further amend said bill, page 15, Section 12.240 by deleting lines 4 through 7 and inserting in lieu thereof the following new lines “Constitution to be paid in equal monthly amounts which may be paid in bi-monthly amounts through June 30, 2001.

Personal Service \$826,000”

and further amend said section line 11, by deleting the number “2,407,073” and inserting in lieu thereof the number “2,427,723”

and further amend said bill, page 15, Section 12.245 by deleting lines 3 through 8 and inserting in lieu thereof the following new lines

“Pursuant to Article XIII, Section 3 of the Missouri Constitution and the judicial branch equivalents to be paid in equal monthly amounts which may be paid in bi-monthly amounts through June 30, 2001.

Personal Service \$15,318,000”

and further amend said section, by deleting the lines 11 through 15 and inserting in lieu thereof, the following new lines

“Constitution and the judicial branch equivalents to be paid in equal monthly amounts which may be paid in bi-monthly amounts through June 30, 2001.

Personal Service \$20,889,000”

and further amend said section, line 20, by deleting the number “109,810,063” and inserting in lieu thereof the number “110,939,113” and further amend said section, line 26 by deleting the number “111,102,953” and inserting in lieu thereof the number “112,232,003”

and further amend said bill, page 18, Section 12.400, line 10, be deleting the number “41,347” and inserting in lieu thereof the number “48,305” and further amend said section, line 19 by deleting the number “12,429,311” and inserting in lieu thereof the number “12,476,269” and further amend said section, line 22, by deleting the number “12,469,311” and inserting in lieu thereof the number “12,516,269”

and further amend said bill, page 18, Section 12.405, line 10, by deleting the number “198,221” and inserting in lieu thereof the number “231,578” and further amend said section, line 20, by deleting the number “21,005,819” and inserting in lieu thereof the number “21,039,176” and further amend said section, line 23, by deleting the number “21,080,819” and inserting in lieu thereof the number “21,114,176”

Senator Jacob moved that the above substitute amendment be adopted.

A quorum was established by the following vote:

Present—Senators			
Carter	Caskey	Childers	Clay
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—31	

Absent—Senators

Bentley	Bland	DePasco—3
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Absent with leave—Senators—None

SSA 2 for SA 2 was again taken up.

Senator Staples requested a roll call vote be taken on the adoption of **SSA 2 for SA 2** and was joined in his request by Senators Caskey, DePasco, Mueller and Sims.

A quorum was established by the following vote:

Present—Senators

Bland	Carter	Caskey	Clay
DePasco	Flotron	Goode	Graves
House	Howard	Jacob	Johnson
Kenney	Kinder	Klarich	Mathewson
Maxwell	Mueller	Quick	Rohrbach
Russell	Schneider	Scott	Sims
Staples	Steelman	Stoll	Westfall
Wiggins	Yeckel—30		

Absent—Senators

Bentley	Childers	Ehlmann	Singleton—4
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Absent with leave—Senators—None

SSA 2 for SA 2 was again taken up.

A quorum was established by the following vote:

Present—Senators

Carter	Caskey	Childers	Clay
DePasco	Ehlmann	Flotron	Goode
House	Howard	Jacob	Kenney
Kinder	Klarich	Mathewson	Mueller
Quick	Rohrbach	Russell	Schneider
Scott	Sims	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—28

Absent—Senators

Bentley	Bland	Graves	Johnson
Maxwell	Singleton—6		

Absent with leave—Senators—None

Photographers from the Senate and NBC-8 were given permission to take pictures in the Senate Chamber today.

Senator Johnson assumed the Chair.

SSA 2 for SA 2 was again taken up.

Senator Schneider offered **SA 1 to SSA 2 for SA 2**:

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

Amend Senate Substitute Amendment No. 2 for Senate Amendment No. 2 to Senate Committee Substitute for House Committee Substitute for House Bill No. 1112, Page 1, Section 12.200, Lines 3-17, by deleting all of said lines and inserting in lieu thereof the following:

“Section 12.200. To the Supreme Court

For the purpose of funding the salaries of the Judges of the Supreme Court pursuant to Article XIII, Section 3 of the Missouri Constitution, including a general cost-of-living increase of \$600 plus two percent beginning in July, 2000, and an additional increase of \$420 beginning in January, 2001, to be paid in 6 monthly payments of \$10,250 each through December 31, 2000 and 6 monthly payments of \$10,285 each which may be paid in bi-monthly amounts through June 30, 2001 and \$2,500 in additional compensation for the Chief Justice in accordance with Section 477.130, RSMo, shall be added evenly to the periodic payments.....\$864,970”.

Senator Schneider moved that the above amendment be adopted.

Senator Jacob raised the point of order that **SA 1 to SSA 2 for SA 2** is out of order in that if the amendment is adopted the language will be the same as presented in the bill.

Senator Goode raised the point of order that **SSA 2 for SA 2** is out of order as it is not a true substitute amendment for **SA 2** as both amendments could stand alone.

The points of order were referred to the President Pro Tem, who ruled the point of order

raised by Senator Jacob well taken and the point of order raised by Senator Goode not well taken.

SSA 2 for SA 2 was again taken up.
President Wilson assumed the Chair.
Senator Johnson assumed the Chair.

Senator Schneider offered SA 2 to SSA 2 for SA 2, which was read:

SENATE AMENDMENT NO. 2 TO
SENATE SUBSTITUTE AMENDMENT NO. 2
FOR SENATE AMENDMENT NO. 2

Amend Senate Substitute Amendment No. 2 for Senate Amendment No. 2 to Senate Committee Substitute for House Committee Substitute for House Bill No. 1112, Page 1, Section 12.200, Line 6, by inserting the words: “in accordance with the general cost of living increase authorized by Article XIII, Section 3, Subsection 8”; and by striking the figure “\$884,500” and substitute “864,970”.

Senator Schneider moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Childers, Sims, Singleton and Wiggins.

Senator Stoll assumed the Chair.

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

YEAS—Senators

Carter	Childers	Ehlmann	Flotron
Goode	Kinder	Mueller	Rohrbach
Schneider	Sims	Singleton	Westfall
Wiggins—13			

NAYS—Senators

Bland	Caskey	Clay	DePasco
Graves	House	Howard	Jacob
Johnson	Kenney	Klarich	Mathewson
Quick	Russell	Scott	Staples
Steelman	Stoll	Yeckel—19	

Absent—Senators

Bentley	Maxwell—2
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Absent with leave—Senators—None

SSA 2 for SA 2 was again taken up.

Senator Jacob moved that the above substitute amendment be adopted, which motion failed by the

following vote:

YEAS—Senators

Bland	Caskey	Clay	DePasco
House	Howard	Jacob	Johnson
Quick	Scott	Staples	Stoll—12

NAYS—Senators

Bentley	Carter	Childers	Ehlmann
Flotron	Goode	Graves	Kenney
Kinder	Klarich	Mathewson	Mueller
Rohrbach	Russell	Schneider	Sims
Singleton	Steelman	Westfall	Wiggins
Yeckel—21			

Absent—Senator Maxwell—1

Absent with leave—Senators—None

SA 2 was again taken up.

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

Senator Sims offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1112, Page 13, Section 12.220, Lines 4-6, by deleting said lines and inserting in lieu thereof the following new lines:

“Personal Service \$2,425,370
Expense and Equipment 4,631,061

From General Revenue Fund \$7,056,431”

and further amend said section, line 13, by deleting the number “111.25” and inserting in lieu thereof the number “96”, and further amend said line by deleting the number “19,064,653” and inserting in lieu thereof the number “11,744,145”.

Senator Sims moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Goode moved that SCS for HCS for HB 1112, as amended, be adopted, which motion prevailed.

On motion of Senator Goode, SCS for HCS for HB 1112, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

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

Yeckel—29

NAYS—Senators

Kenney	Klarich	Steelman—3
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Absent—Senators

Maxwell	Quick—2
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Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

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 Speaker has appointed the following conferees to act with a like committee from the Senate on **SCS** for **HCS** for **HB 1111**, as amended: Representatives Franklin, Troupe, Kelly (27), Shields, Kelley (47).

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, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Muriel Ann Brison, Democrat, 5945 Old Zero Road, Berger, Gasconade County, Missouri 63014, as a public member of the Public Defender Commission, for a term ending December 31, 2003, and until her successor is duly appointed and qualified; vice, Edward B. Rucker, resigned.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Michael L. Craighead, M.D., Republican, 1100 Highland Ridge, Jefferson City, Cole County, Missouri 65109, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2002, and until his successor is duly appointed and qualified; vice, Michael Joseph, M.D., resigned.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

George A. Pipes, D.O., Democrat, 30349 Keyboard Road, LaPlata, Macon County, Missouri 63549, as a member of the State Board of Registration for the Healing Arts, for a term ending August 13, 2000, and until his successor is duly appointed and qualified; vice, William Yates, M.D., resigned.

Respectfully submitted,
MEL CARNAHAN
Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri
Jefferson City, Missouri
April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Larry E. Pratt, 1305 Colony Drive, Kearney, Clay County,

Missouri 64060, as a member of the Fire Education Trust Fund Board, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, RSMo. 320.094.

Respectfully submitted,

MEL CARNAHAN

Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

April 26, 2000

TO THE SENATE OF THE 90th GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

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

Katherine K. Wesselschmidt, 9566 Banyon Tree Court, St. Louis, St. Louis County, Missouri 63126, as a member of the Safe Drinking Water Commission, for a term ending September 1, 2002, and until her successor is duly appointed and qualified; vice, Susan McHugh, term expired.

Respectfully submitted,

MEL CARNAHAN

Governor

President Pro Tem Quick referred the above appointments to the Committee on Gubernatorial Appointments.

RESOLUTIONS

Senator Staples offered Senate Resolution No. 1641, regarding Corrections Officer II Michael White, Doe Run, which was adopted.

Senator Staples offered Senate Resolution No. 1642, regarding Corrections Officer I Charles Jones, Arcadia, which was adopted.

Senator Howard offered Senate Resolution No. 1643, regarding Deputy Dawsey Ross, New Madrid County, which was adopted.

Senator Russell offered Senate Resolution No. 1644, regarding Erwin Morriss, Waynesville, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Caskey introduced to the Senate, Pastor Jeff Young, Helena and Matt Young, Homeschoolers from Harrisonville; and Helena and Matt were made honorary pages.

Senator Carter introduced to the Senate, Ida Goodwin Woolfolk, Irene Graham, Agnes Hughes and Irene Chandley, St. Louis.

Senator House introduced to the Senate, the Missouri Federation of Women's Democratic Clubs.

Senator Yeckel introduced to the Senate, representatives from the National Association of Women Business Owners: Tessa Greenspan, Connie Fisher, Marielen Parrish, Maggie Michael, Ann Ross, Paula Young, Bette Welch, Janet Poppen, Vivian Waters, Christine Bierman, Sharon Piles, Linda Jacobsen and Virginia Kirkpatrick, St. Louis.

Senator Westfall introduced to the Senate, his wife, Sharon and the High School Choir from Halfway.

Senator Bentley introduced to the Senate, Dr. Roger Huckfeldt, Springfield.

On behalf of himself and Senator Klarich, Senator Stoll introduced to the Senate, eighty-seven fourth grade students and forty parents from Antonia School, Jefferson County.

Senator Wiggins introduced to the Senate, representatives from the National Association of Women Business Owners: Dixie Roberts Junk, Donna Porter, Patricia Hughes, P.J. Hord, Nancy Zurbachen, Jan Durrett, Trudy Beard, Sue McCord Belzer and Elaine Hamilton, Kansas City.

Senator Goode introduced to the Senate, former Lieutenant Governor Harriett Woods, St. Louis County.

Senator Bentley introduced to the Senate, Jim Weisse and eighth grade students from Immaculate Conception School, Springfield.

Senator DePasco introduced to the Senate, Cheryl Bisbee, Kansas City.

Senator Jacob introduced to the Senate, the Physician of the Day, Dr. Richard Burns, M.D., Columbia.

Senator Kenney introduced to the Senate, George Parker, Jeannine Stuart, Mavis Busick, Paul Nahon and Rosemary Klok.

Senator Mueller introduced to the Senate, Jerry Davis, Webster Groves.

On behalf of Senator House and himself, Senator Ehlmann introduced to the Senate, Jim and Penny Bennett, Richard Vieth, Carl Phillips, Mary Griffen, Jeff Morrison and Mark Torrisi, St. Charles.

Senator Caskey introduced to the Senate, Mike McMillan, fifty students and five adults from East Lynne School, East Lynne.

Senator Caskey introduced to the Senate, Dr. Ellie Patton, Warrensburg.

Senator Schneider introduced to the Senate, twenty-seven students from Moline Elementary School, St. Louis; and Jamessia Harrold, Tiara Hudson, Asia Myles and Brooke Jones were made honorary pages.

Senator Clay introduced to the Senate, Dr. Donald Glenn and one hundred two students from St. Louis Career Academy, St. Louis.

Senator Bentley introduced to the Senate, Ferba Lofton, Patricia Duncan, Ted Higgs and Mona and Gordon McCann, Springfield.

Senator Singleton introduced to the Senate, Nina Eds and members of Neosho Leadership 2000.

Senator Singleton introduced to the Senate, Tracey Osburn and members of Joplin Leadership 2000.

On behalf of Senator Clay, the President introduced to the Senate, Betty Jacobson, Houston, Texas; and Lil Miller, Jefferson City.

Senator Klarich introduced to the Senate, Elizabeth, Robin and Jacob Close and Lynn and Abram Messer, De Soto.

On behalf of Senators Clay and Scott, the President introduced to the Senate, Alderman Jim Saunderman and Alderman Dan Kern, St. Louis.

Senator Kinder introduced to the Senate, students from St. Paul Lutheran School, Jackson.

Senator Rohrbach introduced to the Senate, Carolyn Adams and fourth grade students from Pilot Grove Public School, Pilot Grove.

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

SENATE CALENDAR

SIXTY-SECOND DAY—THURSDAY, APRIL 27, 2000

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1464-Ransdall

THIRD READING OF SENATE BILLS

SS for SCS for SB 926-Stoll
SCS for SBs 959 & 598-Howard

SCS for SBs 538 & 565-Russell
SS for SCS for SB 885-
Mathewson

SENATE BILLS FOR PERFECTION

SBs 818 & 564-Maxwell
and Kinder, with SCS
SB 955-Mathewson, et al

SB 1048-Mathewson,
with SCS
SB 866-Klarich

SB 748-Johnson, with SCS
 SB 1047-Rohrbach, with SCS
 SB 1045-Caskey, with SCS

SBs 1043, 1031, 580 &
 671-Mathewson, with SCS

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| <p>1. HS for HCS for HJR 61-
 Van Zandt, with SCS
 (Quick)</p> <p>2. HS for HCS for HB
 1742-Koller, with SCS
 (Mathewson)</p> <p>3. HB 1443-Koller, with
 SCS (Johnson)
 (In Budget Control)</p> <p>4. HS for HB 1615-Hosmer,
 with SCS (Caskey)
 (In Budget Control)</p> <p>5. HB 1808-O'Toole, with
 SCS (Scott)</p> <p>6. HS for HCS for HBs 1566 &
 1810-Bray, with SCS (Scott)
 (In Budget Control)</p> <p>7. HCS for HB 1142, with
 SCS (Johnson)</p> | <p>8. HCS for HBs 1386 &
 1086, with SCS
 (Maxwell)</p> <p>9. HB 1082-Crump, with
 SCS (Childers)</p> <p>10. HB 1706-Gambaro,
 et al, with SCS (Clay)</p> <p>11. HS for HCS for
 HB 1076-Relford,
 with SCS (Stoll)
 (In Budget Control)</p> <p>12. HS for HB 1603-May
 (108th), with SCS
 (Jacob)</p> <p>13. HB 1292-Auer, with
 SCS (Jacob)</p> <p>14. HCS for HB 1434, with
 SCA 1 (Quick)</p> |
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INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
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| <p>SBs 545, 628, 647, 728,
 834 & 832-Staples,
 with SCS (pending)</p> <p>SBs 584, 539, 630, 777,
 796, 918 & 927-Bentley,
 with SCS & SS for SCS
 (pending)</p> <p>SBs 599 & 531-Schneider,
 with SCS (pending)</p> <p>SB 604-Wiggins</p> <p>SB 697-Schneider, with
 SCS & SA 1 (pending)</p> | <p>SB 720-Caskey, with SS &
 SA 3 (pending)</p> <p>SB 729-House, with SCS &
 SA 8 (pending)</p> <p>SB 744-Klarich</p> <p>SB 803-Goode, et al, with
 SCS</p> <p>SBs 807, 553, 574, 614,
 747 & 860-Jacob, with
 SCS, SS for SCS & SA 2
 (pending)</p> <p>SB 817-Stoll, with SCS</p> |
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SB 826-Jacob, et al, with
SCS, SS for SCS & SA 5
(pending)

SB 827-Scott, et al, with
SS & SA 2 (pending)

SB 930-Jacob, with SCS

SB 957-Johnson and Quick,
with SCS, SA 2, SSA 1
for SA 2 & SA 3 to SSA
1 for SA 2 (pending)

SB 980-Jacob, with SCS

SB 1016-Jacob, et al,
with SS, SA 2 & point
of order (pending)

SJR 45 & 41-House, with
SCS (pending)

SJR 46-Goode, et al, with
SCS (pending)

SJR 47-Quick, et al, with
SCS, SS for SCS, SA 1,
SSA 1 for SA 1 & point
of order (pending)

Unofficial

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 740-Wiggins

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House Bills

Reported 4/10

HB 1604-Graham (106th),
with SCS (Johnson)

Reported 4/11

HB 1185-Gratz and Vogel,
with SCS (Rohrbach)

HB 1186-Gratz and Vogel
(Rohrbach)

HB 1376-Farnen (Stoll)

HB 1802-Monaco and Liese
(Yeckel)

HB 1085-Selby (Stoll)

HB 1591-Backer, with SCS
(Howard)

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Reported 4/12

HB 1353-Farnen, with
SCA 1 (Caskey)

HB 1289-Auer (Clay)

HB 1509-Hosmer (Caskey)

HB 1321-Relford, et al (Caskey)

HB 1284-Kissell (House)

HB 1077-Relford
(Mathewson)

HB 1631-Hoppe, with SCS
(Mathewson)

HB 1454-Hoppe, with SCS
(Mathewson)

HB 1659-Summers, with SCS
(Maxwell)

HB 1486-Abel, et al
(Stoll)

HB 1647-Skaggs (Quick)

HB 1097-Hosmer, with SCS
(Caskey)

HB 1428-Hickey, et al,
with SCAs 1, 2 & 3
(DePasco)

HB 1739-Auer, with SCS
(Jacob)

HB 1544-Smith (Mueller)

Reported 4/13

HB 1848-Treadway, with
SCS (Carter)

HB 1568-Riback Wilson and
Holand, with SCS (Jacob)

HB 1596-Auer (Clay)

HB 1875-Franklin, with
SCA 1 (Wiggins)

HB 1396-Farnen, with SCS
(Johnson)

HB 1363-Bray, et al
(Quick)

HB 1948-Gratz, et al,
with SCS (Staples)

Journal

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HCS for HB 1102, with SCS,
as amended (Goode)

HCS for HB 1103, with SCS,
as amended (Goode)

HCS for HB 1104, with SCS
(Goode)

HCS for HB 1105, with SCS,
as amended (Goode)

HCS for HB 1106, with SCS,
as amended (Goode)

HCS for HB 1107, with SCS,
as amended (Goode)

HCS for HB 1108, with SCS
(Goode)

HCS for HB 1109, with SCS
(Goode)

HCS for HB 1110, with SCS,
as amended (Goode)

HCS for HB 1111, with SCS,
as amended (Goode)

RESOLUTIONS

SR 1204-Goode

SR 1373-Mathewson

SCR 33-Kinder, et al

To be Referred

SCR 41-Scott

Reported from Committee

SCR 34-Bland, et al, with
point of order (pending)

SCR 40-House

Unofficial

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