

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-FIFTH DAY—MONDAY, MARCH 5, 2001

The Senate met pursuant to adjournment.

Absent with leave—Senators—None

President Maxwell in the Chair.

The Lieutenant Governor was present.

Reverend Carl Gauck offered the following prayer:

“To think too quickly of prayer as a matter of words can be a most discouraging thing.” (Alan Ecclestone)

Gracious God, we sometimes are so concerned with what to say we interfere with what You might say through us. Let our days begin and end in quiet contemplation. Help us to open the channel between our spirits and Yours. Help us to be thoughtful to what You encourage us to express, not so much in words but in action and feeling. Help us serve You this week in this chamber as those called to serve. 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 for Thursday, March 1, 2001, was read and approved.

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

Present—Senators

Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Dougherty
Foster	Gibbons	Goode	Gross
House	Jacob	Johnson	Kenney
Kinder	Klarich	Klindt	Loudon
Mathewson	Quick	Rohrbach	Russell
Schneider	Scott	Sims	Singleton
Staples	Stelman	Stoll	Westfall
Wiggins	Yeckel—34		

RESOLUTIONS

Senator Cauthorn offered Senate Resolution No. 286, regarding Dr. V. M. “Mac” Wilt, Paris, which was adopted.

Senator Cauthorn offered Senate Resolution No. 287, regarding the One Hundredth Birthday of Mary Ann Watson, Atlanta, which was adopted.

Senator Bentley offered Senate Resolution No. 288, regarding Christopher A. Jennings, Jefferson City, which was adopted.

Senator Sims offered Senate Resolution No. 289, regarding David Charles Knes, St. Ann, which was adopted.

Senator Sims offered Senate Resolution No. 290, regarding Doris Smith, St. Louis, which was adopted.

Senator Johnson offered Senate Resolution No. 291, regarding the Platte County R-III School District’s 1A-2A Champion Pirate wrestling program.

Senator Rohrbach offered Senate Resolution No. 292, regarding Father Donald Lammers, Jefferson City, which was adopted.

Senator Sims offered Senate Resolution No. 293, regarding Children’s Hope International, which was adopted.

Senator DePasco offered Senate Resolution

No. 294, regarding Adam Laughlin, Independence, which was adopted.

Senator Caskey offered Senate Resolution No. 295, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Billy G. Cain, Butler, which was adopted.

THIRD READING OF SENATE BILLS

SB 348, introduced by Senator Sims, entitled:

An Act to repeal section 475.083, RSMo 2000, relating to guardianship of children, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Sims, **SB 348** was read the 3rd time and passed by the following vote:

YEAS—Senators

Carter	Caskey	Cauthorn	Childers
DePasco	Dougherty	Foster	Gibbons
Goode	House	Jacob	Johnson
Kenney	Klarich	Klindt	Loudon
Mathewson	Rohrbach	Russell	Scott
Sims	Singleton	Staples	Steelman
Westfall	Wiggins	Yeckel—27	

NAYS—Senators—None

Absent—Senators

Bentley	Bland	Kinder	Quick
Schneider	Stoll—6		

Absent with leave—Senator Gross—1

The President declared the bill passed.

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

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

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

SB 352, with **SCS**, introduced by Senator Johnson, entitled:

An Act to amend chapter 94, RSMo, by adding thereto one new section relating to capital

improvements.

Was called from the Consent Calendar and taken up.

SCS for **SB 352**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 352

An Act to amend chapter 94, RSMo, by adding thereto one new section relating to capital improvements.

Was taken up.

Senator Johnson moved that **SCS** for **SB 352** be adopted, which motion prevailed.

On motion of Senator Johnson, **SCS** for **SB 352** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Carter	Caskey	Cauthorn
Childers	DePasco	Dougherty	Foster
Gibbons	Goode	House	Jacob
Johnson	Kenney	Kinder	Klarich
Klindt	Loudon	Mathewson	Quick
Rohrbach	Russell	Scott	Sims
Singleton	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senators—None

Absent—Senators

Bland	Schneider—2
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Absent with leave—Senator Gross—1

The President declared the bill passed.

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

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

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

SB 365, introduced by Senator Steelman, entitled:

An Act to repeal section 67.1360, RSMo 2000, relating to tourism taxes, and to enact in lieu thereof one new section relating to the same

subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Steelman, **SB 365** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Carter	Caskey	Cauthorn
Childers	DePasco	Dougherty	Foster
Gibbons	Goode	House	Jacob
Johnson	Kenney	Kinder	Klarich
Klindt	Loudon	Mathewson	Quick
Rohrbach	Russell	Scott	Sims
Singleton	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senators—None

Absent—Senators

Bland	Schneider—2
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Absent with leave—Senator Gross—1

The President declared the bill passed.

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

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

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

SB 394, introduced by Senator Bentley, entitled:

An Act to authorize the conveyance of certain property between the board of governors of Southwest Missouri State University and the Southwest Missouri Ecumenical Center.

Was called from the Consent Calendar and taken up.

On motion of Senator Bentley, **SB 394** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Carter	Caskey	Cauthorn
Childers	DePasco	Dougherty	Foster
Gibbons	Goode	House	Jacob
Johnson	Kenney	Kinder	Klarich
Klindt	Loudon	Mathewson	Quick

Rohrbach	Russell	Scott	Sims
Singleton	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senators—None

Absent—Senators

Bland	Schneider—2
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Absent with leave—Senator Gross—1

The President declared the bill passed.

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

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

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

Senator Sims assumed the Chair.

SB 293, with **SCA 1**, introduced by Senator Steelman, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to advisory committee for electronic commerce.

Was called from the Consent Calendar and taken up.

SCA 1 was taken up.

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

On motion of Senator Steelman, **SB 293**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Dougherty
Foster	Gibbons	Goode	House
Jacob	Johnson	Kenney	Kinder
Klarich	Klindt	Loudon	Mathewson
Quick	Scott	Sims	Singleton
Staples	Steelman	Stoll	Westfall
Wiggins	Yeckel—30		

NAYS—Senator Rohrbach—1

Absent—Senators

Russell Schneider—2

Absent with leave—Senator Gross—1

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

At the request of Senator Goode, **SB 226**, with **SCS**, was placed on the Informal Calendar.

Senator Kinder moved that **SB 220** be taken up for perfection, which motion prevailed.

Senator Kinder offered **SS** for **SB 220**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 220

An Act to repeal sections 28.600, 28.603, 28.606, 28.609, 28.612, 28.615, 28.618, 28.621, 28.624, 28.627, 28.630, 28.633, 28.636, 28.639, 28.642, 28.645, 28.648, 28.651, 28.654, 28.657, 28.660, 28.663, 28.666, 28.669, 28.672, 28.675 and 28.678, RSMo 2000, and section 28.681 as enacted by senate bill 680 during the second regular session of the eighty-ninth general assembly, relating to the uniform electronic transactions act, and to enact in lieu thereof seventeen new sections relating to the same subject.

Senator Kinder moved that **SS** for **SB 220** be adopted.

At the request of Senator Kinder, **SB 220**, with **SS** (pending), was placed on the Informal Calendar.

SB 67 and **SB 40**, with **SCS**, were placed on the Informal Calendar.

SB 65, with **SCS**, was placed on the Informal Calendar.

Senator Stoll moved that **SB 317**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 317**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 317

An Act to repeal sections 700.015, 700.025, 700.045, 700.050, 700.090 and 700.100, RSMo 2000, relating to manufactured housing, and to enact in lieu thereof six new sections relating to the same subject, with penalty provisions.

Was taken up.

Senator Stoll moved that **SCS** for **SB 317** be adopted.

Senator Kenney offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 317, Page 1, In the Title, Line 3, by striking the word “manufactured”; and

Further amend said bill and page, Section A, Line 4, by inserting immediately after said line the following:

“324.700. As used in sections 324.700 to 324.745, unless the context provides otherwise, the following terms shall mean:

(1) “Division”, the division of motor carrier and railroad safety;

(2) “House”, a dwelling or other structure intended for human habitat in excess of fourteen feet in width. A house does not include a manufactured home as defined in section 700.010, RSMo, or a modular unit;

(3) “Housemover”, a person actively engaged on a full-time basis in the intrastate movement of houses on public roads and highways of this state;

(4) “Housemoving”, engaging actively and directly on a full-time basis in the intrastate movement of houses on public roads and highways of this state;

(5) “Person”, an individual, corporation, partnership, association or any other business entity.

324.703. All persons who engage in the business of housemoving on the roads and highways of this state shall be licensed by the division of motor carrier and railroad safety.

324.706. The division shall issue licenses to applicants meeting the following conditions:

(1) The applicant must be at least eighteen years of age, possess a valid commercial driver's license and have at least twenty-four months experience in moving houses;

(2) The applicant must furnish proof that all of the vehicles to be used in the movement of houses have met the requirements of sections 307.350 to 307.400, RSMo, or its equivalent pertaining to the inspection of motor vehicles;

(3) The applicant must exhibit his federal employer's identification number; and

(4) The applicant must pay an annual license fee of one hundred dollars. All moneys received for housemover licenses shall be paid to and collected by the division of motor carrier and railroad safety and transmitted to the director of revenue and deposited in the state treasury to the credit of the state highways and transportation fund as established in section 226.200, RSMo.

324.709. A license issued pursuant to sections 324.700 to 327.742 shall be effective for a period of one year from the date of issuance and shall be renewable on an annual basis.

324.712. 1. No license shall be issued or renewed unless the applicant files with the division a certificate or certificates of insurance from an insurance company or companies authorized to do business in this state. The applicant must demonstrate that he or she has:

(1) Motor vehicle insurance for bodily injury to or death of one or more persons in any one accident and for injury or destruction of property of others in any one accident with minimum amount of coverage established by the division by rule;

(2) Comprehensive general liability insurance with a minimum level of coverage established by the division by rule, including coverage of operations on state streets and highways that are not covered by motor vehicle insurance; and

(3) Workers' compensation insurance that

complies with chapter 287, RSMo, for all employees.

2. The certificate or certificates shall provide for continuous coverage during the effective period of the license issued pursuant to this section. At the time the certificate is filed, the applicant shall also file with the division a current list of all motor vehicles covered by the certificate. The applicant shall file amendments to the list within fifteen days of any changes.

3. An insurance company issuing any insurance policy required by this section shall notify the division of any of the following events at least thirty days before its occurrence:

(1) Cancellation of the policy;

(2) Nonrenewal of the policy by the company; or

(3) Any change in the policy.

4. In addition to all coverages required by this section, the applicant shall file with the division a copy of either:

(1) A bond or other acceptable surety providing coverage in the amount of fifty thousand dollars for the benefit of a person contracting with the housemover to move that person's house for all claims for property damage arising from the movement of a house; or

(2) A policy of cargo insurance in the amount of one hundred thousand dollars.

324.715. 1. Persons licensed as housemovers shall also be required to secure a special permit, as provided for pursuant to section 304.200, RSMo, from the chief engineer of the department of highways and transportation for every move undertaken on the state highway system.

2. A license shall not be required for individuals moving their own houses from or to property owned individually by those person; however, a special permit will be required for all moves.

324.742. Any person violating sections 324.700 to 324.745 or the regulations of the

division or department of transportation shall be guilty of a class A misdemeanor.

324.745. 1. If any provisions of sections 324.700 to 324.745, or if the application of such provisions to any person or circumstance shall be held invalid, the remainder of this section and the application of such provision of sections 324.700 to 324.745 other than those as to which it is held valid, shall not be affected thereby.

2. Nothing in sections 324.700 to 324.745 shall be construed to limit, modify or supercede the standards governing the intrastate or interstate movement of property pursuant to 49 U.S.C. 14501 or 49 U.S.C. 14504.

3. The provisions of sections 324.700 to 324.745 shall not apply to housemovers engaged in the interstate movement of houses. Those engaged in the interstate movement of houses, however, shall comply with all applicable provisions of federal and state law with respect to the movement of such property.”; and

Further amend the title and enacting clause accordingly.

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

Senator Stoll moved that **SCS** for **SB 317**, as amended, be adopted, which motion prevailed.

On motion of Senator Stoll, **SCS** for **SB 317**, as amended, was declared perfected and ordered printed.

Senator Childers moved that **SB 50** be taken up for perfection, which motion prevailed.

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

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 50, Page 2, Section 21.184, Line 14, by striking the word “shall” and inserting in lieu thereof the word “**may**”.

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

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

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 50, Page 2, Section 21.184, Line 23, following said line by adding:

“4. The provisions of this section shall sunset on 31 December, 2005.”; and

Further by adding the following on line 12, Section 21.186:

“3. The provisions of this section shall sunset on 31 December, 2005.”.

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

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

SENATE AMENDMENT NO. 3

Amend Senate Bill No. 50, Page 2, Section 21.184, Line 13, by adding immediately after the word “responsibilities” the following:

“, particularly regarding legislative authority and prerogatives as a separate but equal branch of government including refresher courses on the Missouri Constitution and case law regarding the state constitution”.

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

On motion of Senator Childers, **SB 50**, as amended, was declared perfected and ordered printed.

SB 253 and **SB 260**, with **SCS**, were placed on the Informal Calendar.

Senator Dougherty requested unanimous consent of the Senate to withdraw **SB 627** from further consideration, which request was granted.

SECOND READING OF SENATE BILLS

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

SB 568—Local Government and Economic Development.

SB 605—Insurance and Housing.

SB 619—Local Government and Economic Development.

SJR 18—Financial and Governmental Organization, Veterans' Affairs and Elections.

SJR 19—Transportation.

SJR 20—Transportation.

SJR 21—Judiciary.

HOUSE BILLS ON SECOND READING

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

HCS for HB 15—Appropriations.

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
March 1, 2001

TO THE SENATE OF THE 91st 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:

Scott B. Lakin, 6020 North Chelsea Avenue, Kansas City, Clay County, Missouri 64119, as Director of the Department of Insurance, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, Keith A. Wenzel, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 1, 2001

TO THE SENATE OF THE 91st 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:

Catherine B. Leapheart, 1810 Pinnacle Point, Holts Summit, Callaway County, Missouri 65043, as Director of the Department of Labor and Industrial Relations, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 1, 2001

TO THE SENATE OF THE 91st 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:

Stephen M. Mahfood, 7311 North Shore Road, Hartsburg, Boone County, Missouri 65039, as Director of the Department of Natural Resources, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 1, 2001

TO THE SENATE OF THE 91st 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:

Dana Katherine Martin, 2323 St. Louis Road, Jefferson City, Cole County, Missouri 65101, as Director of the Department of Social Services, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, Gary J. Stangler, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 2, 2001

TO THE SENATE OF THE 91st 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:

Gary D. Collins, Democrat, 2604 Huntleigh Place, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri Housing Development Commission, for a term ending October 13,

2004, and until his successor is duly appointed and qualified; vice, Susan Rollins, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 2, 2001

TO THE SENATE OF THE 91st 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:

Milamari A. Cunningham, M.D., Republican, 8202 South Bennett Drive, Columbia, Boone County, Missouri 65201, as a member of the Missouri Health Facilities Review Committee, for a term ending January 1, 2003, and until her successor is duly appointed and qualified; vice, Nancy Stemme, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 2, 2001

TO THE SENATE OF THE 91st 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:

Robert Steven Gaw, Democrat, 1717 South Williams, Moberly, Randolph County, Missouri 65270, as a member of the Public Service Commission, for a term ending January 4, 2007, and until his successor is duly appointed and qualified; vice, Robert G. Schemenauer, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 2, 2001

TO THE SENATE OF THE 91st 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:

Delores A. Hudson, Democrat, 1230 Pembroke Drive, Warrensburg, Johnson County, Missouri 64093, as a member of the Board of Governors for Central Missouri State University, for a term ending January 1, 2007, and until her successor is duly appointed

and qualified; vice, Lynn A. Harmon, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 2, 2001

TO THE SENATE OF THE 91st 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:

James K. Reinhard, Democrat, 118 West Locust, Box 57, Paris, Monroe County, Missouri 65275, as a member of the Missouri Agriculture and Small Business Development Authority, for a term ending June 30, 2005, and until his successor is duly appointed and qualified; vice, Albert Elfrank, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

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

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Civil and Criminal Jurisprudence, to which were referred **SB 215** and **SB 440**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Civil and Criminal Jurisprudence, to which was referred **SB 443**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Westfall, Chairman of the Committee on Transportation, submitted the following reports:

Mr. President: Your Committee on Transportation, to which was referred **SB 406**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 407**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 421**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 435**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 436**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 442**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Childers, Chairman of the Committee on Local Government and Economic Development, submitted the following reports:

Mr. President: Your Committee on Local Government and Economic Development, to which was referred **SB 491**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Local Government and Economic Development, to which was referred **SB 345**, begs leave to report that it has

considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Yeckel, Chairman of the Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, submitted the following reports:

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 191**, begs leave to report that it has considered the same and recommends that the bill do pass, with Senate Committee Amendments Nos. 1 and 2, and be placed on the Consent Calendar.

SENATE COMMITTEE AMENDMENT NO. 1

Amend Senate Bill No. 191, Page 1, Section 74.450, Line 14, by inserting after the word "regular" the following: "**municipal**".

SENATE COMMITTEE AMENDMENT NO. 2

Amend Senate Bill No. 191, Page 1, In the Title, Line 2, by striking "section" and inserting in lieu thereof the following: "sections 77.370 and"; and further amend line 3, by striking "one new section" and inserting in lieu thereof the following: "two new sections"; and

Further amend said bill and page, Section A, Lines 1 and 2, by striking said lines and inserting in lieu thereof the following:

"Section A. Sections 77.370 and 77.450, RSMo 2000, are repealed and two new sections enacted in lieu thereof, to be known as sections 77.370 and 77.450, to read as follows:

77.370. 1. Except as hereinafter provided, the following officers shall be elected by the voters of the city: Mayor, police judge, attorney, assessor, collector, treasurer and, except in cities which adopt the merit system police department, a marshal.

2. **Notwithstanding the provisions of subsection 1 of this section, in cities which contract with another entity for police service, the city council may eliminate the office of marshal.**

3. The attorney shall be a person licensed to practice law in Missouri, and the council, by ordinance, may provide for the appointment of an attorney, by the mayor with the approval of the

council, in lieu of electing an attorney. If so appointed he shall serve at the pleasure of the mayor and council.

[3.] **4.** Whenever a city contracts for the assessment of property or the collection of taxes [by the county or township assessor or collector, respectively,] **with either a public or private entity** as authorized by section 70.220, RSMo, the city council shall by ordinance provide that at the expiration of the term of the then city assessor or collector, as the case may be, the office is abolished and thereafter no election shall be had to fill the office; except that in the event the contract expires and, for any reason, is not renewed, the council may by ordinance provide for the election of such officer at the next and succeeding regular elections for municipal officers.

[4.] **5.** The term of office for each of the officers is two years except the office of mayor and the marshal which are four-year terms. All officers hold office until their successors are duly elected or appointed and qualified.

[5.] **6.** The council, by ordinance, may provide that any officer of the city except the mayor and the councilmen shall be appointed instead of elected. Such ordinance shall set the manner of appointment, in accordance with section 77.330, and the term of office for each appointive officer, which term shall not exceed four years.”.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 354**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 200**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

On behalf of Senator Sims, Chairman of the

Committee on Aging, Families and Mental Health, Senator Kenney submitted the following report:

Mr. President: Your Committee on Aging, Families and Mental Health, to which was referred **SB 449**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Kenney, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 123**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Senator Singleton, Chairman of the Committee on Public Health and Welfare, submitted the following report:

Mr. President: Your Committee on Public Health and Welfare, to which was referred **SB 393**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

REFERRALS

President Pro Tem Kinder referred **SR 280**; **SCR 23**; **SCR 24**; and **SCR 25** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Kinder referred **SB 383**, with **SCS**, to the Committee on State Budget Control.

RESOLUTIONS

Senator Stoll offered Senate Resolution No. 296, regarding Matthew Joseph “Matt” Mayer, Jr., Arnold, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Caskey introduced to the Senate, Jim and Debbie Good, Myra Case, Barb and Bob Flint, Randy and Bettie Miller, Stephanie Dustman, Renee Fisher, Anna Brundage, Sarah Manda, Brian McDavitt, Craig and Lori Jones, Paul Hessling and Joyce and Andy Anderson, Pleasant Hill.

Senator Kenney introduced to the Senate, Tricia Lawrence and members of the Lee's Summit High School Student Senate, Lee's Summit.

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

SENATE CALENDAR

THIRTY-SIXTH DAY—TUESDAY, MARCH 6, 2001

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 546-Kenney, et al	SB 579-Loudon
SB 550-Sims	SB 580-Loudon
SB 551-Sims	SB 581-Yeckel
SB 552-Sims	SB 582-Yeckel
SB 553-Klindt	SB 583-Yeckel
SB 554-House	SB 584-Yeckel
SB 555-House	SB 585-Carter
SB 556-DePasco	SB 586-Klindt
SB 557-Schneider	SB 587-Foster
SB 558-Singleton	SB 588-Dougherty and Stoll
SB 559-Singleton	SB 589-Russell
SB 560-Caskey	SB 590-Russell
SB 561-Quick	SB 591-Kenney
SB 562-Gibbons	SB 592-Caskey
SB 563-Gibbons	SB 593-Klindt
SB 565-Staples	SB 594-Klindt
SB 566-Gibbons and Goode	SB 595-Westfall
SB 567-Gross	SB 596-Loudon
SB 569-Singleton	SB 597-Singleton
SB 570-Singleton	SB 598-Singleton
SB 571-Dougherty	SB 599-Singleton and DePasco
SB 572-Dougherty	SB 600-Singleton
SB 573-Dougherty	SB 601-House and Gross
SB 574-Dougherty	SB 602-Steelman
SB 575-Caskey	SB 603-Jacob
SB 576-Kinder and Steelman	SB 604-Jacob
SB 577-Stoll	SRB 606-Rohrbach and Gibbons
SB 578-Goode and Russell	

SB 607-Johnson
 SB 608-Yeckel
 SB 609-Westfall
 SB 610-Westfall
 SB 611-Loudon
 SB 612-Loudon
 SB 613-Gibbons
 SB 614-Gross and House
 SB 615-Foster, et al
 SB 616-Steelman
 SB 617-Steelman

SB 618-Yeckel
 SB 620-Gibbons
 SB 621-Gibbons
 SB 622-Westfall
 SB 623-Westfall
 SB 624-Wiggins
 SB 625-Stoll
 SB 626-Bentley
 SB 628-Jacob
 SB 629-Jacob
 SB 630-Bland, et al

Unofficial
 HOUSE BILLS ON SECOND READING

HCS for HBs 302 & 38
 HJR 5-Barry, et al
 HB 163-Berkowitz and
 Wagner

HCS for HBs 205, 323 & 549
 HB 219-Townley, et al
 HCS for HBs 441, 94 & 244
 HB 575-O'Connor, et al
 HB 621-Gratz and Vogel
 HB 288-Campbell
 HB 266-Treadway
 HB 236-Smith

HB 180-Thompson, et al
 HB 133-Gambaro
 HB 48-Relford
 HB 78-Kennedy and
 Richardson
 HB 262-Linton, et al
 HCS for HBs 144 & 46
 HS for HCS for HBs 328 &
 88-Harlan
 HCS for HB 207
 HCS for HB 567
 HCS for HB 241

THIRD READING OF SENATE BILLS

SB 32-Kinder
 (In Budget Control)

SB 97-Bentley
 (In Budget Control)
 SB 123-Kinder

SENATE BILLS FOR PERFECTION

1. SBs 391 & 395-
Rohrbach, with SCS
2. SB 222-Caskey
3. SB 244-Staples
4. SBs 52 & 91-Childers, with SCS

5. SB 267-Klarich and
Schneider, with SCS
6. SB 381-Klarich
7. SB 114-Loudon, with
SCS

- | | |
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| 8. SB 339-Stoll and Childers, with SCA 1 | 15. SBs 22 & 106-Singleton, with SCS |
| 9. SB 48-Sims, with SCS | 16. SBs 214, 124, 209 & 322-Gross, et al, with SCS |
| 10. SB 400-Kenney, et al | 17. SJR 9-Goode, et al |
| 11. SB 374-Steelman, with SCS | 18. SB 438-Bentley and Stoll |
| 12. SB 239-Stoll, with SCS | 19. SB 251-Kinder |
| 13. SBs 238 & 250-Staples, et al, with SCS | 20. SB 375-Steelman, with SCS |
| 14. SB 445-Singleton, with SCS | 21. SB 392-Kenney and DePasco |
| | 22. SB 372-Gibbons, with SCS |
| | 23. SB 454-Kinder, with SCS |

Unofficial
INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 14-Mathewson | SB 220-Kinder and Gross, with SS (pending) |
| SBs 39 & 269-Klarich and Goode, with SCS and SS for SCS (pending) | SB 226-Goode, et al, with SCS |
| SB 65-Gibbons, with SCS | SBs 253 & 260-Gross, with SCS |
| SBs 67 & 40-Gross, with SCS | SBs 323 & 230-Childers, et al, with SCS (pending) |
| SBs 89 & 37-Kinder, with SCS | |
| SB 184-Johnson, et al, with SS & SA 2 (pending) | |

CONSENT CALENDAR

Senate Bills

Reported 2/5

SB 143-Childers

Reported 2/19

SB 315-Childers, with SCS
SB 366-House

SB 380-House

Reported 2/20

SB 288-Klarich, with SCA 1
SB 270-Schneider, with SCS

SB 370-Caskey and Goode

Reported 2/26

SB 371-Scott	SB 341-Jacob, with SCS
SB 316-Stoll	SB 4-Wiggins, et al, with SCS
SB 290-Wiggins and DePasco, with SCS	SB 383-Johnson, with SCS (In Budget Control)
SB 264-Steelmann, with SCS	SB 430-Dougherty
SB 223-Caskey	SB 441-Caskey
SB 148-Goode	
SB 179-Rohrbach	

Unofficial
Reported 2/27

SB 151-Childers, with SCS	SB 76-Wiggins
SB 135-Wiggins	SB 234-Wiggins, with SCS
SB 422-Steelmann	SB 416-Stoll
SB 149-Goode, with SCS	

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Reported 3/5

SBs 215 & 440-Gross, with SCS	SB 491-Rohrbach, with SCS
SB 443-Staples	SB 345-House
SB 406-Westfall	SB 191-Goode, with SCAs 1 & 2
SB 407-Dougherty, with SCS	SB 354-Johnson and Scott
SB 421-Gross	SB 200-Sims
SB 435-Goode	SB 449-Sims
SB 436-Goode	SB 393-Sims, with SCS
SB 442-Caskey	

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RESOLUTIONS

SR 58-Singleton

Reported from Committee

SCR 8-Caskey	SCR 16-Yeckel
SCR 10-Staples	SCR 17-Steelmann, et al
SCR 13-Foster	SCR 18-Goode
SCR 14-Mathewson, with SCS	SCR 20-Kinder

Requests to Recede or Grant Conference

SS for SCR 2-Singleton, with HCS
(Senate requests House
recede or grant conference)

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Journal

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