

Journal of the Senate

FIRST REGULAR SESSION

FORTY-FOURTH DAY—MONDAY, MARCH 26, 2001

The Senate met pursuant to adjournment.
President Pro Tem Kinder in the Chair.

HOUSE BILLS ON SECOND READING

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

HB 1—Appropriations.

HCS for HB 2—Appropriations.

HCS for HB 3—Appropriations.

HCS for HB 4—Appropriations.

HCS for HB 5—Appropriations.

HCS for HB 6—Appropriations.

HCS for HB 7—Appropriations.

HCS for HB 8—Appropriations.

HCS for HB 9—Appropriations.

HCS for HB 10—Appropriations.

HCS for HB 11—Appropriations.

HCS for HB 12—Appropriations.

On motion of Senator Kenney, the Senate recessed until 4:00 p.m.

RECESS

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

Reverend Carl Gauck offered the following prayer:

“Be glad and rejoice forever in what I am creating.” (Isaiah 65:18)

Dear God, we are grateful for the time off this past week for re-creating us, that our minds and bodies might be restored with vigor and energy. We thank You for the nourishment of Your word for re-creating our souls that we might be always mindful that what is important to You is that our work here is in keeping with Your will. 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 Journals for Thursday, March 15, 2001 and Wednesday, March 21, 2001, were read and approved.

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

Present—Senators

Bentley	Bland	Caskey	Cauthorn
Childers	DePasco	Dougherty	Foster
Gibbons	Goode	Gross	House
Jacob	Johnson	Kenney	Kinder
Klarich	Klindt	Loudon	Mathewson
Quick	Rohrbach	Russell	Schneider
Scott	Sims	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—32

Absent with leave—Senators

Carter	Singleton—2
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The Lieutenant Governor was present.

RESOLUTIONS

Senator Kinder offered Senate Resolution No. 373, regarding Whitney M. Evans, Jefferson City, which was adopted.

Senator Rohrbach offered Senate Resolution No. 374, regarding Teresa Tellman, Jefferson City, which was adopted.

Senator Steelman offered Senate Resolution No. 375, regarding John C. Harris, Sr., Fulton, which was adopted.

Senator Schneider offered Senate Resolution No. 376, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Charles Rohde, Florissant, which was adopted.

Senator Schneider offered Senate Resolution No. 377, regarding Helge Winters, Hamm, Germany, which was adopted.

Senator Westfall offered Senate Resolution No. 378, regarding the Stockton High School 2A Lady Basketball Tigers, which was adopted.

Senator Westfall offered Senate Resolution No. 379, regarding the Liberal High School 1A Boys Basketball Bulldogs, which was adopted.

Senator DePasco offered Senate Resolution No. 380, regarding the death of Eleanor L. Sarver O'Connor, Kansas City, which was adopted.

Senator Westfall offered Senate Resolution No. 381, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Jesse Pursley, Bolivar, which was adopted.

Senator Yeckel offered Senate Resolution No. 382, regarding Patricia A. Seabaugh, St. Louis, which was adopted.

Senator Yeckel offered Senate Resolution No. 383, regarding John Andrew Edwards, St. Louis, which was adopted.

Senator Klindt offered Senate Resolution No. 384, regarding Suzanne McCrea, King City, which was adopted.

Senator Jacob offered Senate Resolution No. 385, regarding Bobby H. Crowley, Fayette, which was adopted.

Senator Jacob offered Senate Resolution No.

386, regarding Gustav J. "Gus" Lehr, Columbia, which was adopted.

Senator Rohrbach offered Senate Resolution No. 387, regarding Dorothy Ann Oligschlaeger, Jefferson City, which was adopted.

Senator House offered Senate Resolution No. 388, regarding Eleanor Sue Smith Sitton, Louisiana, which was adopted.

Senator Russell offered Senate Resolution No. 389, regarding William D. Breedlove, Rogersville, which was adopted.

THIRD READING OF SENATE BILLS

SB 353, introduced by Senator Johnson, entitled:

An Act to repeal section 163.011, RSMo 2000, relating to recalculated tax rates for school districts, 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 Johnson, **SB 353** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Caskey	Cauthorn	Childers
DePasco	Dougherty	Foster	Gibbons
Goode	Gross	House	Jacob
Johnson	Kenney	Kinder	Klarich
Klindt	Loudon	Mathewson	Rohrbach
Russell	Scott	Sims	Staples
Stelman	Westfall	Wiggins	Yeckel—28

NAYS—Senators—None

Absent—Senators

Bland	Quick	Stoll—3
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Absent with leave—Senators

Carter	Schneider	Singleton—3
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The President declared the bill passed.

Senator Klarich assumed the Chair.

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 Mathewson moved that motion lay on the table, which motion prevailed.

SB 521, introduced by Senator Mathewson, entitled:

An Act to repeal section 287.123, RSMo 2000, relating to workers' compensation insurance carriers, 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 Mathewson, **SB 521** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Cauthorn
Childers	DePasco	Dougherty	Foster
Gibbons	Goode	Gross	House
Jacob	Johnson	Kenney	Kinder
Klarich	Klindt	Loudon	Mathewson
Rohrbach	Russell	Sims	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—29			

NAYS—Senators—None

Absent—Senators

Quick Scott—2

Absent with leave—Senators

Carter Schneider Singleton—3

The President declared the bill passed.

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

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

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

SB 605, introduced by Senator Jacob, entitled:

An Act to repeal section 384.043, RSMo 2000, relating to surplus lines insurance, 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 Jacob, **SB 605** was read

the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Bentley—1

Absent with leave—Senators

Carter Schneider Singleton—3

The President declared the bill passed.

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

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

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

SB 434, introduced by Senator Sims, entitled:

An Act to repeal sections 191.211 and 191.411, RSMo 2000, relating to funding for department of health programs, and to enact in lieu thereof three new sections relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Sims, **SB 434** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Dougherty—1

Absent with leave—Senators

Carter Schneider Singleton—3

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 Yeckel moved that motion lay on the table, which motion prevailed.

SB 486, with **SCS**, introduced by Senator Yeckel, entitled:

An Act to repeal section 321.703, RSMo 2000, section 321.701 as enacted by senate substitute for senate committee substitute for house committee substitute for house bills nos. 452, 203, 377, 472, 473, 556 & 647, eighty-eighth general assembly, first regular session and section 321.701 as enacted by conference committee substitute for senate substitute no. 2 for house committee substitute for house bills nos. 484, 199 & 72, eighty-eighth general assembly, first regular session, relating to fire protection districts, and to enact in lieu thereof two new sections relating to the same subject.

Was called from the Consent Calendar and taken up.

SCS for **SB 486**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 486

An Act to repeal section 321.703, RSMo 2000, section 321.701 as enacted by senate substitute for senate committee substitute for house committee substitute for house bills nos. 452, 203, 377, 472, 473, 556 & 647, eighty-eighth general assembly, first regular session and section 321.701 as enacted by conference committee substitute for senate substitute no. 2 for house committee substitute for house bills nos. 484, 199 & 72, eighty-eighth general assembly, first regular session, relating to fire protection districts, and to enact in lieu thereof two new sections relating to the same subject.

Was taken up.

Senator Yeckel moved that **SCS** for **SB 486** be adopted, which motion prevailed.

On motion of Senator Yeckel, **SCS** for **SB 486** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Cauthorn
Childers	DePasco	Foster	Gibbons
Gross	House	Jacob	Johnson
Kenney	Kinder	Klarich	Klindt
Loudon	Mathewson	Quick	Rohrbach
Russell	Scott	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—28

NAYS—Senator Goode—1

Absent—Senators

Dougherty Sims—2

Absent with leave—Senators

Carter Schneider Singleton—3

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

Senator Goode moved that **SJR 9**, with **SS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SJR 9** was again taken up.

Senator Goode moved that **SS** for **SJR 9** be adopted, which motion prevailed.

On motion of Senator Goode, **SS** for **SJR 9** was declared perfected and ordered printed.

Senator Bentley moved that **SB 438** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Bentley offered **SS** for **SB 438**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 438

An Act to amend chapter 168, RSMo, by adding thereto one new section relating to salary supplements for nationally-certified classroom instructional personnel.

Senator Bentley moved that **SS** for **SB 438** be adopted.

President Maxwell assumed the Chair.

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

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 438, Page 1, Section 168.700, Line 5 of said page, by inserting after the word “of” the word “**annual**”; and further amend said line, by inserting after the word “for” the word “**eligible**”; and further amend line 10 of said page, by inserting after “certification.” the following: “**Supplements may be received for a period of ten years following subsequent certifications from the National Board for Professional Teaching Standards; provided that no teacher shall receive more than one supplement per school year pursuant to this section.**”; and further amend line 15 of said page, by inserting after the word “employed” the words “**as a teacher**”.

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

Senator Childers offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 438, Page 2, Section 168.700, Line 21, by deleting all of line 21 after the period and lines 22, 23 and that portion of line 24 to and including the period on said line; and

Further amend line 24, by deleting the word “**shall**” and insert the word “**may**” in lieu thereof; and

Further amend said bill, page 3, line 22, by

inserting after the period on said line the following:

“9. Any amount awarded under this section may be reduced or prorated subject to appropriation.”.

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

Senator Foster offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 438, Page 1, Section A, Line 3, by inserting after all of said line the following:

“163.172. 1. In school year 1994-95 and thereafter, the minimum teacher's salary shall be eighteen thousand dollars. Beginning in the school year 1996-97, for any full-time teacher with a master's degree and at least ten years teaching experience in a public school or combination of public schools, the minimum salary shall be twenty-four thousand dollars.

2. Beginning with the budget requests for fiscal year 1991, the commissioner of education shall present to the appropriate committees of the general assembly information on the average Missouri teacher's salary, regional average salary data, and national average salary data **and a history of the cost to the state for the minimum salary for teachers program.**

3. **As used in this section, the following terms mean:**

(1) “Full-time”, a teacher working under school district contract for all school days and hours eligible for attendance of students;

(2) “Master's degree or its equivalent”, at a minimum, a bachelor's degree plus at least thirty-two additional hours of course work which results in at least one additional certification;

(3) “Regular school term”, a minimum of one hundred seventy-four days and one thousand forty-four hours of pupil attendance possible for students;

(4) “Salary”, the salary and minimum salary supplement amounts which appear on the teacher's contract for the regular school term. Such term does not include supplements for extra duties, summer school, career ladder, or extensions of the contract year;

(5) “Teacher”, all certificated school district personnel paid pursuant to the school district teacher salary schedule.

4. All school district employee salary and personnel policy information shall be public information.

[4. As used in this section, the term “salary” shall be defined as the salary figure which appears on the teacher's contract and as determined by the local school district's basic salary schedule and does not include supplements for extra duties.]

5. The minimum salary for any fully certificated teacher employed on a less than full-time basis by a school district, state school for the severely handicapped, the Missouri School for the Deaf, or the Missouri School for the Blind shall be prorated to reflect the amounts provided in subsections 1 and [2] **10** of this section.

[6. Beginning with the 1996-97 school year, the general assembly shall make an annual appropriation to the excellence in education fund established in section 160.268, RSMo, for the purpose of fulfilling the minimum salary requirements for public school teachers in those districts meeting the qualifications established in subsection 7 of this section. The appropriation shall be sufficient to ensure that all qualifying districts are able to comply with the minimum salary requirements of this section. The department of elementary and secondary education shall determine, prior to each school year, those districts which shall be eligible to receive funds in this subsection during the school year. A qualifying district shall be eligible to receive funds appropriated in this subsection only during the first three years following the district's qualifying for

such funds.

7. To qualify to begin receiving funds in subsection 6 of this section, a school district shall meet all of the following criteria:

(1) A portion of the real property of the district shall have been removed from the tax rolls due to the impact of state or federal government action;

(2) The district shall have received no more state aid on a per pupil basis for each of the last three school years, exclusive of categorical funding, than the district received for the 1992-93 school year;

(3) The salaries paid to all teachers in the district for the school year prior to qualification shall be totally compacted at the eighteen thousand dollar per year minimum established in this section;

(4) The district shall have in its employ for the school year prior to qualification one or more teachers with a master's degree and at least ten years' teaching experience in a public school or a combination of public schools;

(5) The district shall be financially distressed or have a history of deficit spending which, if continued, will cause the district to become financially distressed within three years;

(6) The district had an enrollment of no greater than four hundred pupils for the preceding school year; and

(7) The district shall have levied an operating levy for school purposes of not less than two dollars seventy-five cents per one hundred dollars of assessed valuation for the previous year and shall continue to levy at no less than that rate.

8. For any school year in which a school district receives funds pursuant to subsections 6 and 7 of this section, such school district shall continue to expend on teacher salaries no less than the amount it expended on teacher salaries in the school year immediately prior to the school year in which it first receives such funds.

9. No school district receiving funds pursuant to subsections 6 and 7 of this section shall receive additional funds pursuant to subsection 6 of this section by virtue of the annexation of another school

district to such school district during or after the school year immediately prior to the school year in which the annexing district first receives such funds; nor shall any school district annexed to a school district receiving funds pursuant to subsections 6 and 7 of this section also receive funds pursuant to subsection 6 of this section by virtue of such annexation if such annexation occurred during or after the school year immediately prior to the school year in which the annexing school district first receives such funds.]

6. Beginning with the 2002-2003 school year, for districts choosing to participate in the program receiving funds pursuant to subsection 7 of this section, the minimum salary for a full-time teacher shall be at least twenty-five thousand dollars, the minimum salary for the full-time teacher with at least five years of previous experience shall be at least thirty thousand dollars, the minimum salary for a full-time teacher with at least nineteen years of previous experience or a full-time teacher with at least a master's degree or its equivalent and at least ten years previous experience shall be at least thirty-five thousand dollars, the minimum salary for a full-time teacher with at least a master's degree or its equivalent and at least nineteen years of previous experience shall be at least forty thousand dollars, and the minimum salary for a full-time teacher with at least a master's degree or its equivalent and at least twenty-nine years of previous experience shall be at least forty-five thousand dollars.

7. Beginning with the 2002-2003 school year, the general assembly shall make an annual appropriation to the excellence in education fund established in section 160.268, RSMo, for the purpose of paying public school teacher minimum salary supplements in those districts meeting the qualifications established in subsection 8 of this section and seeking to receive payments pursuant to this subsection. If the appropriation of the general assembly is insufficient to pay the total cost of all salary supplements, the minimum salary amounts of subsection 6 of this section shall be prorated until the amount appropriated is sufficient to make the payments to all participating school districts.

8. To make application and qualify to begin receiving funds pursuant to subsection 7 of this section, a school district shall meet all of the following criteria:

(1) Levy a tax rate in the current year in incidental and teachers funds totaling no less than the operating levy for school purposes for the 2000-2001 school year after all reductions and rollbacks, excluding reductions to the district tax rate ceiling as required by article X, section 22 of the Missouri constitution;

(2) Make no increase in any voluntary tax rate rollback for operations compared to the 2000 property tax year;

(3) Make no transfer of revenue or balance from either incidental or teachers funds to either debt service or capital projects funds in excess of statutory authority;

(4) Employ all teachers in accordance with district policy with at least one teacher paid according to the district's salary schedule at less than the minimum salary as specified in subsection 6 of this section;

(5) Make no reduction in any salary amount in the district's teacher salary schedule compared to the district's 2000-2001 teacher salary schedule unless the district is financially stressed as identified by the department of elementary and secondary education;

(6) Beginning with school year 2002-2003, determine the salary of any teacher who is a new employee to a school district by placement on the district's salary schedule using all of the teacher's previous years of public school teaching experience; and

(7) Beginning with school year 2002-2003, for any school district which is not financially stressed, pay each returning teacher a salary for the regular school term which is no less than the salary paid that teacher during the previous school term on a full-time employee equivalent basis.

9. Reductions or penalties to state aid payments to school districts pursuant to subsection 7 of this section paying minimum salary supplements to teachers shall occur under the following conditions:

(1) Annually the amount by which total supplemental assignment and extra duty salaries, not including career ladder supplements, paid teachers by a district exceed eight and one-half percent of total salaries for the regular school term plus minimum salary supplements shall be subtracted from state payments made the following year pursuant to subsection 7 of this section;

(2) The amount of end-of-year fund balance in incidental and teachers funds combined in excess of the greater of fifteen percent of expenditures in these funds or the 2000-2001 end-of-year fund balance in these funds shall be subtracted the following year from state payments paid pursuant to subsection 7 of this section and if necessary from state aid paid pursuant to section 163.031.

10. Future increases in minimum salaries established pursuant to subsection 6 of this section for teachers shall be contingent upon decreases in total state payments to all districts made pursuant to subsection 7 of this section. The second fiscal year following a fiscal year in which state cost of funding the minimum salary program pursuant to subsection 7 of this section is eighty-five percent or less of the full funding cost for the first school year of the state funding of minimum salaries for teachers pursuant to subsection 7 of this section, the value of each level of minimum salary provided in subsection 6 of this section shall be increased by one thousand dollars.

11. Expenditures related to state minimum salary revenue received by a district shall not be used to determine compliance with any other provisions of law including compliance with section 165.016, RSMo.

12. The state board of education shall issue rules and regulations as necessary for the efficient and effective implementation of this section. All such rules shall be promulgated pursuant to chapter 536, RSMo.

13. State minimum salary supplements paid pursuant to subsection 7 of this section may be funded from any increases in state revenues from taxation of riverboat gaming operations, including boarding fees and lottery proceeds,

compared to the amount of these revenues appointed in fiscal year 2001 and any other funds appropriated for that purpose.”; and

Further amend the title and enacting clause accordingly.

Senator Foster moved that the above amendment be adopted.

At the request of Senator Bentley, **SB 438**, with **SS** and **SA 3** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Russell, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 15**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 27**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 377**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 588**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 268**, with **SCS**, respectfully requests that it be removed from the Senate Consent

Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 574**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 593**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

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 House has taken up and passed **HB 603**, entitled:

An Act to repeal section 660.050, RSMo 2000, relating to the division of aging, and to enact in lieu thereof two new sections relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 742**, entitled:

An Act to authorize the conveyance of property owned by the state in Platte County to Kansas City International Airport.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 361**, entitled:

An Act to authorize the conveyance of certain state property to the Clarence Cannon Wholesale Water Commission, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 808**, entitled:

An Act to authorize the conveyance of two parcels of property owned by the state in Cole County to the City of Jefferson for the purpose of wastewater treatment.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 691**, entitled:

An Act to repeal section 301.040, RSMo 2000, relating to notification of motor vehicle reregistration, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 212**, entitled:

An Act to repeal section 375.355, RSMo 2000, relating to insurance companies, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 788**, entitled:

An Act to repeal sections 407.1000, 407.1005, 407.1010, 407.1015 and 407.1020, RSMo 2000, relating to motorcycle franchise practices.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 454**, entitled:

An Act to repeal section 475.110, RSMo 2000, relating to the removal of a guardian or conservator, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 757**, entitled:

An Act to repeal sections 338.030, 338.043, 338.055, 338.210, 338.220, 338.285 and 338.353, RSMo 2000, relating to practice of pharmacy, and to enact in lieu thereof seven new sections relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 477**, entitled:

An Act to repeal sections 302.130 and 302.178, RSMo 2000, relating to temporary driver's permits, and to enact in lieu thereof two new sections relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 19, 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:

Frances Afua Bromley, 2149 Alfred, Apartment 2 South, St. Louis City, Missouri 63110, as a member of the Missouri Acupuncturist Advisory Committee, for a term ending December 10, 2004, 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 19, 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:

Sarah B. Burkemper, Democrat, 85 Hill Creek Road, Post Office Box 209, Troy, Lincoln County, Missouri 63379, as a member of the Board of Governors for the Truman State University, for a term ending January 1, 2007, and until her successor is duly appointed and qualified; vice, Marie Evans, M.D., term expired.

Respectfully submitted,

BOB HOLDEN

Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

March 19, 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:

Mary Louise Bussabarger, 1914 Princeton Drive, Columbia, Boone County, Missouri 65203, 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, Dr. James Caccamo, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 19, 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:

Carol Russell Fischer, 1025 Carol Street, Jefferson City, Cole County, Missouri 65101, as a member of the Multi-State Tax Commission, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, Quentin Wilson, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 19, 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:

Kenneth M. KIELTY, Democrat, 1009 Devonshire Lane, St. Charles, St. Charles County, Missouri 63301, as a member of the St. Charles County Convention and Sports Facilities Authority, for a term ending April 27, 2005, and until his successor is duly appointed and qualified; vice, Jayne Voss, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 19, 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:

Ross P. Marine, Democrat, 11728 Central Street, Kansas City, Jackson County, Missouri 64114, as a member of the Missouri

Health Facilities Review Committee, for a term ending January 1, 2003, and until his successor is duly appointed and qualified; vice, John F. Goffstein, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 19, 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:

Joseph E. Maxwell, Democrat, #5 Terrace Circle, Mexico, Audrain County, Missouri 65265, as a member of the Missouri Community Service Commission, for a term ending December 15, 2003, and until his successor is duly appointed and qualified; vice, Roger B. Wilson, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 19, 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:

Ronald L. Phillips, M.D., Democrat, 1700 South Cottage Grove, Kirksville, Adair County, Missouri 63501, as a member of the State Board of Registration for Healing Arts, for a term ending August 13, 2004, 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 19, 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:

Clifford L. Sargeon, 8300 Evanston Avenue, Raytown, Jackson County, Missouri 64138, as a member of the State Mental

Health Commission, for a term ending June 28, 2004, and until his successor is duly appointed and qualified; vice, Maurice Joseph Nutt, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 19, 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:

Michael T. Schwend, Democrat, 1409 East Meadow Lane, Kirksville, Adair County, Missouri 63501, as a member of the Board of Governors for Truman State University, for a term ending January 1, 2007, and until his successor is duly appointed and qualified; vice, James Reinhard, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 19, 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:

Douglas L. Sutton, Republican, 27574 274 Street, Maryville, Nodaway County, Missouri 64468, as a member of the Board of Regents for Northwest Missouri State University, for a term ending January 1, 2007, and until his successor is duly appointed and qualified; vice, Robert E. Loch, Jr., resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 23, 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:

Angela M. Bennett, Democrat, 631 East 66th Street, Kansas

City, Jackson County, Missouri 64131, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2007, and until her successor is duly appointed and qualified; vice, Theodore Beckett, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 23, 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:

Anne Carole Ream, O.D., Republican, 418 East Maple, West Plains, Howell County, Missouri 65775, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2007, and until her successor is duly appointed and qualified; vice, Paul Combs, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

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

INTRODUCTIONS OF GUESTS

Senator Bentley introduced to the Senate, John Schaefer, Springfield.

Senator Klindt introduced to the Senate, his niece and her family, Shana, David, Destinee and Darian Day, Kearney; and his son and his family, Randy, Karen, Ashton and Landon Klindt, Bethany; and Ashton, Landon, Destinee and Darian were made honorary pages.

Senator Sims introduced to the Senate, her daughter, Betsy Duff, and her grandchildren, Patrick and Maggie Duff, McLean, Virginia; and Patrick and Maggie were made honorary pages.

Senator Schneider introduced to the Senate, seventh grade students from Salem Lutheran School, Florissant; and Ashley Williams, Kyle Jeffrey, Avianne Clay and Sylvia Petty were made honorary pages.

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

SENATE CALENDAR

FORTY-FIFTH DAY—TUESDAY, MARCH 27, 2001

FORMAL CALENDAR

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
HB 801-Liese and Wagner
HB 309-McKenna, et al
HB 111-Ladd Baker
HB 431-Barry
HB 202-Rizzo
HB 129-Van Zandt and
Campbell
HB 157-Hosmer
HB 80-Ross
HCS for HB 50

HCS for HB 194
HS for HB 287-Williams
HB 218-Farnen, et al
HCS for HBs 265 & 369
HS for HCS for HBs 237,
270, 403 & 442-Smith
HB 502-Ward
HB 779-Barnett
HB 409-Surface
HB 452-Gratz
HB 242-Smith
HB 600-Hosmer and Marsh
HB 607-Treadway, et al
HB 470-Shields and Hegeman
HB 491-George
HS for HB 381-Hoppe
HCS for HB 26
HB 185-Legan, et al
HB 166-Troupe
HS for HCS for HB 107-Clayton
HCS for HB 738
HS for HCS for HB 425-O'Toole
HB 249-Treadway
HB 473-Robirds
HCS for HB 334
HB 321-Skaggs, et al
HS for HB 421-Hoppe
HB 444-Kreider, et al
HB 453-Ransdall, et al
HB 603-Hilgemann, et al
HB 742-Harding, et al
HB 361-Shoemyer
HB 808-Gratz and Vogel
HB 691-Barnett, et al

HB 212-Ward
 HB 788-O'Connor
 HB 454-Monaco

HB 757-Shoemyer
 HB 477-Graham

THIRD READING OF SENATE BILLS

- | | |
|---|--|
| 1. SB 97-Bentley
(In Budget Control) | 8. SS for SCS for SB 267-
Klarich |
| 2. SB 50-Childers | 9. SS for SCS for SB 48-
Sims |
| 3. SCS for SB 317-Stoll | 10. SS for SB 339-Stoll
(In Budget Control) |
| 4. SS for SB 14-Mathewson | 11. SCS for SB 374-Steelman
(In Budget Control) |
| 5. SS for SB 220-Kinder | 12. SB 400-Kenney, et al |
| 6. SS#2 for SCS for SBs
39 & 269-Klarich | |
| 7. SB 381-Klarich | |

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| 1. SBs 69 & 458-Gross,
with SCS | 13. SB 99-Sims, with SCS |
| 2. SB 68-Gross and House,
with SCAs 1 & 2 | 14. SBs 247 & 330-
Westfall and Staples,
with SCS |
| 3. SB 60-Steelman, with SCS | 15. SB 351-Singleton and
Scott, with SCS |
| 4. SBs 347 & 487-Caskey,
with SCS | 16. SJRs 1 & 4-Schneider,
with SCS |
| 5. SB 385-Mathewson | 17. SBs 510, 512 & 133-
Kenney, with SCS |
| 6. SB 331-DePasco, et al,
with SCS | 18. SJR 11-Yeckel |
| 7. SBs 5 & 21-Wiggins,
et al, with SCS | 19. SBs 551, 410, 539,
528 & 296-Sims,
with SCS |
| 8. SB 373-Gibbons and
Yeckel, with SCS | 20. SBs 476, 427 & 62-
Yeckel, et al, with
SCS |
| 9. SBs 433 & 248-Kinder
and Gross, with SCS | 21. SB 369-Steelman and
Stoll, with SCS |
| 10. SB 462-Westfall | 22. SB 505-Loudon, with SCS |
| 11. SB 428-Loudon | |
| 12. SB 27-Johnson and
Westfall, with SCS | |

HOUSE BILLS ON THIRD READING

HCS for HB 15, with SCS (Russell)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 22 & 106-Singleton,
with SCS & SS for SCS
(pending)

SBs 52 & 91-Childers, with
SCS and SA 3 (pending)

SB 65-Gibbons, with SCS

SBs 67 & 40-Gross, with SCS

SBs 89 & 37-Kinder, with SCS

SB 114-Loudon, with SCS,
SS for SCS & SA 1 (pending)

SB 184-Johnson, et al,
with SS#2 (pending)

SB 193-Rohrbach

SBs 214, 124, 209 & 322-
Gross, et al, with SCS
(pending)

SB 222-Caskey, with SA 3
& SSA 1 for SA 3 (pending)

SB 226-Goode, et al, with SCS

SBs 238 & 250-Staples, et
al, with SCS (pending)

SB 239-Stoll, with SCS, SA 6,
SSA 1 for SA 6 & SA 1 to
SSA 1 for SA 6 (pending)

SB 251-Kinder

SBs 253 & 260-Gross, with
SCS (pending)

SBs 323 & 230-Childers,
et al, with SCS (pending)

SB 372-Gibbons, with SCS

SB 375-Steelman, with SCS

SBs 391 & 395-Rohrbach,
with SCS & SS for SCS
(pending)

SB 392-Kenney and DePasco

SB 438-Bentley and Stoll,
with SS & SA 3 (pending)

SB 445-Singleton, with
SCS & SS for SCS
(pending)

SB 454-Kinder, with SCS

SBs 459, 305, 396 & 450-
Westfall, with SCS &
SS for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/5

SB 143-Childers

Reported 2/19

SB 315-Childers, with SCS

Reported 3/5

SB 354-Johnson and Scott,
with SCS

Reported 3/12

SB 431-Goode and Cauthorn,
with SCS

SB 201-Sims

SB 526-Dougherty, with
SCS

SB 515-Yeckel, with SCS

Reported 3/13

SB 623-Westfall, with SCS

SB 451-Goode

SB 520-Foster, with SCS

SB 460-Klarich

SB 319-Carter, with SCA 1

SB 307-Jacob

SB 284-Steelman, with SCS

Reported 3/14

SB 556-DePasco

SB 610-Westfall

SB 470-Goode, et al, with
SCAs 1 & 2

SB 617-Steelman, with SCS

SB 538-Yeckel

SB 619-Mathewson, with
SCS

SB 563-Gibbons

SB 500-Mathewson

SB 544-Johnson

SB 406-Westfall

SB 553-Klindt

SB 575-Caskey

SB 568-Mathewson, with SCS

SB 543-Foster

SB 591-Kenney, with SCS

Reported 3/15

SB 514-Singleton, with SCS

SB 542-Klindt

SB 384-House, with SCS

SB 540-Klindt

SB 130-Bland

SRB 606-Rohrbach and

SB 266-Bland, et al, with SCS

Gibbons

RESOLUTIONS

SR 58-Singleton
SR 345-Quick, et al

SR 346-Kinder, with SA 3
& SSA 1 for SA 3
(pending)

Reported from Committee

SCR 8-Caskey, with SA 2
(pending)
SCR 14-Mathewson, with SCS
SCR 17-Steelman, et al
SCR 22-Rohrbach
SCR 23-DePasco

SCR 25-Loudon, with SCA 1
HCR 16-Green and Holt
(Gross)
SR 280-Steelman
SCR 26-Stoll, et al, with SCA 1
SCR 27-Goode and Russell

Requests to Recede or Grant Conference

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

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