

# Journal of the Senate

SECOND REGULAR SESSION

**THIRTY-SECOND DAY—MONDAY, MARCH 4, 2002**

The Senate met pursuant to adjournment.

President Maxwell in the Chair.

Reverend Carl Gauck offered the following prayer:

“So we have known and believe the love that God has for us. God is love, and those who abide in love abide in God.” (1 John 4:16)

Gracious and loving Lord, we thank You for Your abiding presence in our lives, for watching over us and bringing us safely here to resume our work. We thank You for the love You have shown us and permit us to share with others, for it brings joy to our hearts and smiles on our lips. We thank You for Your Spirit that gives us guidance as we discern difficult and complex issues facing us. Continue to bless us and dwell in our hearts so we may better serve You and the people of this state. 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, February 28, 2002, and Friday, March 1, 2002, were read and approved.

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

Present—Senators

Bentley      Bland      Caskey      Cauthorn

Childers	Coleman	DePasco	Dougherty
Foster	Gibbons	Goode	Gross
House	Jacob	Johnson	Kennedy
Kenney	Kinder	Klarich	Klindt
Loudon	Mathewson	Quick	Rohrbach
Russell	Schneider	Sims	Singleton
Staples	Steelman	Stoll	Westfall
Wiggins	Yeckel—34		

Absent with leave—Senators—None

The Lieutenant Governor was present.

## RESOLUTIONS

Senator Bland offered Senate Resolution No. 1129, regarding the late Lloyd Lionel Gaines, which was adopted.

Senator Bland offered Senate Resolution No. 1130, regarding the late Marian O’Fallon Oldham, which was adopted.

Senator Wiggins offered Senate Resolution No. 1131, regarding the death of Dorothy Meagher, Overland Park, Kansas, which was adopted.

Senator Gross offered Senate Resolution No. 1132, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Jerome Van Booven, St. Peters, which was adopted.

Senator Gross offered Senate Resolution No. 1133, regarding the Fiftieth Wedding Anniversary

of Mr. and Mrs. John Hamill, St. Peters, which was adopted.

Senator Gibbons offered Senate Resolution No. 1134, regarding Meredith Albers, St. Louis, which was adopted.

Senator Steelman offered Senate Resolution No. 1135, regarding Brad David Rigdon, Fulton, which was adopted.

Senator Steelman offered Senate Resolution No. 1136, regarding Aaron Joseph Rigdon, Fulton, which was adopted.

Senator Klarich offered Senate Resolution No. 1137, regarding Rockwood Valley Middle School, Wildwood, which was adopted.

Senator Wiggins offered Senate Resolution No. 1138, regarding the death of Lucy G. Dierks, Kansas City, which was adopted.

Senator Klarich offered Senate Resolution No. 1139, regarding the death of Mr. Jeffrey Clinton, St. Louis, which was adopted.

Senator Russell offered Senate Resolution No. 1140, regarding Corrections Officer I Daniel Jones, St. Robert, which was adopted.

Senator Russell offered Senate Resolution No. 1141, regarding Corrections Officer II James Rowland, Crocker, which was adopted.

### CONCURRENT RESOLUTIONS

Senator Cauthorn offered the following concurrent resolution:

#### SENATE CONCURRENT RESOLUTION NO. 53

WHEREAS, the state's child abuse and neglect hotline and investigation system pursuant to chapter 210, RSMo, was established to promote the safety of children and the integrity and preservation of their families through the conducting of investigations or family assessments and by providing services in response to reports of child abuse or neglect; and

WHEREAS, while the child abuse and neglect hotline system has been in place for many years, the general assembly has not made a comprehensive analysis of the system since its inception; and

WHEREAS, to ensure that the child abuse and neglect hotline

system is in actuality promoting the safety of children, preserving families, and providing adequate services in response to reports of child abuse or neglect, a comprehensive analysis of the system should be made:

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate, Ninety-first General Assembly, Second Regular Session, the House of Representatives concurring therein, that a Joint Committee of the General Assembly be created to be composed of five members of the House of Representatives, with three members to be appointed by the Speaker of the House of Representatives and two members appointed by the Minority Floor Leader of the House of Representatives, and five members of the Senate, with three members appointed by the President Pro Tem of the Senate and two members appointed by the Minority Floor Leader of the Senate. Members of the committee shall be appointed within five legislative days of the enactment of this resolution and said committee shall be authorized to function immediately upon the formation of said committee; and

BE IT FURTHER RESOLVED that said committee make a comprehensive analysis of the child abuse and neglect hotline system established in chapter 210, RSMo, including the solicitation of information from appropriate state agencies, juvenile officers, law enforcement, and the public regarding the efficiency and effectiveness of the system, possible abuses in the system, complaints and grievances from persons affected by the system, and any recommendations for improvement of such system; and

BE IT FURTHER RESOLVED that the committee be authorized to hold hearings as it deems advisable, and that the staffs of House Research, Senate Research, and the Committee on Legislative Research provide such legal, research, clerical, technical and bill drafting services requested by the committee; and

BE IT FURTHER RESOLVED that the committee, its members, and any staff personnel assigned to the committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the committee or any subcommittee thereof; and

BE IT FURTHER RESOLVED that the committee report its recommendations and findings to the Missouri General Assembly by January 1, 2003, and the authority of such committee shall terminate on December 31, 2002.

### THIRD READING OF SENATE BILLS

**SB 642**, with SCS, introduced by Senator Russell, entitled:

An Act to repeal sections 191.226 and 191.659, RSMo, relating to testing for certain

diseases, 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 642**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 642

An Act to amend chapter 191, RSMo, by adding thereto two new sections relating to testing for certain diseases.

Was taken up.

Senator Russell moved that **SCS for SB 642** be adopted, which motion prevailed.

On motion of Senator Russell, **SCS for SB 642** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

Bland	Coleman	Jacob—3
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Absent with leave—Senator Schneider—1

The President declared the bill passed.

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

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

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

**SB 1011**, introduced by Senator Caskey,

entitled:

An Act to repeal section 260.270, RSMo, and to enact in lieu thereof one new section relating to waste tires, with penalty provisions.

Was called from the Consent Calendar and taken up.

On motion of Senator Caskey, **SB 1011** 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	Kennedy	Kenney	Kinder
Klarich	Klindt	Loudon	Mathewson
Quick	Rohrbach	Russell	Sims
Singleton	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senators—None

Absent—Senators

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

The President declared the bill passed.

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

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

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

**SB 786**, introduced by Senator Goode, entitled:

An Act to amend chapter 327, RSMo, by adding thereto one new section relating to the licensing of architects and engineers.

Was called from the Consent Calendar and taken up.

On motion of Senator Goode, **SB 786** 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	Kennedy	Kenney
Kinder	Klarich	Klindt	Loudon
Mathewson	Quick	Rohrbach	Russell
Sims	Singleton	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—32

NAYS—Senators—None

Absent—Senator Coleman—1

Absent with leave—Senator Schneider—1

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

**RESOLUTIONS**

Senator Jacob moved that **SR 1123** be taken up for adoption, which motion prevailed.

On motion of Senator Jacob, **SR 1123** was adopted.

**PRIVILEGED MOTIONS**

Senator Singleton, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS No. 2** for **SB 650**, submitted the following conference committee report:

**CONFERENCE COMMITTEE REPORT FOR HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE NO. 2 FOR SENATE BILL NO. 650**

The Conference Committee appointed on House Committee Substitute for Senate Substitute

#2 for Senate Bill No. 650 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute #2 for Senate Bill No. 650;

2. That the Senate recede from its position on Senate Substitute #2 for Senate Bill No. 650;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute #2 for Senate Bill No. 650, be Third Read and Finally Passed.

FOR THE SENATE:

- /s/ Marvin Singleton
- /s/ David J. Klarich
- /s/ David G. Klindt
- /s/ Ted House
- /s/ Harold Caskey

FOR THE HOUSE:

- /s/ Ralph A. Monaco
- /s/ W. Craig Hosmer
- /s/ Robert M. Clayton
- /s/ Jason G. Crowell
- /s/ Mark C. Richardson

Senator Singleton moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senator Schneider—1

Absent—Senators

Coleman          Staples—2

Absent with leave—Senators—None

On motion of Senator Singleton, **CCS** for **HCS** for **SS No. 2** for **SB 650**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE  
FOR HOUSE COMMITTEE SUBSTITUTE  
FOR SENATE SUBSTITUTE NO. 2 FOR  
SENATE BILL NO. 650

An Act to repeal section 556.036, RSMo, and to enact in lieu thereof one new section relating to statute of limitations for sexual offenses, with penalty provisions and an emergency clause.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Schneider—1

Absent—Senators

Coleman      Gross      Quick—3

Absent with leave—Senators—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bentley	Caskey	Cauthorn	Childers
DePasco	Dougherty	Foster	Gibbons
Goode	Gross	House	Jacob
Johnson	Kennedy	Kenney	Kinder
Klarich	Klindt	Loudon	Mathewson
Rohrbach	Russell	Schneider	Sims
Singleton	Steelman	Stoll	Westfall
Wiggins	Yeckel—30		

NAYS—Senators—None

Absent—Senators

Bland      Coleman      Quick      Staples—4

Absent with leave—Senators—None

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

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

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

Senator Rohrbach assumed the Chair.

**SENATE BILLS FOR PERFECTION**

Senator Yeckel moved that **SB 675**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

**SCS** for **SB 675**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 675

An Act to repeal sections 28.160, 115.013, 115.027, 115.063, 115.077, 115.081, 115.083, 115.085, 115.087, 115.089, 115.095, 115.097, 115.099, 115.101, 115.122, 115.123, 115.133, 115.135, 115.137, 115.151, 115.157, 115.159, 115.160, 115.162, 115.163, 115.179, 115.195, 115.225, 115.233, 115.237, 115.277, 115.279, 115.283, 115.287, 115.291, 115.409, 115.417, 115.419, 115.427, 115.429, 115.433, 115.439, 115.453, 115.493, 115.613 and 115.637, RSMo, relating to elections, and to enact in lieu thereof fifty-seven new sections relating to the same subject, with penalty provisions and an emergency clause for a certain section.

Was taken up.

Senator Yeckel moved that **SCS** for **SB 675** be adopted.

Senator Yeckel offered **SS** for **SCS** for **SB 675**, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 675

An Act to repeal sections 28.160, 115.013, 115.027, 115.063, 115.077, 115.081, 115.083, 115.085, 115.087, 115.089, 115.095, 115.097, 115.099, 115.101, 115.122, 115.123, 115.133, 115.135, 115.137, 115.151, 115.157, 115.159, 115.160, 115.162, 115.163, 115.179, 115.195, 115.225, 115.233, 115.237, 115.277, 115.279, 115.283, 115.287, 115.291, 115.409, 115.417, 115.419, 115.427, 115.429, 115.433, 115.439, 115.453, 115.493, 115.613 and 115.637, RSMo, relating to elections, and to enact in lieu thereof fifty-eight new sections relating to the same subject, with penalty provisions and an emergency clause for a certain section.

Senator Yeckel moved that **SS** for **SCS** for **SB 675** be adopted.

Senator Yeckel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 675, Page 61, Section 115.427, Line 2 of said page, by inserting at the end of said line the following: **“Personal knowledge of the voter by two supervising election judges, one from each major political party, shall be acceptable voter identification upon the completion of a secretary of state-approved affidavit that is signed by both supervisory election judges and the voter that attests to the personal knowledge of the voter by the two supervisory election judges. The secretary of state may provide by rule for a sample affidavit to be used for such purpose.”**

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

Senator Singleton assumed the Chair.

President Maxwell assumed the Chair.

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

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee

Substitute for Senate Bill No. 675, Page 15, Section 115.085, Lines 8-10, by deleting the opening and closing brackets and underlined type appearing on said lines.

Senator Stoll moved that the above amendment be adopted.

At the request of Senator Stoll, **SA 2** was withdrawn.

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

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 675, Page 78, Section 115.647, Lines 9-10, by deleting all of said section; and further amend title and enacting clause accordingly.

Senator Caskey moved that the above amendment be adopted and requested a roll call vote be taken and was joined in his request by Senators Kennedy, Quick, Stoll and Wiggins.

**SA 3** was adopted by the following vote:

YEAS—Senators

Bland	Caskey	Coleman	DePasco
Dougherty	Goode	House	Jacob
Johnson	Kennedy	Kinder	Klarich
Mathewson	Quick	Sims	Staples
Steelman	Stoll	Westfall	Wiggins—20

NAYS—Senators

Bentley	Cauthorn	Childers	Foster
Gibbons	Gross	Kenney	Klindt
Loudon	Rohrbach	Russell	Singleton
Yeckel—13			

Absent—Senator Schneider—1

Absent with leave—Senators—None

At the request of Senator Yeckel, **SB 675**, with **SCS** and **SS** for **SCS**, as amended (pending), was placed on the Informal Calendar.

**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 1477**, entitled:

An Act to repeal sections 360.106, 360.111, 360.112, 360.113, 360.114, 360.116, and 360.118, RSMo, and to enact in lieu thereof seven new sections relating to the Missouri health and educational facilities act.

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 1668**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Emergency Personnel Appreciation Day.

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 1446**, entitled:

An Act to repeal section 376.1350, RSMo, and to enact in lieu thereof one new section relating to exclusions from certain insurance definitions.

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 1078**, entitled:

An Act to amend chapter 221, RSMo, by adding thereto one new section authorizing a sales tax for regional jail districts and associated court facilities, with an expiration date.

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 adopted the Conference Committee Report on **SCS** for **HS** for **HCS** for **HBs 1037, 1188, 1074 and 1271** and has taken up and passed **CCS** for **SCS** for **HS** for **HCS** for **HBs 1037, 1188, 1074 and 1271**.

Emergency clause adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS No. 2** for **SB 650** and has taken up and passed **CCS** for **HCS** for **SS No. 2** for **SB 650**.

Emergency clause adopted.

Bill ordered enrolled.

**PRIVILEGED MOTIONS**

Senator Klarich, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HS** for **HCS** for **HBs 1037, 1188, 1074 and 1271**, submitted the following conference committee report:

CONFERENCE COMMITTEE REPORT FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILLS NOS. 1037, 1188, 1074 and  
1271

The Conference Committee appointed on Senate Committee Substitute for House Substitute

for House Committee Substitute for House Bills Nos. 1037, 1188, 1074 and 1271 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Substitute for House Committee Substitute for House Bills Nos. 1037, 1188, 1074 and 1271;

2. That the House recede from its position on House Substitute for House Committee Substitute for House Bills Nos. 1037, 1188, 1074 and 1271;

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bills Nos. 1037, 1188, 1074 and 1271, be Third Read and Finally Passed.

FOR THE SENATE:  
/s/ Marvin Singleton  
/s/ David J. Klarich  
/s/ David G. Klindt  
John Schneider  
/s/ Harold Caskey

FOR THE HOUSE:  
/s/ Ralph Monaco  
/s/ W. Craig Hosmer  
/s/ Robert M. Clayton  
/s/ Jason G. Crowell  
/s/ Mark C. Richardson

Senator Klarich moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

Quick Schneider—2

Absent with leave—Senators—None

On motion of Senator Klarich, CCS for SCS for HS for HCS for HBs 1037, 1188, 1074 and 1271, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILLS NOS. 1037, 1188, 1074 and 1271

An Act to repeal section 556.036, RSMo, and to enact in lieu thereof one new section relating to statute of limitations for sexual offenses, with penalty provisions and an emergency clause.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley Bland Caskey Cauthorn  
Childers Coleman DePasco Dougherty  
Foster Gibbons Goode Gross  
House Jacob Johnson Kennedy  
Kenney Kinder Klarich Klindt  
Loudon Mathewson Rohrbach Russell  
Singleton Staples Steelman Stoll  
Westfall Wiggins Yeckel—31

NAYS—Senators—None

Absent—Senators

Quick Schneider Sims—3

Absent with leave—Senators—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

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



NAYS—Senators—None

Absent—Senators

Goode            Quick            Schneider    Sims

Staples—5

Absent with leave—Senators—None

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

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

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

### 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 **SB 1140**, 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 report:

Mr. President: Your Committee on Local Government and Economic Development, to which was referred **SB 1151**, 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.

Senator Bentley, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **SB 794**, 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 Education,

to which was referred **SB 1050**, 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 Education, to which was referred **SB 859**, 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 Steelman, Chairman of the Committee on Commerce and Environment, submitted the following reports:

Mr. President: Your Committee on Commerce and Environment, to which was referred **SB 821**, 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 Commerce and Environment, to which was referred **SB 1012**, begs leave to report that it has considered the same and recommends that the bill do pass, with Senate Committee Amendment No. 1, and be placed on the Consent Calendar.

#### SENATE COMMITTEE AMENDMENT NO. 1

Amend Senate Bill No. 1012, Page 3, Section 8.231, Line 62, by striking the words “ten-year” and inserting in lieu thereof the following: “**twelve-year**”; and further amend line 71, by striking the word “twenty” and inserting in lieu thereof the word “**twelve**”.

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

Mr. President: Your Committee on Civil and Criminal Jurisprudence, to which was referred **SB 1102**, 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 Singleton, Chairman of the Committee on Public Health and Welfare, submitted the following reports:

Mr. President: Your Committee on Public Health and Welfare, to which was referred **SB 680**, 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 Public Health and Welfare, to which was referred **SB 980**, 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.

Senator Foster, Chairman of the Committee on Agriculture, Conservation, Parks and Tourism, submitted the following report:

Mr. President: Your Committee on Agriculture, Conservation, Parks and Tourism, to which was referred **SB 1127**, 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.

## SECOND READING OF SENATE BILLS

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

**SB 1208**—Transportation.

**SB 1209**—Commerce and Environment.

**SB 1210**—Local Government and Economic Development.

**SB 1211**—Judiciary.

**SB 1212**—Education.

**SB 1213**—Civil and Criminal Jurisprudence.

**SB 1214**—Agriculture, Conservation, Parks

and Tourism.

**SB 1215**—Insurance and Housing.

**SB 1216**—Transportation.

**SB 1217**—Ways and Means.

**SB 1218**—Financial and Governmental Organization, Veterans' Affairs and Elections.

**SB 1219**—Pensions and General Laws.

**SB 1220**—Pensions and General Laws.

**SB 1221**—Financial and Governmental Organization, Veterans' Affairs and Elections.

**SB 1222**—Financial and Governmental Organization, Veterans' Affairs and Elections.

**SB 1223**—Pensions and General Laws.

**SB 1224**—Aging, Families and Mental Health.

**SB 1225**—Ways and Means.

**SB 1226**—Public Health and Welfare.

**SB 1227**—Insurance and Housing.

**SB 1228**—Insurance and Housing.

**SB 1229**—Education.

**SB 1230**—Public Health and Welfare.

**SB 1231**—Ways and Means.

**SB 1232**—Transportation.

**SB 1233**—Education.

**SB 1234**—Commerce and Environment.

**SB 1235**—Commerce and Environment.

**SB 1237**—Education.

## REFERRALS

President Pro Tem Kinder referred **SCR 52**; **HCR 3**; and **HS** for **HCR 15** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

**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, 2002

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 B. Chappell, Republican, 15 Northwest 44th Street, Kansas City, Clay County, Missouri 64116, as a member of the Board of Election Commissioners for Clay County, for a term ending June 15, 2003, and until his successor is duly appointed and qualified; vice, Arnold Day, Jr., term expired.

Respectfully submitted,  
BOB HOLDEN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
March 1, 2002

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:

Gerald L. Randall, Democrat, 7722 Northeast 51st, Kansas City, Clay County, Missouri 64119, as a member of the Board of Election Commissioners for Clay County, for a term ending June 15, 2003, and until his successor is duly appointed and qualified; vice, Phyllis J. Griggs, term expired.

Respectfully submitted,  
BOB HOLDEN  
Governor

Also

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
March 4, 2002

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 B. Callis, Republican, 615 West Broadway Boulevard, Sedalia, Pettis County, Missouri 65301, as a member of the Missouri State Penitentiary Redevelopment Commission, for a term ending March 4, 2004, and until his successor is duly appointed and qualified; vice, RSMo. 217.900.

Respectfully submitted,  
BOB HOLDEN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
March 4, 2002

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:

Dorothy M. Gresham, Democrat, 1315 East Street, Parkville, Platte County, Missouri 64152, as a member of the Board of Election Commissioners for Platte County, for a term ending January 11, 2005, 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 4, 2002

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:

Promod Kumar, 830 Nykiel Court, Ballwin, St. Louis County, Missouri 63011, as a member of the Missouri Board for Architects, Professional Engineers, and Professional Land Surveyors, for a term ending December 13, 2005, and until his successor is duly

appointed and qualified; vice, Donald L. Hiatte, term expired.

Respectfully submitted,  
BOB HOLDEN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
March 4, 2002

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:

Kathleen A. Mahfood, Democrat, 7311 North Shore Drive, Hartsburg, Boone County, Missouri 65039, as a member of the Missouri State Penitentiary Redevelopment Commission, for a term ending March 4, 2005, and until her successor is duly appointed and qualified; vice, RSMo. 217.900.

Respectfully submitted,  
BOB HOLDEN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
March 4, 2002

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:

Dianne L. Priest, 7681 East Sunnyvale Drive, Columbia, Boone County, Missouri 65201, as a member of the Seismic Safety Commission, for a term ending August 11, 2004, and until her successor is duly appointed and qualified; vice, Marilyn A. Roberts, resigned.

Respectfully submitted,  
BOB HOLDEN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
March 4, 2002

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 L. Riddick, Democrat, 602 Rollins Court, Columbia, Boone County, Missouri 65203, as a member of the Missouri State Penitentiary Redevelopment Commission, for a term ending March 4, 2006, and until her successor is duly appointed and qualified; vice, RSMo. 217.900.

Respectfully submitted,  
BOB HOLDEN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
March 4, 2002

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 A. Swarts, Republican, 6735 Tower Drive, Kansas City, Platte County, Missouri 64151, as a member of the Board of Election Commissioners for Platte County, for a term ending January 1, 2005, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,  
BOB HOLDEN  
Governor

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

### INTRODUCTIONS OF GUESTS

Senator Staples introduced to the Senate, Clem Krieg, Jefferson City.

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

SENATE CALENDAR

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THIRTY-THIRD DAY—TUESDAY, MARCH 5, 2002

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SRB 1236-Rohrbach	SB 1260-Loudon
SB 1238-Goode and Russell	SB 1261-Dougherty, et al
SB 1239-Klindt	SB 1262-Kenney
SB 1240-Steelman	SB 1263-Kenney
SB 1241-Coleman and Bland	SB 1264-Kenney
SB 1242-Gibbons	SB 1265-Kenney
SB 1243-Johnson	SB 1266-Kenney
SB 1244-Bland, et al	SB 1267-Westfall
SB 1245-Jacob	SB 1268-Westfall
SB 1246-Yeckel	SB 1269-Cauthorn
SB 1247-Quick	SB 1270-Klindt
SB 1248-Mathewson and Kenney	SB 1271-Klindt
SB 1249-Mathewson	SB 1272-Klindt
SB 1250-Yeckel	SB 1273-Goode
SB 1251-Gibbons	SB 1274-Gibbons
SB 1252-Bland	SB 1275-Gibbons
SB 1253-Coleman	SB 1276-Gibbons
SB 1254-Steelman and Russell	SB 1277-Caskey
SB 1255-Steelman	SB 1278-Bland
SB 1256-Steelman	SB 1279-Kinder and Wiggins
SB 1257-Loudon	SB 1280-Rohrbach
SB 1258-Loudon	SJR 38-Cauthorn and Steelman
SB 1259-Loudon	SJR 39-Gross and House
	SJR 40-Westfall

HOUSE BILLS ON SECOND READING

HB 1338-Relford, et al	HCS for HB 1154
HS for HB 1399-Ransdall	HB 1519-Boucher

HB 1192-Harding and Boucher  
 HB 1151-Smith  
 HCS for HBs 1134, 1100 & 1559  
 HCS for HB 1451  
 HCS for HB 1425  
 HB 1634-Hoppe  
 HB 1342-Farnen  
 HB 1381-Luetkenhaus  
 HB 1492-Seigfreid  
 HB 1421-McKenna, et al  
 HB 1375-Luetkenhaus

HB 1495-Seigfreid  
 HB 1348-Meyers, et al  
 HCS for HBs 1150, 1237 & 1327  
 HCS for HB 1711  
 HCS for HB 1398  
 HS for HB 1498-Johnson (90th)  
 HB 1432-Foley  
 HB 1477-Farnen  
 HB 1668-Holt, et al  
 HB 1446-Luetkenhaus  
 HB 1078-Whorton, et al

### THIRD READING OF SENATE BILLS

SCS for SB 722-Bentley  
 SB 856-Russell  
 (In Budget Control)

SS for SCS for SB 1009-Rohrbach  
 SB 895-Yeckel and Gross

### SENATE BILLS FOR PERFECTION

1. SBs 641 & 705-Russell, et al, with SCS
2. SBs 721, 757, 818 & 930-Westfall, with SCS
3. SB 665-Kenney
4. SB 836-Gross and Dougherty, with SCS
5. SB 840-Gross and Russell, with SCS
6. SB 740-Wiggins
7. SB 687-Gibbons and Yeckel
8. SB 959-Kenney and Kinder, with SCS
9. SBs 817, 978 & 700-Gross, with SCS
10. SBs 837, 866, 972 & 990-Cauthorn, with SCS
11. SBs 688, 663, 691, 716, 759, 824 & 955-Gibbons, et al, with SCS
12. SBs 894, 975 & 927-Kinder, with SCS
13. SBs 670 & 684-Sims, with SCS
14. SB 1005-Loudon
15. SBs 741, 929 & 871-Wiggins, with SCS
16. SBs 1061 & 1062-Rohrbach and Kenney, with SCS
17. SBs 843 & 658-Stoll, with SCS
18. SB 647-Goode, with SCS
19. SBs 969, 673 & 855-Westfall and Bentley, with SCS

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|--|---------------------------------------|
| 20. SB 1059-Bentley, et al,<br>with SCS              | 28. SB 676-Yeckel, et al,<br>with SCS |
| 21. SB 1052-Sims, with SCS                           | 29. SB 900-Goode, et al,<br>with SCS  |
| 22. SB 884-DePasco and<br>Kenney, with SCS           | 30. SB 1107-Childers, with<br>SCS     |
| 23. SBs 984 & 985-<br>Steelman, with SCS             | 31. SB 912-Mathewson,<br>with SCS     |
| 24. SB 1046-Gross and<br>House, with SCS             | 32. SB 892-Kenney, with SCS           |
| 25. SB 1103-Westfall, et al                          | 33. SB 910-Gibbons                    |
| 26. SBs 915, 710 & 907-<br>Westfall, et al, with SCS | 34. SB 1104-Mathewson                 |
| 27. SBs 923, 828, 876, 694<br>& 736-Sims, with SCS   | 35. SB 954-Loudon, with SCS           |

Unofficial  
INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- |   |  |
|---|--|
| SB 651-Singleton and<br>Russell, with SCS (pending)                         | SB 881-Steelman and<br>Yeckel, with SCS & SS<br>for SCS (pending)  |
| SB 659-House and Kenney,<br>with SS#2, SA 3 and<br>SSA 1 for SA 3 (pending) | SBs 958 & 657-Kinder,<br>with SCS  |
| SB 660-Westfall, et al,<br>with SCS (pending)                               | SBs 970, 968, 921, 867, 868<br>& 738-Westfall, et al, with<br>SCS, SS for SCS, SS for SS<br>for SCS & SA 6 (pending) |
| SBs 662 & 704-Westfall,<br>with SCS & SA 4 (pending)                        | SJR 23-Singleton, with SS,<br>SA 1 & SSA 1 for SA 1<br>(pending)   |
| SB 668-Bentley, with SS &<br>SA 1 (pending)                                 |  |
| SB 675-Yeckel, et al,<br>with SCS & SS for SCS (pending)                    |  |

CONSENT CALENDAR

Senate Bills

Reported 2/5

SB 995-Rohrbach

## Reported 2/19

SB 1015-Foster and  
Mathewson, with SCS

## Reported 2/25

SB 714-Singleton  
SB 1024-Bentley, with SCS  
SB 976-Steelman, et al  
SB 967-Kennedy, et al,  
with SCS  
SB 950-Gibbons and Klarich  
SB 960-Kenney, et al, with  
SCS

SB 966-Kennedy, with SCS  
SB 916-Dougherty, et al,  
with SCS  
SB 1094-Russell  
SB 834-Sims, with SCS  
SB 941-DePasco  
SB 1071-Klindt, with SCS

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## Reported 2/26

SB 988-Caskey, with SCS  
SBs 1086 & 1126-DePasco,  
with SCS  
SB 1004-Loudon, with SCA 1  
SB 1106-Klarich, with SCS  
SB 962-Wiggins

SB 1078-Kennedy  
SB 1109-Yeckel  
SB 1132-Kennedy, with SCS  
SB 795-Schneider, with SCA 1  
SB 1113-Caskey, with SCS  
SB 1168-Russell

Journal

## Reported 3/4

SB 1140-Rohrbach  
SB 1151-Kinder, with SCS  
SB 794-Bland  
SB 1050-Foster  
SB 859-Russell  
SB 821-Dougherty and  
Gross, with SCS

SB 1012-Caskey, with SCA 1  
SB 1102-Westfall  
SB 680-Bland  
SB 980-Singleton and  
Schneider, with SCS  
SB 1127-Johnson, et al,  
with SCS

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## RESOLUTIONS

SR 1026-Jacob, with SA 1  
(pending)

SR 1028-Schneider



To be Referred

SCR 53-Cauthorn

Reported from Committee

SR 1054-Singleton  
SCR 49-Rohrbach

SCR 51-Mathewson and  
Yeckel, with SCA 1

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Journal

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