

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SEVENTH DAY—MONDAY, APRIL 22, 2002

The Senate met pursuant to adjournment.

Senator Klarich in the Chair.

Reverend Carl Gauck offered the following prayer:

Holy and Gracious Father, we thank You that You are a God of compassion and caring, for we call upon You on behalf of Senator DePasco, his family and friends. Guide the hands and minds of the surgeon and doctors who care for him. Provide Your healing touch that its power may flow throughout his body bringing him to health and wholeness. Comfort us, his friends and his family, with Your mercy and grace and give us Your peace. Lord we recognize our need of You in our lives and ask Your guidance this week. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

President Maxwell assumed the Chair.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 18, 2002, was read and approved.

Photographers from the Associated Press, KRCG-TV and KOMU-TV were given permission to take pictures in the Senate Chamber today.

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

Present—Senators

Bentley	Bland	Caskey	Cauthorn
Childers	Coleman	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—33			

Absent with leave—Senator DePasco—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Johnson offered Senate Resolution No. 1530, regarding Allison Yarnell, St. Joseph, which was adopted.

Senator Steelman offered Senate Resolution No. 1531, regarding Matthew Paul Wilding, Hermann, which was adopted.

Senator Caskey offered Senate Resolution No. 1532, regarding Eric Chambers, Nevada, which was adopted.

Senator Caskey offered Senate Resolution No. 1533, regarding the One Hundredth Birthday of Mary Virginia Asbury Whitfield, Warrensburg, which was adopted.

Senator Bland offered Senate Resolution No. 1534, regarding Madeline Simington, which was adopted.

Senator Gross offered Senate Resolution No. 1535, regarding Mary Dempsey, which was adopted.

Senator House offered Senate Resolution No. 1536, regarding the Seventy-fifth Anniversary of the Montgomery City Public Library, which was adopted.

Senator House offered Senate Resolution No. 1537, regarding Brian Malone, which was adopted.

Senator Yeckel offered Senate Resolution No. 1538, regarding Dr. Sandra LaRue Shannon, O'Fallon, which was adopted.

Senator Yeckel offered Senate Resolution No. 1539, regarding Christina Hall, which was adopted.

Senator Yeckel offered Senate Resolution No. 1540, regarding Allegiant Bank, St. Louis, which was adopted.

Senator Mathewson offered Senate Resolution No. 1541, regarding Phillip Santoli, which was adopted.

Senator Mathewson offered Senate Resolution No. 1542, regarding Kathy Jenkins, which was adopted.

Senator Wiggins offered the following resolution, which was adopted:

SENATE RESOLUTION NO. 1543

WHEREAS, the members of the Missouri Senate have been deeply saddened to learn of the death of Thomas E. Blottman, of Kansas City; and

WHEREAS, Tom Blottman was born in Kansas City March 31, 1936, and was a lifelong area resident; and

WHEREAS, Tom Blottman was an All Star Athlete who attended Hogan High School and St. Benedicts College where he excelled in basketball; and

WHEREAS, Tom Blottman was a U.S. Army veteran who served his country in Korea; and

WHEREAS, Tom Blottman was an outgoing personable man

who had uncountable friends and who made more every place he went and whatever he did and who will be sadly missed by all who ever met and knew him:

NOW, THEREFORE, BE IT RESOLVED, that the members of the Missouri Senate pause in their deliberation to salute the memory of an outstanding Kansas Citian, Thomas E. Blottman, express their appreciation for his lifetime of good citizenship and his contributions to Kansas City and particularly to the field of sports, and extend to his family and many friends most sincere sympathy on his death; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution.

Senator Klarich offered Senate Resolution No. 1544, regarding Lora Mae Davis, St. Clair, which was adopted.

Senator Bentley offered Senate Resolution No. 1545, regarding Environmental Works, Incorporated, (EWI), Springfield, which was adopted.

Senator Russell offered Senate Resolution No. 1546, regarding Aletha June Franklin, Camdenton, which was adopted.

Senator Russell offered Senate Resolution No. 1547, regarding John Russell, which was adopted.

Senator Caskey offered Senate Resolution No. 1548, regarding Bonnie Oberlechner, Peculiar, which was adopted.

THIRD READING OF SENATE BILLS

SCS for **SB 892**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 892

An Act to repeal sections 214.270 and 214.387, RSMo, relating to cemeteries, and to enact in lieu thereof two new sections relating to the same subject.

Was taken up by Senator Kenney.

On motion of Senator Kenney, **SCS** for **SB 892** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Caskey	Cauthorn	Childers
Dougherty	Foster	Gibbons	House
Jacob	Kennedy	Kenney	Klarich
Klindt	Mathewson	Quick	Rohrbach
Russell	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins

Yeckel—25

NAYS—Senators

Goode	Gross	Kinder—3
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Absent—Senators

Bland	Coleman—2
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Absent with leave—Senators

DePasco	Johnson	Loudon	Schneider—4
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The President declared the bill passed.

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

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

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

SS for SCS for SB 900, introduced by Senator Goode, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 900

An Act to amend chapter 393, RSMo, by adding thereto two new sections relating to aggregate purchase of natural gas by eligible school entities, with an emergency clause.

Was taken up.

On motion of Senator Goode, **SS for SCS for SB 900** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Cauthorn
Childers	Dougherty	Foster	Gibbons

Goode	Gross	House	Jacob
Kennedy	Kenney	Kinder	Klarich
Klindt	Mathewson	Quick	Rohrbach
Russell	Sims	Singleton	Steelman
Stoll	Westfall	Wiggins	Yeckel—28

NAYS—Senators—None

Absent—Senators

Coleman	Staples—2
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Absent with leave—Senators

DePasco	Johnson	Loudon	Schneider—4
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The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Cauthorn
Childers	Dougherty	Foster	Gibbons
Goode	Gross	House	Jacob
Kennedy	Kenney	Kinder	Klarich
Klindt	Mathewson	Rohrbach	Russell
Sims	Steelman	Stoll	Westfall
Wiggins	Yeckel—26		

NAYS—Senator Singleton—1

Absent—Senators

Coleman	Quick	Staples—3
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Absent with leave—Senators

DePasco	Johnson	Loudon	Schneider—4
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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.

REPORTS OF STANDING COMMITTEES

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 were referred **SRB 1236**; **SCS** for **SB 1026**; **SS No. 2** for **SCS** for **SBs 688, 663, 691, 716, 759, 824** and **955**; **SCS** for **SBs 915, 710** and **907**; **SCS** for **SBs 1112** and **854**; **SCS** for **SB 954**; **SB 1014**; **SCS** for **SB 739**; **SCS** for **SB 1060**; and **SS** for **SCS** for **SB 1107**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Kinder referred **HB 1342**; **SCS** for **SBs 1112** and **854**; and **SCS** for **SBs 915, 710** and **907** to the Committee on State Budget Control.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1101**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1102**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1103**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1104**,

begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1105**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1106**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1107**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1108**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1109**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1110**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1111**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 1112**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE BILLS FOR PERFECTION

Senator Jacob moved that **SB 1191** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Jacob offered **SS** for **SB 1191**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 1191

An Act to amend chapter 8, RSMo, by adding thereto twenty-three new sections relating to the Missouri tobacco settlement authority act, with an emergency clause.

Senator Jacob moved that **SS** for **SB 1191** be adopted.

Senator Kinder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 1191, Page 4, Section 8.520, Line 15 of said page, by striking the word “three” and inserting in lieu thereof the word “**five**”; and further amend line 16 of said page, by striking the word “and”; and further amend said line 16, by inserting immediately after the word “general” the following: “**the president pro tem of the senate and the speaker of the house of representatives**”; and further amend line 18 of said page, by striking the word “Two” and

inserting in lieu thereof the word “**Three**”.

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

Senator Childers assumed the Chair.

Senator Singleton offered **SS** for **SS** for **SB 1191**, entitled:

SENATE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE BILL NO. 1191

An Act to amend chapter 196, RSMo, by adding thereto six new sections relating to the establishment of the tobacco settlement for healthy Missourians trust fund, with an effective date for a certain section and a referendum clause.

Senator Singleton moved that **SS** for **SS** for **SB 1191** be adopted.

Senator Jacob raised the point of order that **SS** for **SS** for **SB 1191** is out of order as it is not a true substitute.

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

At the request of Senator Singleton, **SS** for **SS** for **SB 1191** was withdrawn, rendering the point of order moot.

Senator Singleton offered **SS No. 2** for **SS** for **SB 1191**, entitled:

SENATE SUBSTITUTE NO. 2 FOR SENATE SUBSTITUTE FOR SENATE BILL NO. 1191

An Act to amend chapter 196, RSMo, by adding thereto six new sections relating to the establishment of the tobacco settlement for healthy Missourians trust fund, with an effective date for a certain section and a referendum clause.

Senator Singleton moved that **SS No. 2** for **SS** for **SB 1191** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Substitute for Senate Bill No. 1192, Page 5, Section 196.1140, Line 19, by deleting the words “equal to” on said line and inserting in lieu thereof the words “not more than”.

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

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

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Substitute for Senate Bill No. 1191, Pages 6 and 7, Section 196.1154, Section B and Section C, by deleting all of said sections; and

Further amend the title and enacting clause accordingly.

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

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

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 2 for Senate Substitute for Senate Bill No. 1191, Page 7, Section C, Lines 13-15, by deleting all of said lines after the word “spending” on line 13.

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

Senator Singleton moved that **SS No. 2** for **SS** for **SB 1191**, as amended, be adopted, which motion failed.

SS for **SB 1191** was again taken up.

Senator Klarich offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 1191, Page 19, Section 8.590, Line 8 of said page, by inserting after all of said line the following:

“8.592. 1. As used in this section, the

following words and phrases shall mean:

(1) **“Abortion services” shall include performing, inducing, or assisting with abortions, or encouraging or counseling patients to have abortions, or referring patients for abortions, but shall not include nondirective counseling;**

(2) **“Child”, if in vivo, an unborn child as defined in section 188.015, RSMo, and if in vitro, a human being at any of the stages of biological development of an unborn child from conception or inception onward;**

(3) **“Conception”, as defined in section 188.015, RSMo;**

(4) **“Facilities and administrative costs”, those costs that are incurred for common or joint objectives and therefore cannot be identified readily and specifically with a particular research project or any other institutional activity;**

(5) **“Human cloning”, genetic duplication or replication of a human being, whether living or deceased, regardless of the stage of development of such human being, from whom genetic material was donated or taken in order to complete such duplication or replication;**

(6) **“Independent affiliate”, an entity that provides abortion services that is affiliated with an entity that receives public funds appropriated to any department, division or agency of state government or to any other official or entity, which is separately incorporated from the entity that receives such public funds, and which does not share any of the following, regardless of whether or not reimbursement is made for any expenditures associated with sharing the following:**

(a) **The same name or similar names;**

(b) **Medical or non-medical facilities, including but not limited to business offices, treatment, consultation, examination, and waiting rooms;**

(c) **Expenses;**

(d) Employee wages or salaries; or

(e) Equipment or supplies, including but not limited to computers, telephone systems, telecommunications equipment and office supplies;

(7) “Nondirective counseling” includes providing patients with a list of health care and social service providers that provide pregnancy, prenatal, delivery, infant care, foster care, adoption, alternative to abortion and abortion services and nondirective, non-marketing information in regard to such providers. Such list may categorize the providers by the service or services they provide;

(8) “Prohibited human research”, research in a proposed research project in which there is the taking or utilization of the organs, tissue or cellular material of a:

(a) Deceased child, unless consent is given in the manner provided in sections 194.210 to 194.290, RSMo, relating to anatomical gifts, and neither parent cause the death of such child or consented to another person causing the death of such child;

(b) Living child, when the intended or likely result of such taking or utilization is to kill or cause harm to the health, safety or welfare of such child, or when the purpose is to target such child for possible destruction in the future;

(9) “Public funds”, any moneys derived from the proceeds from bonds issued pursuant to sections 8.570 to 8.590, moneys in any state funds into which such proceeds are deposited and commingled, and any other moneys received or controlled by the state of Missouri or any official, department, division, agency or political subdivision thereof, including, but not limited to, moneys derived from federal, state or local taxes, gifts or grants from any source, public or private, federal grants or payments, or intergovernmental transfers; and including moneys received or controlled by any official,

department, division or agency of state government, or to any other person or entity, pursuant to appropriation by the general assembly;

(10) “Research project”, research specified in an award of public funds conducted under the auspices of the institution or institutions that applied for and received such award, regardless of whether the research is funded in whole or part by such grant award. Such research shall include basic research, including the discovery of new knowledge; translation research, including translating knowledge into a usable form; and development research and clinical research, including but not limited to health research in human development and aging, cancer, endocrine, cardiovascular, neurological, pulmonary and infectious disease. Such research shall include, but not be limited to, any life sciences research funded pursuant to the program plan;

2. Public funds shall not be expended, paid or granted to directly or indirectly to subsidize abortion services or administrative expenses. In order to ensure that support is not lent in any manner to abortion services, and to ensure that an entity that provides abortion services does not receive a direct or indirect economic or marketing benefit from public funds:

(1) Public funds shall not be expended, paid or granted to an entity or an affiliate of an entity that provides abortion services.

(2) Public funds shall not be expended, paid or granted to any entity that directly refers patients who seek abortion services to any entity that provides abortion services, including its own independent affiliate;

(3) An otherwise qualified entity may receive public funds even if affiliated with an entity that provides abortion services, only if the affiliated entity that provides abortion services is an independent affiliate; provided that if the

affiliated entities share the same name or similar names, it shall be presumed that the entity that provides abortion services receives a direct or indirect economic or marketing benefit from such shared name and that the affiliated entity that provides abortion services is not an independent affiliate;

(4) Public funds may be expended, paid or granted to any entity that provides only nondirective counseling relating to pregnancy;

(5) An entity that receives public funds shall not display or distribute marketing materials about abortion services to patients;

(6) An entity that receives funds must maintain financial records that demonstrate strict compliance with this section and that demonstrate that its independent affiliate that provides abortion services receives no direct or indirect economic or marketing benefit from such public funds;

(7) An independent audit shall be conducted at least once every three years, or sooner if directed by the governmental entity expending, paying or granting the public funds, to ensure compliance with this section. If the entity is an affiliate of an entity that provides abortion services, an independent audit to ensure compliance with this section shall be conducted at least annually. The audit shall be conducted by either an independent auditing firm retained by the governmental entity expending, paying or granting the public funds or by an independent auditing firm approved by the governmental entity expending, paying or granting the public funds and retained by the entity receiving public funds.

3. Public funds shall not be expended, paid or granted to or on behalf of an existing or proposed research project that involves, as part of the project, abortion services, development of drugs or chemicals intended to be used to induce an abortion, human cloning or

prohibited human research. A research project that receives an award of public funds shall not share costs with another research project, person or entity not qualified to receive public funds; provided, however, the research project that receives an award of public funds may pay facilities and administrative costs directly allocable to such research project. A research project that receives an award of public funds shall maintain financial records that demonstrate strict compliance with this section. Any audit conducted pursuant to the provisions of any grant or contract awarding public funds shall also certify compliance with this section.

4. Any taxpayer of this state or its political subdivisions shall have standing to bring suit against the state of Missouri or any official, department, division or agency of the state in any circuit court with jurisdiction to enforce the provisions of this section.

5. This section shall not be construed to permit or make lawful any conduct that is otherwise unlawful pursuant to the laws of this state.

6. Any provision of this section is not severable from the all other provisions of this section and from any appropriations expressly made subject to this section or any appropriation declared by any court to be subject to this section. If any provision of this section is found to be invalid, unenforceable or unconstitutional, then all of the provisions of this section and any appropriation expressly made subject to this section or any appropriation declared by any court to be subject to this section shall be invalid and unenforceable.”; and

Further amend the title and enacting clause of said bill accordingly.

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

Senator Gross assumed the Chair.

Senator Rohrbach offered SA 3, which was

read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 1191, Page 2, Section 8.505, Lines 5-11, by striking all of said lines and inserting in lieu thereof the following: “**provide funds for budget purposes to fund one time expenditures and to fund capital projects of any kind;**”.

Senator Rohrbach moved that the above amendment be adopted.

At the request of Senator Rohrbach, **SA 3** was withdrawn.

Senator Rohrbach offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 1191, Page 6, Section 8.530, Lines 3 and 4 of page 6, by deleting all of said lines; and

Further renumber the remaining subsections accordingly.

Senator Rohrbach moved that the above amendment be adopted.

At the request of Senator Jacob, **SB 1191**, with **SS** and **SA 4** (pending), was placed on the Informal Calendar.

HOUSE BILLS ON SECOND READING

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

HB 1869—Pensions and General Laws.

HB 1306—Financial and Governmental Organization, Veterans’ Affairs and Elections.

HS for **HCS** for **HBs 1654** and **1156**—Aging, Families and Mental Health.

HS for **HCS** for **HB 1756**—Judiciary.

HB 1058—Judiciary.

HS for **HCS** for **HBs 1502** and **1821**—Insurance and Housing.

HCS for **HBs 1509** and **1510**—Pensions and General Laws.

HCS for **HB 1888**—Civil and Criminal Jurisprudence.

HS for **HCS** for **HB 1527**—Education.

HCS for **HB 1809**—Education.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

April 19, 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:

Stuart P. Hunt, Democrat, 412 Northwest 43rd Terrace, Kansas City, Clay County, Missouri 64116, as a member of the Board of Election Commissioners for Clay County, for a term ending June 15, 2005, and until his successor is duly appointed and qualified; vice, Anita F. Duncan, resigned.

Respectfully submitted,

BOB HOLDEN

Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

April 19, 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:

Marilyn J. Schweitzer, Republican, 417 Northwest Briarcliff Parkway, Kansas City, Clay County, Missouri 64116, as a member of the Board of Election Commissioners for Clay County, for a term ending June 15, 2005, and until her successor is duly appointed and qualified; vice, Jolene N. Shaw, resigned.

Respectfully submitted,

BOB HOLDEN

Governor

Also,

OFFICE OF THE GOVERNOR
 State of Missouri
 Jefferson City, Missouri
 April 22, 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:

Clyde C. Farris, Democrat, 1231 South Geyer Road, Kirkwood, St. Louis County, Missouri 63122, as a member of the Missouri Ethics Commission, for a term ending March 15, 2006, and until his successor is duly appointed and qualified; vice, Elaine Spielbusch, term expired.

Respectfully submitted,
 BOB HOLDEN
 Governor

Also,

OFFICE OF THE GOVERNOR
 State of Missouri
 Jefferson City, Missouri
 April 22, 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:

Robert N. Hartnett, 508 Southeast Adobe Drive, Lee's Summit, Jackson County, Missouri 64063, as a member of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects, for a term ending April 18, 2006, and until his successor is duly appointed and qualified; vice, RSMo. 327.031.

Respectfully submitted,
 BOB HOLDEN
 Governor

Also,

OFFICE OF THE GOVERNOR
 State of Missouri
 Jefferson City, Missouri
 April 22, 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:

Jane Overton, 441 West 67th Street, Kansas City, Jackson County, Missouri 64113, as a public member of the State Committee for Social Workers, for a term ending October 2, 2005, and until her successor is duly appointed and qualified; vice, Jinny Gender, 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

On behalf of Senator Bentley, Chairman of the Committee on Education, Senator Kenney submitted the following report:

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 1711**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Steelman, Chairman of the Committee on Commerce and Environment, Senator Kenney submitted the following report:

Mr. President: Your Committee on Commerce and Environment, to which was referred **SB 1266**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Yeckel, Chairman of the Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, Senator Kenney submitted the following report:

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 696**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Steelman, Chairman of the Committee on Commerce and Environment, Senator Kenney submitted the following report:

Mr. President: Your Committee on Commerce and Environment, to which was referred **SB 1100**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Yeckel, Chairman of the Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, Senator Kenney submitted the following report:

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1035**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Klarich, Chairman of the Committee on Judiciary, Senator Kenney submitted the following reports:

Mr. President: Your Committee on Judiciary, to which was referred **SB 832**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Judiciary, to which was referred **SJR 24**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

RESOLUTIONS

Senator Westfall offered Senate Resolution No. 1549, regarding Stephanie McKee, which was adopted.

Senator Childers offered Senate Resolution No. 1550, regarding Will Enochs, which was adopted.

COMMUNICATIONS

Senator Quick submitted the following:

April 18, 2002

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Spieler:

This is to inform you that I have appointed Senator Ken Jacob to the Administration Committee to fill the vacancy created by the absence

of Senator Ronnie DePasco.

Sincerely,
/s/ Ed Quick
Edward E. Quick
Minority Floor Leader

Also,

April 19, 2002

Ms. Terry Spieler
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Spieler:

This is to inform you that I have appointed Senator Sidney Johnson to the Senate Rules, Joint Rules, Resolutions and Ethics Committee to fill the vacancy created by the absence of Senator Ronnie DePasco.

Sincerely,
/s/ Ed Quick
Edward E. Quick
Minority Floor Leader

Also,

April 19, 2002

Ms. Terry Spieler
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Spieler:

This is to inform you that I have appointed Senator Harry Wiggins to the Senate Gubernatorial Appointments Committee to fill the vacancy created by the absence of Senator Ronnie DePasco.

Sincerely,
/s/ Ed Quick
Edward E. Quick
Minority Floor Leader

INTRODUCTIONS OF GUESTS

Senator Caskey introduced to the Senate, Emily Abdoler and her father, Richard, Clinton; and Dewey Riehn, Columbia.

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

SENATE CALENDAR

 FIFTY-EIGHTH DAY—TUESDAY, APRIL 23, 2002

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

- | | |
|---|--|
| 1. SS for SCS for SB 1059-Bentley
(In Budget Control) | 9. SS#2 for SCS for SBs 688,
663, 691, 716, 759,
824 & 955-Gibbons |
| 2. SCS for SBs 662 & 704-Westfall
(In Budget Control) | 10. SCS for SBs 915, 710 &
907-Westfall, et al
(In Budget Control) |
| 3. SS#2 for SCS for SBs 984 &
985-Steelman
(In Budget Control) | 11. SCS for SBs 1112 &
854-Caskey and Russell
(In Budget Control) |
| 4. SS for SCS for SBs 923,
828, 876, 694 & 736-Sims
(In Budget Control) | 12. SCS for SB 954-Loudon |
| 5. SCS for SB 676-Yeckel, et al
(In Budget Control) | 13. SB 1014-Klindt and
Kinder |
| 6. SB 1104-Mathewson
(In Budget Control) | 14. SCS for SB 739- Wiggins |
| 7. SRB 1236-Rohrbach | 15. SCS for SB 1060-
Westfall, with SCS |
| 8. SCS for SB 1026-
Kenney, et al | 16. SS for SCS for
SB 1107-Childers |

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------|----------------------------|
| SB 1266-Kenney, with SCS | SB 1035-Yeckel |
| SB 696-Cauthorn, et al | SB 832-Schneider, with SCS |
| SB 1100-Childers, et al | SJR 24-Johnson |

HOUSE BILLS ON THIRD READING

- | | |
|---|---|
| 1. HCS for HB 1101, with
SCS (Russell) | 2. HCS for HB 1102, with
SCS (Russell) |
|---|---|

- | | |
|---|--|
| 3. HCS for HB 1103, with
SCS (Russell) | 9. HCS for HB 1109, with
SCS (Russell) |
| 4. HCS for HB 1104, with
SCS (Russell) | 10. HCS for HB 1110, with
SCS (Russell) |
| 5. HCS for HB 1105, with
SCS (Russell) | 11. HCS for HB 1111, with
SCS (Russell) |
| 6. HCS for HB 1106, with
SCS (Russell) | 12. HCS for HB 1112, with
SCS (Russell) |
| 7. HCS for HB 1107, with
SCS (Russell) | 13. HCS for HB 1711 |
| 8. HCS for HB 1108, with
SCS (Russell) | |

Unofficial
INFORMAL CALENDAR
SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SBs 641 & 705-Russell, et al,
with SCS (pending) | SB 910-Gibbons |
| SB 647-Goode, with SCS
(pending) | SB 912-Mathewson, with
SCS, SS for SCS & SA 4
(pending) |
| SB 651-Singleton and
Russell, with SCS (pending) | SB 926-Kenney, et al, with SCS |
| SB 659-House and Kenney,
with SS#2, SA 3 and
SSA 1 for SA 3 (pending) | SB 938-Cauthorn, et al |
| SB 660-Westfall, et al,
with SCS (pending) | SB 971-Klindt, et al, with SCS |
| SB 668-Bentley, with SS &
SA 1 (pending) | SB 1010-Sims |
| SB 689-Gibbons, et al, with SCS | SB 1040-Gibbons, et al, with SCS |
| SB 713-Singleton | SB 1046-Gross and House,
with SCS (pending) |
| SB 735-Steelman and
Kinder, with SCS | SB 1052-Sims, with SCS,
SS for SCS, SA 1 &
SA 1 to SA 1 (pending) |
| SBs 766, 1120 & 1121-
Steelman, with SCS | SBs 1063 & 827-Rohrbach
and Kenney, with SCS |
| SB 878-Sims, with SCS | SB 1087-Gibbons, et al,
with SCS |
| SB 881-Steelman and
Yeckel, with SCS & SS
for SCS (pending) | SBs 1095 & 1195-Cauthorn,
with SCS |
| | SB 1099-Childers, with SCS |
| | SB 1103-Westfall, et al,
with SA 2 (pending) |

SB 1105-Loudon
 SB 1111-Quick, with SCS
 SB 1133-Gross, with SCS
 SB 1140-Rohrbach
 SB 1152-Klarich, with SCS
 SB 1157-Klindt, with SCS
 SB 1191-Jacob, with SS &
 SA 4 (pending)
 SB 1205-Yeckel
 SB 1206-Bentley and Stoll

SB 1232-Singleton
 SB 1248-Mathewson and
 Kenney, with SCAs 1 & 2
 SBs 1279, 1162 & 1164-
 Kinder and Wiggins,
 with SCS
 SJR 23-Singleton, with SS,
 SA 1 & SSA 1 for SA 1
 (pending)

CONSENT CALENDAR

Unofficial
 Senate Bills

Reported 2/5

SB 995-Rohrbach

House Bills

Journal
 Reported 4/15

HB 2120-Ridgeway and
 Hosmer, with SCS
 (Gibbons)
 HB 1955-Hilgemann, et al,
 with SCS (Coleman)
 HB 1659-Kelly (27)
 (Dougherty)
 HB 1537-Clayton, with SCS
 (Klarich)
 HB 1814-Monaco, et al,
 with SCA 1 (Klarich)
 HB 1715-Moore, et al
 (Klarich)
 HB 1768-Hosmer, et al,
 with SCA 1 (Klarich)
 HB 1895-Carnahan, et al

HB 1151-Smith (Caskey)
 HB 1078-Whorton, et al,
 with SCS (Mathewson)
 HB 1148-Ross
 HB 1580-Barnett (Klindt)
 HB 1811-Gambaro, with SCS
 (Dougherty)
 HB 1839-Seigfreid (Mathewson)
 HB 1846-Scott, with SCS
 (Rohrbach)
 HB 1849-Barnitz and
 Overschmidt, with SCS
 (Steelman)
 HB 1861-Burcham (Staples)
 HB 1982-Richardson (Foster)
 HB 2002-Farnen and Naeger (Caskey)

HB 2018-Bartle, et al (Kenney)
 HB 2039-Kreider (Stoll)
 HB 2064-Walton, et al
 HB 2130-Boykins, et al
 (Coleman)
 HB 2047-Ransdall, et al,
 with SCS (Mathewson)
 HB 2022-Richardson, with
 SCS (Stoll)
 HB 1973-Bowman (Schneider)
 HB 1515-Burton (Bentley)
 HB 1477-Farnen, with SCS
 (Klindt)
 HB 1964-Gambaro, with SCS
 (Yeckel)
 HB 1635-Hoppe, with SCS
 (Wiggins)
 HB 2009-O'Connor, with
 SCS (Kenney)
 HB 1838-Hosmer (Caskey)
 HB 1085-Mays (50)
 HB 1548-Barry, with SCS
 (Sims)
 HB 1812-Riback Wilson
 (Sims)
 HB 1781-Green (73) and
 Ladd Baker (Russell)
 HB 1783-Lowe, et al, with
 SCS (Rohrbach)
 HB 1636-Hoppe, with SCS
 (Wiggins)
 HB 1840-Seigfreid (Mathewson)
 HB 1032-Portwood (Steelman)
 HB 1313-Burton, with SCS
 (Foster)
 HB 1937-Barry, with SCA 1
 (Singleton)
 HB 1776-Harlan, with SCS
 HB 2001-Hegeman, et al
 (Foster)

HB 1921-Green (73), with
 SCS (Klarich)
 HB 2117-Boucher (Caskey)
 HB 1519-Boucher (Yeckel)
 HB 1375-Luetkenhaus
 (Yeckel)
 HB 1342-Farnen (Yeckel)
 (In Budget Control)
 HB 1668-Holt, et al (House)
 HB 1822-Walton
 HB 1492-Seigfreid, with
 SCS (Mathewson)
 HB 1495-Seigfreid, with
 SCS (Mathewson)
 HB 1265-Gratz and Vogel,
 with SCS (Childers)
 HB 2080-Britt, et al,
 with SCS (Foster)
 HB 1674-O'Toole and Dempsey
 HB 1890-Hilgemann, et al,
 with SCS (Gross)
 HB 1518-Luetkenhaus
 (Rohrbach)
 HB 1568-Luetkenhaus, with
 SCS (Rohrbach)
 HB 1381-Luetkenhaus, with
 SCS (Rohrbach)
 HB 1701-Luetkenhaus and
 Ward, with SCS (Rohrbach)
 HB 1468-Ward, with SCS (Loudon)
 HB 1473-Green (15), et al,
 with SCS (House)
 HB 1918-Koller, with SCS
 (Staples)
 HBs 1093, 1094, 1159, 1204, 1242,
 1272, 1391, 1397, 1411, 1624,
 1632, 1714, 1755, 1778, 1779, 1852,
 1862, 2025 & 2123-Relford
 and Seigfreid, with SCS
 (Mathewson)

HBs 1141, 1400, 1645,
1745 & 2026-Naeger,
with SCS (Yeckel)

HBs 1205, 1214, 1314, 1320,
1504, 1788, 1867 & 1969-
Seigfreid and Relford, with
SCS (Mathewson)

HB 1075-Nordwald
HB 2062-Hosmer, et al
(Westfall)

HB 1789-Ross, et al, with
SCS

HB 1643-Holand and Barry

RESOLUTIONS

SR 1026-Jacob, with SA 1
(pending)

Unofficial
Reported from Committee

SCR 51-Mathewson and
Yeckel, with SCA 1
HCR 5-Reynolds (Schneider)
SCR 43-Loudon, with SCS

HCS for HCR 11
SCR 60-Kennedy, with SCS
SCR 64-Caskey
SCR 57-Steelman, with SCS

Journal
MISCELLANEOUS

REMONSTRANCE 1-Caskey

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