

Journal of the Senate

FIRST REGULAR SESSION

TWENTY-NINTH DAY—THURSDAY, FEBRUARY 27, 2003

The Senate met pursuant to adjournment.

Senator Gross in the Chair.

Reverend Carl Gauck offered the following prayer:

“But now abides faith, hope, love, these three; and the greatest of these is love.” (I Corinthians 13:13)

Creator God, we acknowledge that faith is the power to live right and love is the right way to live. So we pray this day that we might know and experience that love which passes all understanding and then express it among those You have given us to love in doing what brings joy and produces real happiness everyday. 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 of the previous day was read and approved.

Photographers from KRCG-TV were given permission to take pictures in the Senate Chamber today.

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

Present—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens

Coleman	Days	Dolan	Dougherty
Foster	Gibbons	Goode	Griesheimer
Gross	Jacob	Kennedy	Kinder
Klindt	Loudon	Mathewson	Nodler
Quick	Russell	Scott	Shields
Steelman	Stoll	Vogel	Wheeler
Yeckel—33			

Absent with leave—Senator DePasco—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Steelman offered Senate Resolution No. 247, regarding Zachary Shawn “Zac” Carroll, Rolla, which was adopted.

Senator Steelman offered Senate Resolution No. 248, regarding Michael Patrick Kelly, Rolla, which was adopted.

Senator Scott offered Senate Resolution No. 249, regarding the One Hundredth Birthday of Edna May Fenwick, Appleton City, which was adopted.

Senators Clemens, Cauthorn, Champion, Childers, Kinder, Loudon, Nodler, Russell, Scott and Steelman offered Senate Resolution No. 250, regarding the Missouri Grocers Association, which was adopted.

Senator Dolan offered Senate Resolution No. 251, regarding Joshua Eric Engberg, Lake St.

Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 252, regarding Zachary Richard Palitzsch, O'Fallon, which was adopted.

Senator Dolan offered Senate Resolution No. 253, regarding Matthew Olan Donoho, O'Fallon, which was adopted.

Senator Dolan offered Senate Resolution No. 254, regarding Blaine Alexander Johnson, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 255, regarding Nicholas Daniel Dorris, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 256, regarding Andrew Cortland Sperry, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 257, regarding Joseph Scott Lore, Wentzville, which was adopted.

Senator Dolan offered Senate Resolution No. 258, regarding Andrew Joseph Peetz, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 259, regarding Harrison Hayden Moenster, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 260, regarding Brian George Phipps, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 261, regarding Brandon Devon Murry, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 262, regarding Kieran Christian Piper, Lake St. Louis, which was adopted.

Senator Dolan offered Senate Resolution No. 263, regarding Shawn Lawrence Brummett, Lake St. Louis, which was adopted.

Senator Klindt offered Senate Resolution No. 264, regarding the Fiftieth Wedding Anniversary of

Mr. and Mrs. Billie Joe Ward, Jameson, which was adopted.

Senator Klindt offered Senate Resolution No. 265, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. James Watson, Barnard, which was adopted.

Senator Klindt offered Senate Resolution No. 266, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Melvin Livengood, Craig, which was adopted.

Senator Klindt offered Senate Resolution No. 267, regarding the One Hundredth Birthday of Matilda "Tilly" Olson, Bethany, which was adopted.

Senator Klindt offered Senate Resolution No. 268, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Hobert Fish, Bethany, which was adopted.

Senator Klindt offered Senate Resolution No. 269, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Kenneth Everly, Bethany, which was adopted.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and 1,000 copies ordered printed:

SB 635—By Mathewson.

An Act to repeal sections 33.752, 207.060, 302.137, 650.005, and 660.010, RSMo, and to enact in lieu thereof five new sections relating to the reorganization of executive branch departments.

SB 636—By Mathewson.

An Act to repeal sections 288.032, 288.034, 288.036, 288.038, 288.040, 288.050, 288.060, 288.090, 288.100, 288.110, 288.120, and 288.121, RSMo, and to enact in lieu thereof thirteen new sections relating to employment security.

SB 637—By Caskey.

An Act to repeal section 162.081, RSMo, and

to enact in lieu thereof one new section relating to lapse of district corporate organization.

SB 638—By Days.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to exempt residential care facilities.

SB 639—By Foster.

An Act to repeal sections 253.545 and 253.550, RSMo, and to enact in lieu thereof two new sections relating to historic preservation.

SB 640—By Foster.

An Act to amend chapter 253, RSMo, by adding thereto two new sections relating to the state historical monuments, memorials, and markers board, with penalty provisions.

SB 641—By Foster.

An Act to repeal sections 162.680 and 162.962, RSMo, and to enact in lieu thereof two new sections relating to special education services.

SB 642—By Foster.

An Act to repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to inclement weather exceptions for mandatory days of school attendance, with an emergency clause.

SB 643—By Yeckel.

An Act to repeal sections 487.020, 487.030, 487.040, 487.050, 487.100, 487.130, 487.150, and 488.2300, RSMo, and to enact in lieu thereof six new sections relating to family court commissioners.

SB 644—By Kennedy.

An Act to repeal section 162.700, RSMo, and to enact in lieu thereof one new section relating to early childhood special education.

SB 645—By Kennedy.

An Act to repeal sections 86.251, 86.253, and 86.280, RSMo, and to enact in lieu thereof three new sections relating to police relief and pension

systems.

SB 646—By Bray.

An Act to repeal section 130.041, RSMo, and to enact in lieu thereof one new section relating to disclosures of expenditures for and against a candidate.

SB 647—By Bray.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to healthy dietary guidelines for schools.

SB 648—By Shields.

An Act to amend chapter 172, RSMo, by adding thereto three new sections relating to life sciences funding districts, with an emergency clause.

SB 649—By Shields.

An Act to repeal sections 192.016, 453.020, 453.030, and 453.060, RSMo, and to enact in lieu thereof five new sections relating to the Missouri putative father registry.

SB 650—By Jacob.

An Act to repeal sections 174.610 and 174.620, RSMo, and to enact in lieu thereof six new sections relating to certain institutions of higher education.

SB 651—By Steelman, Yeckel, Goode, Dolan, Kennedy, Kinder, Gibbons, Gross and Clemens.

An Act to amend chapter 10, RSMo, by adding thereto one new section relating to the establishment of an official state grape.

SB 652—By Steelman.

An Act to repeal sections 44.010, 44.032, and 44.100, RSMo, and to enact in lieu thereof three new sections relating to emergency powers.

SB 653—By Steelman.

An Act relating to the possession or use of glass containers within the banks of Missouri's navigable waterways, with penalty provisions.

SB 654—By Steelman.

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to the installation, repair, removal, and closure of petroleum liquid storage systems.

SB 655—By Klindt.

An Act to repeal sections 644.016 and 644.052, RSMo, and to enact in lieu thereof two new sections relating to clean water certification.

SB 656—By Klindt.

An Act to repeal sections 640.700, 640.703, 640.710, 640.715, 640.725, 640.730, 640.735, 640.740, 640.745, 640.747, 640.750, and 640.755, RSMo, and to enact in lieu thereof sixteen new sections relating to concentrated animal feeding operations.

SB 657—By Klindt.

An Act to repeal sections 578.405, 578.407, 578.409, and 578.412, RSMo, and to enact in lieu thereof four new sections relating to animal research and production facilities, with penalty provisions.

SB 658—By Cauthorn.

An Act to amend chapter 383, RSMo, by adding thereto eleven new sections relating to Missouri physicians mutual insurance company act.

SB 659—By Cauthorn.

An Act to repeal section 334.735, RSMo, and to enact in lieu thereof one new section relating to physician assistants.

SB 660—By Cauthorn.

An Act to repeal sections 34.010, 34.031, 34.032, 34.040, 34.065, 34.070, 34.073, and 34.130, RSMo, and to enact in lieu thereof six new sections relating to state procurement.

SB 661—By Wheeler.

An Act to repeal sections 226.525 and 226.535, RSMo, and to enact in lieu thereof two new sections relating to sign eligibility rights for

regionally accredited post-secondary educational facilities.

SB 662—By Wheeler.

An Act to amend chapter 565, RSMo, by adding thereto one new section relating to pharmacists tampering with prescription drugs, with penalty provisions.

SB 663—By Dolan and Gross.

An Act to repeal section 41.950, RSMo, and to enact in lieu thereof one new section relating to members of military forces called to active duty.

SB 664—By Childers.

An Act to repeal section 516.105, RSMo, relating to statutes of limitation for medical malpractice, and to enact in lieu thereof one new section relating to the same subject.

SB 665—By Bland.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to obesity.

SB 666—By Bland.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to enrollment option plans.

SB 667—By Bland.

An Act to repeal section 558.019, RSMo, and to enact in lieu thereof one new section relating to sentencing.

SB 668—By Cauthorn and Klindt.

An Act to repeal section 348.432, RSMo, and to enact in lieu thereof one new section relating to new generation cooperatives.

SB 669—By Dougherty and Gibbons.

An Act to repeal section 537.046, RSMo, and to enact in lieu thereof two new sections relating to statute of limitations.

SB 670—By Dougherty.

An Act to amend chapter 408, RSMo, by

adding thereto one new section relating to credit risk scores.

SB 671—By DePasco.

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to cigarette retailers.

SB 672—By Coleman.

An Act to repeal section 320.126, RSMo, and to enact in lieu thereof two new sections relating to fireworks, with penalty provisions.

SB 673—By Coleman.

An Act to amend chapter 190, RSMo, by adding thereto one new section relating to a vaccination program for first responders in disaster locations, with an emergency clause.

SB 674—By Gross.

An Act to authorize the sale of certain state property.

SB 675—By Gross, Goode, Steelman and Gibbons.

An Act relating to certain special funds, with an emergency clause.

SB 676—By Kennedy.

An Act to repeal section 171.033, RSMo, and to enact in lieu thereof one new section relating to exceptions to mandatory hours of school attendance, with an emergency clause.

SB 677—By Vogel and Russell.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to accelerated depreciation of assets.

SB 678—By Vogel and Russell.

An Act to repeal sections 143.071, 143.431, 143.451, 143.461, and 143.471, RSMo, and to enact in lieu thereof three new sections relating to corporate income tax.

SB 679—By Loudon.

An Act to repeal section 408.040, RSMo, and to enact in lieu thereof one new section relating to interest on certain judgments.

SB 680—By Loudon.

An Act to amend chapter 324, RSMo, by adding thereto nine new sections relating to the powers and duties of the Missouri electrical industry licensing board, with penalty provisions.

SB 681—By Loudon, Klindt, Griesheimer, Yeckel, Gibbons and Kinder.

An Act to repeal section 213.111, RSMo, and to enact in lieu thereof one new section relating to the right to civil action for unlawful discriminatory practices.

SB 682—By Loudon.

An Act to repeal section 211.031, RSMo, and to enact in lieu thereof one new section relating to juvenile officers.

SB 683—By Clemens, Klindt, Cauthorn and Nodler.

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to the department of conservation.

SB 684—By Dougherty.

An Act to repeal sections 210.201 and 210.211, RSMo, and to enact in lieu thereof two new sections relating to regulation of child care facilities.

SB 685—By Gibbons, Shields and Dougherty.

An Act to repeal sections 208.152, 208.204, and 211.181, RSMo, and to enact in lieu thereof four new sections relating to a children's mental health service system, with penalty provisions.

SB 686—By Russell.

An Act to repeal section 165.011, RSMo, and to enact in lieu thereof one new section relating to transfers from the capital projects fund to the incidental fund.

SB 687—By Russell, Vogel and Goode.

An Act to repeal sections 143.431 and 143.451, RSMo, and to enact in lieu thereof two new sections relating to corporate income tax.

SB 688—By Russell and Goode.

An Act to repeal sections 143.431, 144.010, 144.030, and 144.190, RSMo, and to enact in lieu thereof five new sections relating to taxation.

SB 689—By Russell and Goode.

An Act to repeal sections 143.225 and 143.261, RSMo, and to enact in lieu thereof one new section relating to the elimination of the withholding discount.

SB 690—By Russell, Vogel and Goode.

An Act to repeal section 351.484, RSMo, and to enact in lieu thereof two new sections relating to tax compliance.

SB 691—By Russell, Vogel and Goode.

An Act to repeal sections 32.057 and 34.040, RSMo, and to enact in lieu thereof two new sections relating to tax compliance, with penalty provisions.

SJR 22—By Klindt.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 40 (a), 41, and 43 (b) of article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the department of conservation.

REPORTS OF STANDING COMMITTEES

Senator Kinder, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Donald M. Schneider, as a member of the Northwest Missouri State University Board of Regents;

Also,

Lois L. Reine, as a member of the Board of Examiners for Hearing Instrument Specialists;

Also,

Carol F. Stow, as a member of the Missouri Community Service Commission;

Also,

H. Dwight Douglas and Jane B. Wyman, as members of the Missouri Southern State College Board of Regents;

Also,

J. Richard Franklin, as a member of the Board of Trustees Public School Retirement System;

Also,

Shonagh K. Clements, as a member of the Bi-State Development Agency Board of Commissioners;

Also,

Jeffrey W. Siria, as a member of the Advisory Committee on Lead Poisoning;

Also,

Jacquelyn B. Garrett, as a member of the State Board of Registration for the Health Arts;

Also,

Nadia T. Cavner, as a member of the Health and Educational Facilities Authority of the State of Missouri;

Also,

Wayne Mueller, as a member of the Board of Boiler and Pressure Vessel Rules;

Also,

Dorsey Alan Baumgartner, as a member of the State Mental Health Commission;

Also,

James W. “Jamie” Graham and Owen Lunn, as members of the Missouri Planning Council on Developmental Disabilities;

Also,

Stephen A. Jordan, Ph.D., as a member of the Missouri Head Injury Advisory Council.

Senator Kinder requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Kinder moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

President Pro Tem Kinder assumed the Chair.

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

Mr. President: Your Committee on Financial and Governmental Organization, Veterans’ Affairs and Elections, to which was referred **SB 300**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Steelman, Chairman of the Committee on Commerce and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce and the Environment, to which was referred **SB 253**, 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 Commerce and the Environment, to which was referred **SB 207**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Foster, Chairman of the Committee on

Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 264**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 227**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

THIRD READING OF SENATE BILLS

SB 357, introduced by Senator Shields, entitled:

An Act to repeal section 536.110, RSMo, and to enact in lieu thereof one new section relating to venue in administrative actions involving real property.

Was called from the Consent Calendar and taken up.

On motion of Senator Shields, **SB 357** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dolan	Dougherty
Foster	Gibbons	Goode	Griesheimer
Gross	Jacob	Kennedy	Kinder
Klindt	Loudon	Nodler	Quick
Russell	Scott	Shields	Stelman
Stoll	Vogel	Wheeler	Yeckel—32

NAYS—Senators—None

Absent—Senator Mathewson—1

Absent with leave—Senator DePasco—1

The President Pro Tem declared the bill passed.

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

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

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

SB 370, introduced by Senator Foster, entitled:

An Act to repeal section 44.090, RSMo, and to enact in lieu thereof one new section relating to emerging mutual-aid agreements.

Was called from the Consent Calendar and taken up.

Senator Foster requested unanimous consent of the Senate to suspend the rules for the purpose of offering **SA 1**, which request was granted.

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

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 370, Page 1, In the Title, Line 3, by striking the word “emerging” and inserting in lieu thereof the word “emergency”.

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

On motion of Senator Foster, **SB 370**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dolan	Dougherty
Foster	Gibbons	Goode	Griesheimer
Gross	Jacob	Kennedy	Kinder
Klindt	Loudon	Mathewson	Nodler
Quick	Russell	Scott	Shields
Steelman	Stoll	Vogel	Wheeler

Yeckel—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator DePasco—1

The President Pro Tem declared the bill passed.

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

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

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

SB 379, with **SCS**, introduced by Senator Champion, entitled:

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to community improvement districts.

Was called from the Consent Calendar and taken up.

SCS for **SB 379**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 379

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to community improvement districts.

Was taken up.

Senator Champion moved that **SCS** for **SB 379** be adopted, which motion prevailed.

Senator Shields assumed the Chair.

On motion of Senator Champion, **SCS** for **SB 379** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dolan	Dougherty
Foster	Gibbons	Goode	Griesheimer
Gross	Jacob	Kennedy	Kinder
Klindt	Loudon	Mathewson	Nodler
Quick	Russell	Scott	Shields
Steelman	Stoll	Vogel	Wheeler

Yeckel—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

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

SB 383, introduced by Senator Dolan, entitled:

An Act to repeal section 59.330, RSMo, and to enact in lieu thereof one new section relating to recording documents.

Was called from the Consent Calendar and taken up.

On motion of Senator Dolan, **SB 383** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dolan	Dougherty
Foster	Gibbons	Goode	Griesheimer
Gross	Jacob	Kennedy	Kinder
Klindt	Loudon	Mathewson	Nodler
Quick	Russell	Scott	Shields
Steelman	Stoll	Vogel	Wheeler
Yeckel—33			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

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

SS for SB 13, introduced by Senator Kinder, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 13

An Act to repeal section 21.750, RSMo, relating to rights of political subdivisions, and to enact in lieu thereof one new section relating to the same subject.

Was taken up.

On motion of Senator Kinder, **SS for SB 13** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Dolan	Foster
Gibbons	Goode	Griesheimer	Gross
Kinder	Klindt	Loudon	Mathewson
Nodler	Russell	Scott	Shields
Steelman	Stoll	Vogel	Yeckel—24

NAYS—Senators

Bland	Bray	Coleman	Days
Dougherty	Jacob	Kennedy	Quick
Wheeler—9			

Absent—Senators—None

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

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

REFERRALS

President Pro Tem Kinder referred **SS for SCS for SB 265** to the Committee on Governmental

Accountability and Fiscal Oversight.

THIRD READING OF SENATE BILLS

SB 234, introduced by Senator Quick, entitled:

An Act to repeal section 64.342, RSMo, and to enact in lieu thereof one new section relating to park concession stands, with an emergency clause.

Was taken up.

On motion of Senator Quick, **SB 234** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dolan	Dougherty
Foster	Gibbons	Goode	Griesheimer
Gross	Jacob	Kennedy	Kinder
Klindt	Loudon	Mathewson	Nodler
Quick	Russell	Scott	Shields
Steelman	Stoll	Vogel	Wheeler
Yeckel—33			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator DePasco—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dolan	Dougherty
Foster	Gibbons	Goode	Griesheimer
Gross	Kennedy	Kinder	Klindt
Loudon	Mathewson	Nodler	Quick
Russell	Scott	Shields	Steelman
Stoll	Vogel	Wheeler	Yeckel—32

NAYS—Senators—None

Absent—Senator Jacob—1

Absent with leave—Senator DePasco—1

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

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

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

SENATE BILLS FOR PERFECTION

Senator Cauthorn moved that **SB 84**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SCS for **SB 84** was again taken up.

Senator Caskey offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 84, Page 7, Section 348.432, Line 70, by inserting at the end of said line the following: “**Any entity acquiring a tax credit issued pursuant to this section and applying such credit to its estimated quarterly taxes pursuant to chapter 148, RSMo, shall not acquire the credit at less than one hundred percent of the amount of the credit issued.**”.

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

Senator Cauthorn moved that **SCS** for **SB 84**, as amended, be adopted, which motion prevailed.

On motion of Senator Cauthorn, **SCS** for **SB 84**, as amended, was declared perfected and ordered printed.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and 1,000 copies ordered printed:

SB 692—By Klindt, Steelman, Cauthorn, Foster and Clemens.

An Act to amend chapter 99, RSMo, by adding thereto twenty new sections relating to Missouri rural economic stimulus act.

SB 693—By Klindt, Steelman, Gibbons, Foster, Nodler, Cauthorn and Yeckel.

An Act to repeal sections 36.010, 36.020, 36.030, 36.031, 36.040, 36.050, 36.060, 36.080, 36.090, 36.150, 36.160, 36.170, 36.240, 36.390, 36.420, 36.430, 36.460, and 36.500, RSMo, and to enact in lieu thereof twenty-one new sections relating to state employee work incentives, with penalty provisions.

SB 694—By Klindt.

An Act to repeal section 49.310, RSMo, and to enact in lieu thereof one new section relating to locations of jails in certain counties.

SB 695—By Goode and Russell.

An Act to repeal sections 167.600, 167.603, 167.606, 167.609, 167.611, 167.614, 167.617, 167.619, 167.621, 191.831, 198.401, 208.030, 208.043, 208.151, 208.152, 208.153, 208.162, 208.166, 208.168, 208.201, 208.204, 208.215, 208.453, 208.631, 208.633, 208.636, 208.640, 208.643, 208.646, 208.650, 208.655, 208.657, 630.005, 660.026, and 660.075, RSMo, and to enact in lieu thereof thirty-five new sections relating to medical services and eligibility.

SB 696—By Coleman.

An Act to amend chapter 454, RSMo, by adding thereto three new sections relating to Child Support Responsibility Act.

SB 697—By Nodler, Loudon, Childers, Coleman, Bray, Dolan, Cauthorn, Russell, Clemens, Gross, Steelman, Jacob, Champion, Days, Bartle, Kennedy, Klindt, Wheeler, Scott and Gibbons.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the George Washington Carver Memorial Highway.

SB 698—By Russell.

An Act to amend chapter 407, RSMo, by adding thereto two new sections relating to crib safety, with penalty provisions.

SB 699—By Russell.

An Act to repeal sections 163.031 and 163.036, RSMo, and to enact in lieu thereof two new sections relating to state aid to the public schools of this state.

SJR 23—By Coleman.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4 and 6 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to minimum age requirements for members of the general assembly.

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 **HS** for **HCS** for **HB 321**, entitled:

An Act to repeal sections 286.020, 287.020, 287.067, 287.120, 287.210, 287.390, 287.610, 287.690, 287.715, and 287.800, RSMo, and to enact in lieu thereof eleven new sections relating to workers' compensation law.

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 **HCS** for **HB 73**, entitled:

An Act to repeal section 166.435, RSMo, and to enact in lieu thereof thirteen new sections relating to higher education savings programs.

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 412**, entitled:

An Act to amend chapter 130, RSMo, by adding thereto two new sections relating to gubernatorial inaugural committees.

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 **HCS** for **HB 390**, entitled:

An Act to amend chapter 334, RSMo, by adding thereto sixteen new sections relating to anesthesiologist assistants, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTIONS OF GUESTS

Senator Champion introduced to the Senate, representatives of Boys' and Girls' State of Missouri from St. James, St. Louis, Springfield, and Columbia.

Senator Dolan introduced to the Senate, the Physician of the Day, Dr. Del Moeller, M.D., Lake St. Louis.

Senator Bland introduced to the Senate, Captain Sidney Clark, Jr., Washington, D.C.

Senator Dougherty introduced to the Senate, Brittney Dyson, Ty Juan Lewis, Deron Miller, Sharnice Johnson, Harriette Hamilton, and Jimmie Irons, Farragut Elementary School, St. Louis; and Brittney, Ty Juan, Deron, and Sharnice were made honorary pages.

On motion of Senator Gibbons, the Senate adjourned until 2:00 p.m., Monday, March 3, 2003.

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SENATE CALENDAR

THIRTIETH DAY—MONDAY, MARCH 3, 2003

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 413-Steelmann, et al

SB 440-Steelmann

SB 441-Dougherty

SB 444-Shields and Steelmann

SB 463-Gross

SB 473-Stoll

SB 493-Kennedy

SB 497-Yeckel, et al

SB 507-Bray

SB 512-Russell

SB 545-Mathewson

SB 549-Days, et al

SB 558-Klindt
SB 559-Klindt
SB 560-Childers
SB 561-Dolan
SB 562-Griesheimer
SB 563-Shields
SB 564-Gross
SB 565-Goode
SB 566-Cauthorn, et al
SB 567-Steelman
SB 568-Yeckel
SB 569-Yeckel
SB 570-Loudon and Dolan
SB 571-Loudon
SB 572-Dougherty
SB 573-Dougherty
SB 574-Days, et al
SB 575-Kennedy and Coleman
SB 576-Vogel
SB 577-Shields
SB 578-Shields
SB 579-Wheeler
SB 580-Wheeler
SB 581-Clemens
SB 582-Kennedy, et al
SB 583-Nodler
SB 584-Dolan
SB 585-Dolan
SB 586-Stoll
SB 587-Stoll
SB 588-Stoll
SB 589-Shields
SB 590-Shields
SB 591-Shields
SB 592-Foster
SB 593-Foster and Loudon
SB 594-Bray
SB 595-Steelman and Wheeler
SB 596-Childers
SB 597-Childers
SB 598-Childers and Nodler
SB 599-Childers and Gibbons
SB 600-Jacob
SB 601-Griesheimer and
Cauthorn
SB 602-Cauthorn
SB 603-Kennedy and Nodler
SB 604-Vogel
SB 605-Vogel
SB 606-Coleman
SB 607-Loudon
SB 608-Dougherty and Coleman
SB 609-Scott
SB 610-Yeckel
SB 611-Clemens, et al
SB 612-Clemens
SB 613-Shields
SB 614-Shields
SB 615-Bartle and Loudon
SB 616-Nodler
SB 617-Cauthorn
SB 618-Kennedy and Shields
SB 619-Loudon
SB 620-Loudon, et al
SB 621-Loudon
SB 622-Loudon
SB 623-Foster
SB 624-Foster
SB 625-Foster
SB 626-Coleman
SB 627-Coleman and Kennedy
SB 628-Coleman
SB 629-Coleman, et al
SB 630-Scott
SB 631-Bray, et al
SB 632-Days
SB 633-Shields and Kinder
SB 634-Coleman
SB 635-Mathewson
SB 636-Mathewson

SB 637-Caskey	SB 672-Coleman
SB 638-Days	SB 673-Coleman
SB 639-Foster	SB 674-Gross
SB 640-Foster	SB 675-Gross, et al
SB 641-Foster	SB 676-Kennedy
SB 642-Foster	SB 677-Vogel and Russell
SB 643-Yeckel	SB 678-Vogel and Russell
SB 644-Kennedy	SB 679-Loudon
SB 645-Kennedy	SB 680-Loudon
SB 646-Bray	SB 681-Loudon, et al
SB 647-Bray	SB 682-Loudon
SB 648-Shields	SB 683-Clemens, et al
SB 649-Shields	SB 684-Dougherty
SB 650-Jacob	SB 685-Gibbons, et al
SB 651-Steelman, et al	SB 686-Russell
SB 652-Steelman	SB 687-Russell, et al
SB 653-Steelman	SB 688-Russell and Goode
SB 654-Steelman	SB 689-Russell and Goode
SB 655-Klindt	SB 690-Russell, et al
SB 656-Klindt	SB 691-Russell, et al
SB 657-Klindt	SB 692-Klindt, et al
SB 658-Cauthorn	SB 693-Klindt, et al
SB 659-Cauthorn	SB 694-Klindt
SB 660-Cauthorn	SB 695-Goode and Russell
SB 661-Wheeler	SB 696-Coleman
SB 662-Wheeler	SB 697-Nodler, et al
SB 663-Dolan and Gross	SB 698-Russell
SB 664-Childers	SB 699-Russell
SB 665-Bland	SJR 19-Clemens
SB 666-Bland	SJR 20-Bray
SB 667-Bland	SJR 21-Cauthorn
SB 668-Cauthorn and Klindt	SJR 22-Klindt
SB 669-Dougherty and Gibbons	SJR 23-Coleman
SB 670-Dougherty	
SB 671-DePasco	

HOUSE BILLS ON SECOND READING

HCS for HB 185	HB 74-St. Onge
HB 198-Stevenson, et al	HCS for HB 288
HCS for HBs 122 & 80	HCS for HB 221

HB 254-Byrd
HS for HCS for HB 321-
Wilson (130)

HCS for HB 73
HB 412-Goodman, et al
HCS for HB 390

THIRD READING OF SENATE BILLS

SS for SCS for SB 265-Shields
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 34-Loudon
SB 347-Loudon, et al, with SCS
SB 481-Dolan, et al, with SCS
SB 24-Steelman, with SCS

SB 300-Cauthorn, et al, with SCS
SB 253-Steelman, et al, with SCS
SB 207-Mathewson
SB 264-Shields, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 11-Kinder and Scott,
with SCS
SB 18-Yeckel and Cauthorn,
with SCS & SS for SCS
(pending)
SB 33-Loudon and Scott,
with SS (pending)
SB 36-Klindt and Cauthorn, with SCS

SB 51-Shields
SB 69-Yeckel and Nodler,
with SCS (pending)
SB 112-Loudon, with SCS
SB 217-Champion and
Clemens
SB 436-Klindt, with SCS, SS
for SCS & SA 2 (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/10

SB 62-Caskey
SB 275-Russell

Reported 2/24

SB 325-Steelman	SB 142-Goode and Days
SB 371-Foster	SB 186-Cauthorn
SB 296-Griesheimer, with SCS	SB 218-Goode, et al, with SCS
SB 310-Caskey	SB 224-Vogel, with SCS#2
SB 330-Caskey	SB 238-Caskey, with SCS
SB 401-Dolan, et al	SB 250-Stoll
SB 288-Dolan, with SCS	SB 269-Quick, with SCS
SB 465-Bartle	SB 281-Shields, with SCS
SB 466-Bartle, with SCS	SB 391-Shields, et al, with SCS
SB 474-Bartle	SB 308-Steelman, with SCS
SB 203-Bartle	SB 303-Gibbons, with SCS
SB 214-Bartle	SB 317-Stoll and Bray
SBs 212 & 220-Bartle, with SCS	SB 385-Scott, with SCS
SB 136-Goode	SB 54-Griesheimer
SB 376-Caskey	SB 423-Childers
SB 297-Griesheimer	SB 356-Stoll
SB 294-Vogel, with SCS	SB 355-Stoll
SB 57-Nodler	

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RESOLUTIONS

To be Referred

SCR 9-Shields and Gibbons	SCR 12-Gibbons, et al
SCR 11-Steelman	SCR 13-Nodler and Gibbons

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Reported from Committee

SR 30-Shields, with SCS, SS
for SCS & SA 1 (pending)