

Journal of the Senate

FIRST REGULAR SESSION

THIRTIETH DAY—MONDAY, MARCH 3, 2003

The Senate met pursuant to adjournment.

Steelman Stoll Vogel Wheeler
Yeckel—33

Senator Shields in the Chair.

Reverend Carl Gauck offered the following prayer:

“The Lord watch between you and me, when we are absent one from the other.” (Genesis 31:49)

Gracious God, we trust that You will care for us and watch over those we love that we left to come and do our work here. Guide us along correct pathways and grant us the gift of making good decisions and confidence, as we are required to make decisions that affect the lives of others. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, February 27, 2003, was read and approved.

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

Absent with leave—Senator DePasco—1

RESOLUTIONS

Senator Scott offered Senate Resolution No. 270, regarding the Seventieth Wedding Anniversary of Mr. and Mrs. Frank Bean, Hermitage, which was adopted.

Senator Yeckel offered Senate Resolution No. 271, regarding Roseann Bentley, Springfield, which was adopted.

Senator Wheeler offered Senate Resolution No. 272, regarding Nicole Downs, Kansas City, which was adopted.

Senator Cauthorn offered Senate Resolution No. 273, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Dale Eugene Meinhardt, Kahoka, which was adopted.

Senator Vogel offered Senate Resolution No. 274, regarding Lynn A. Luebbering, Jefferson City, which was adopted.

Senator Stoll offered Senate Resolution No. 275, regarding Joseph Terrence “Joe” Hagerty, Festus, which was adopted.

Senator Stoll offered Senate Resolution No. 276, regarding Edward William Graef, Jr., Imperial, which was adopted.

Senator Stoll offered Senate Resolution No. 277, regarding Jeffrey Brian Thurman, Arnold, which was adopted.

Senator Stoll offered Senate Resolution No. 278, regarding David Ralph Harris, Imperial, which was adopted.

Senator Stoll offered Senate Resolution No. 279, regarding Nicholas Louis Schumacher, Imperial, which was adopted.

Senator Stoll offered Senate Resolution No. 280, regarding Ryan D. Graves, Festus, which was adopted.

Senator Kennedy offered Senate Resolution No. 281, regarding Brian King, St. Louis, which was adopted.

Senator Cauthorn offered Senate Resolution No. 282, regarding Austin Howe, Palmyra, which was adopted.

Senator Shields offered Senate Resolution No. 283, regarding Charles Michael "Charlie" Pedersen, St. Joseph, which was adopted.

Senator Gibbons offered Senate Resolution No. 284, regarding John Jabouri, Fenton, which was adopted.

Senator Kennedy offered Senate Resolution No. 285, regarding Roger R. True, Richland, Washington, which was adopted.

Senator Kennedy offered Senate Resolution No. 286, regarding Peggy Austin, Potosi, which was adopted.

Senator Foster offered Senate Resolution No. 287, regarding Jill Darnell, Malden, which was adopted.

Senator Foster offered Senate Resolution No. 288, regarding Patricia Morehead, Malden, which was adopted.

Senator Gross offered Senate Resolution No. 289, regarding Aurita Bruns, St. Charles County, which was adopted.

Senator Gross offered Senate Resolution No.

290, regarding Ardis Pipkin, St. Charles County, which was adopted.

Senator Gross offered Senate Resolution No. 291, regarding Esther Angelos, St. Charles County, which was adopted.

Senator Gross offered Senate Resolution No. 292, regarding Jeff T. Van Booven, St. Peters, which was adopted.

Senator Gross offered Senate Resolution No. 293, regarding Dave Molitor, which was adopted.

Senator Gross offered Senate Resolution No. 294, regarding Don Gregory, which was adopted.

Senator Gross offered Senate Resolution No. 295, regarding Karen Putnam, which was adopted.

Senator Gross offered Senate Resolution No. 296, regarding Donnie Meyer, which was adopted.

Senator Gross offered Senate Resolution No. 297, regarding Richard Altis, which was adopted.

Senator Gross offered Senate Resolution No. 298, regarding William C. (Bill) Orf, which was adopted.

Senator Gross offered Senate Resolution No. 299, regarding Rick Kavanagh, which was adopted.

Senator Gross offered Senate Resolution No. 300, regarding Robert Scott, which was adopted.

Senator Gross offered Senate Resolution No. 301, regarding Gary Presson, which was adopted.

Senator Gross offered Senate Resolution No. 302, regarding Melvin Richardson, which was adopted.

Senator Gross offered Senate Resolution No. 303, regarding John Ronald Haas, which was adopted.

Senator Gross offered Senate Resolution No. 304, regarding Joseph L. Wolf, which was adopted.

Senator Cauthorn offered Senate Resolution No. 305, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Ralph Lay, Lewistown, which was adopted.

THIRD READING OF SENATE BILLS

SB 325, introduced by Senator Steelman, entitled:

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to mandatory assembly for Veterans Day.

Was called from the Consent Calendar and taken up.

On motion of Senator Steelman, **SB 325** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dolan	Foster
Gibbons	Goode	Griesheimer	Gross
Jacob	Kennedy	Kinder	Klindt
Mathewson	Nodler	Russell	Shields
Stelman	Vogel	Wheeler	Yeckel—28

NAYS—Senators—None

Absent—Senators

Dougherty	Quick	Stoll—3
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Absent with leave—Senators

DePasco	Loudon	Scott—3
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The President declared the bill passed.

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

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

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

SB 371, introduced by Senator Foster, entitled:

An Act to repeal sections 173.355 and 173.385, RSMo, and to enact in lieu thereof two new sections relating to the Missouri higher education loan authority.

Was called from the Consent Calendar and taken up.

On motion of Senator Foster, **SB 371** 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	Klindt
Mathewson	Nodler	Quick	Russell
Shields	Stelman	Vogel	Wheeler
Yeckel—29			

NAYS—Senators—None

Absent—Senators

Kinder	Stoll—2
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Absent with leave—Senators

DePasco	Loudon	Scott—3
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The President 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 Griesheimer moved that motion lay on the table, which motion prevailed.

SB 296, with **SCS**, introduced by Senator Griesheimer, entitled:

An Act to repeal section 161.092, RSMo, and to enact in lieu thereof one new section relating to the Missouri school improvement program.

Was called from the Consent Calendar and taken up.

SCS for **SB 296**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 296

An Act to repeal section 161.092, RSMo, and to enact in lieu thereof one new section relating to the Missouri school improvement program.

Was taken up.

Senator Griesheimer moved that **SCS** for **SB 296** be adopted, which motion prevailed.

On motion of Senator Griesheimer, **SCS** for **SB 296** 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	Mathewson	Nodler	Quick
Shields	Steelman	Stoll	Vogel
Wheeler	Yeckel—30		

NAYS—Senators—None

Absent—Senator Russell—1

Absent with leave—Senators

DePasco Loudon Scott—3

The President declared the bill passed.

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

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

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

SB 310, introduced by Senator Caskey, entitled:

An Act to repeal sections 347.700, 347.720, 358.150, 358.520, and 359.165, RSMo, and to enact in lieu thereof five new sections relating to business organizations.

Was called from the Consent Calendar and taken up.

On motion of Senator Caskey, **SB 310** 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 Caskey, title to the bill was agreed to.

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

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

REFERRALS

President Pro Tem Kinder referred **SB 330** to the Committee on Governmental Accountability and Fiscal Oversight.

THIRD READING OF SENATE BILLS

SB 401, introduced by Senator Dolan, et al, entitled:

An Act to repeal section 595.010, RSMo, and to enact in lieu thereof one new section relating to the sole purpose of modifying the definition of crime in chapter 595, RSMo.

Was called from the Consent Calendar and taken up by Senator Dolan.

On motion of Senator Dolan, **SB 401** 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
Russell	Scott	Shields	Steelman
Stoll	Vogel	Wheeler	Yeckel—32

NAYS—Senators—None

Absent—Senator Quick—1

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.

The Senate observed a moment of silent prayer in observance of the National Day of Prayer.

REPORTS OF STANDING COMMITTEES

Senator Scott, Chairman of the Committee on Pensions and General Laws, submitted the following report:

Mr. President: Your Committee on Pensions and General Laws, to which was referred **SB 456**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 478**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 426**, 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 Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 321**, 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 Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 327**, 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 Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 496**, 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 Klindt, Chairman of the Committee on Agriculture, Conservation, Parks and Natural Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Conservation, Parks and Natural Resources, to which was referred **SB 388**, 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 Economic Development, Tourism and Local Government, submitted the following reports:

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **SB 237**, 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 Economic Development, Tourism and Local Government, to which was referred **SB 421**, 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 Economic Development, Tourism and Local Government, to which was referred **SB 202**, 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 Shields, Chairman of the Committee on Aging, Families, Mental and Public Health, submitted the following report:

Mr. President: Your Committee on Aging, Families, Mental and Public Health, to which was referred **SB 175**, 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 Vogel, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 52**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute No. 2, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 309**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

SENATE BILLS FOR PERFECTION

Senator Klindt moved that **SB 36**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 36**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 36

An Act to repeal section 640.010, RSMo, and to enact in lieu thereof four new sections relating to environmental regulation.

Was taken up.

Senator Klindt moved that **SCS** for **SB 36** be adopted.

Senator Klindt offered **SS** for **SCS** for **SB 36**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 36

An Act to repeal section 640.010, RSMo, and to enact in lieu thereof four new sections relating to environmental regulation.

Senator Klindt moved that **SS** for **SCS** for **SB 36** be adopted.

Senator Wheeler offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 8, Section 640.016, Line 9, by inserting immediately after the word "harm" the following: "**or potential harm**".

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

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

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 7, Section 640.014, Line 25 of said page, by inserting after all of said line the following:

“8. The provisions of this section shall not be effective with respect to any particular rule until such time as the general assembly appropriates funds necessary to conduct the regulatory impact report required in this section.”.

Senator Goode moved that the above amendment be adopted.

Senator Childers assumed the Chair.

Senator Shields assumed the Chair.

Senator Steelman offered **SSA 1** for **SA 2**, which was read:

SENATE SUBSTITUTE AMENDMENT NO. 1
FOR SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 36, Page 7, Section 640.014, Line 25 of said page, by inserting after all of said line the following:

“8. The provisions of this section shall not be effective with respect to any particular rule until such time as the general assembly appropriates funds necessary to conduct the regulatory impact report required in this section and no new rule shall be promulgated until the business or entity that is being regulated by said rule has the resources to pay for the implementation of the rule.”.

Senator Steelman moved that the above substitute amendment be adopted.

At the request of Senator Steelman, **SSA 1** for **SA 2** was withdrawn.

SA 2 was again taken up.

At the request of Senator Klindt, **SB 36**, with

SCS, SS for **SCS** and **SA 2** (pending), was placed on the Informal Calendar.

Senator Champion moved that **SB 217** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Jacob offered **SS** for **SB 217**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 217

An Act relating to state institutions of higher education.

Senator Jacob moved that **SS** for **SB 217** be adopted.

At the request of Senator Champion, **SB 217**, with **SS** (pending), was placed on the Informal Calendar.

REFERRALS

President Pro Tem Kinder referred **SCR 9** and **SCR 12** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

**SECOND READING OF
CONCURRENT RESOLUTIONS**

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

SCR 11—Rules, Joint Rules, Resolutions and Ethics.

SCR 13—Rules, Joint Rules, Resolutions and Ethics.

HOUSE BILLS ON SECOND READING

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

HCS for **HB 185**—Pensions and General Laws.

HB 198—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HBs 122** and **80**—Transportation.

HB 74—Small Business, Insurance and Industrial Relations.

HCS for **HB 221**—Financial and Governmental Organization, Veterans' Affairs and Elections.

HB 254—Pensions and General Laws.

HS for **HCS** for **HB 321**—Small Business, Insurance and Industrial Relations.

HCS for **HB 73**—Financial and Governmental Organization, Veterans' Affairs and Elections.

HB 412—Governmental Accountability and Fiscal Oversight.

SECOND READING OF SENATE BILLS

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

SB 413—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 440—Economic Development, Tourism and Local Government.

SB 441—Ways and Means.

SB 444—Aging, Families, Mental and Public Health.

SB 463—Pensions and General Laws.

SB 473—Economic Development, Tourism and Local Government.

SB 493—Aging, Families, Mental and Public Health.

SB 507—Education.

SB 512—Ways and Means.

SB 545—Small Business, Insurance and Industrial Relations.

SB 549—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 558—Judiciary and Civil and Criminal Jurisprudence.

SB 559—Transportation.

SB 560—Commerce and the Environment.

SB 561—Small Business, Insurance and Industrial Relations.

SB 562—Economic Development, Tourism and Local Government.

SB 563—Judiciary and Civil and Criminal Jurisprudence.

SB 564—Pensions and General Laws.

SB 565—Ways and Means.

SB 566—Agriculture, Conservation, Parks and Natural Resources.

SB 567—Commerce and the Environment.

SB 568—Transportation.

SB 569—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 570—Transportation.

SB 571—Aging, Families, Mental and Public Health.

SB 572—Education.

SB 574—Education.

SB 575—Economic Development, Tourism and Local Government.

SB 576—Economic Development, Tourism and Local Government.

SB 577—Economic Development, Tourism and Local Government.

SB 578—Economic Development, Tourism and Local Government.

SB 579—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 580—Small Business, Insurance and Industrial Relations.

SB 581—Transportation.

SB 582—Education.

SB 583—Ways and Means.

SB 584—Judiciary and Civil and Criminal Jurisprudence.

SB 585—Education.

SB 586—Education.

SB 587—Pensions and General Laws.

SB 588—Pensions and General Laws.

SB 589—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 590—Economic Development, Tourism and Local Government.

SB 591—Judiciary and Civil and Criminal Jurisprudence.

SB 592—Economic Development, Tourism and Local Government.

SB 593—Aging, Families, Mental and Public Health.

SB 594—Transportation.

SB 595—Aging, Families, Mental and Public Health.

SB 596—Ways and Means.

SB 597—Economic Development, Tourism and Local Government.

SB 598—Transportation.

SB 601—Pensions and General Laws.

SB 603—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 604—Economic Development, Tourism and Local Government.

SB 605—Judiciary and Civil and Criminal Jurisprudence.

SB 606—Agriculture, Conservation, Parks and Natural Resources.

SB 607—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 608—Aging, Families, Mental and Public Health.

SB 609—Aging, Families, Mental and Public Health.

SB 610—Ways and Means.

SB 611—Agriculture, Conservation, Parks and Natural Resources.

SB 612—Commerce and the Environment.

SB 613—Commerce and the Environment.

SB 614—Small Business, Insurance and Industrial Relations.

SB 615—Transportation.

SB 616—Judiciary and Civil and Criminal Jurisprudence.

SB 617—Agriculture, Conservation, Parks and Natural Resources.

SB 618—Aging, Families, Mental and Public Health.

SB 619—Small Business, Insurance and Industrial Relations.

SB 620—Economic Development, Tourism and Local Government.

SB 621—Economic Development, Tourism and Local Government.

SB 622—Small Business, Insurance and Industrial Relations.

SB 623—Governmental Accountability and Fiscal Oversight.

SB 624—Aging, Families, Mental and Public Health.

SB 625—Aging, Families, Mental and Public Health.

SB 626—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 627—Pensions and General Laws.

SB 628—Aging, Families, Mental and Public Health.

SB 629—Education.

SB 630—Commerce and the Environment.

SB 631—Ways and Means.

SB 632—Education.

SB 634—Ways and Means.

SB 637—Education.

SB 638—Aging, Families, Mental and Public Health.

SB 639—Ways and Means.

SB 641—Education.

SB 642—Education.

SB 644—Education.

SB 651—Agriculture, Conservation, Parks and Natural Resources.

SB 666—Education.

SB 667—Judiciary and Civil and Criminal Jurisprudence.

SB 672—Economic Development, Tourism and Local Government.

SB 673—Aging, Families, Mental and Public Health.

SB 676—Education.

SB 682—Judiciary and Civil and Criminal Jurisprudence.

SB 692—Economic Development, Tourism and Local Government.

SB 697—Transportation.

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 **HCS for HB 14**, entitled:

An Act to appropriate money for the Office of Administration to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri beginning July 1, 2002 and ending June 30, 2003.

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 91**, entitled:

An Act to repeal sections 50.550, 558.019, and 559.021, RSMo, and to enact in lieu thereof four new sections relating to county crime reduction funds, with penalty provisions.

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 273**, entitled:

An Act to repeal sections 105.711, 258.100, 307.178, 430.225, 508.010, 508.040, 508.120, 510.263, 512.080, 514.060, 516.105, 516.170, 537.067, 538.205, 538.210 and 538.225, RSMo, and to enact in lieu thereof twenty-eight new sections relating to claims for damages for injuries to the person.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

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

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 28, 2003

TO THE SENATE OF THE 92nd GENERAL ASSEMBLY
OF THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and consent the following appointment to office:

Michael Ricardo Brown, 6807 Fairlane Drive, Kansas City, Jackson County, Missouri 64134, as a public member of the Missouri Real Estate Commission, for a term ending August 16, 2007, and until his successor is duly appointed and qualified; vice, Craig Lowther, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 28, 2003

TO THE SENATE OF THE 92nd 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:

Sam Burton, Ph.D., 4030 County Road 13848, Post Office Box 371, Rolla, Phelps County, Missouri 65402, as a member of the Children's Trust Fund Board, for a term ending September 15, 2004, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 28, 2003

TO THE SENATE OF THE 92nd 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:

K. Sue Rourk King, Democrat, 11100 Wyandotte Court, Kansas City, Jackson County, Missouri 64114, as a member of the

State Fair Commission, for a term ending December 29, 2006, and until her successor is duly appointed and qualified; vice, M. Sean McGinnis, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 28, 2003

TO THE SENATE OF THE 92nd 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:

William A. Markland, 103 West Seminary, Armstrong, Howard County, Missouri 65230, as a member of the Missouri Board of Occupational Therapy, for a term ending December 11, 2005, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 28, 2003

TO THE SENATE OF THE 92nd 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:

Alyssa L. Person, 6244 Oakland Avenue #306, St Louis City, Missouri 63139, as a member of the State Committee for Social Workers, for a term ending October 2, 2004, and until her successor is duly appointed and qualified; vice, Mary Dunlap, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

REPORTS OF STANDING COMMITTEES

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

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

Senator Dolan, Chairman of the Committee on Transportation, submitted the following report:

Mr. President: Your Committee on Transportation, to which was referred **SB 1**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute No. 2, hereto attached, do pass and be placed on the Consent Calendar.

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, to which was referred **SCS** for **SB 84**, begs leave to report that it

has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

INTRODUCTIONS OF GUESTS

Senator Steelman introduced to the Senate, Andrew Hagni, Rachel Hawley, and Christine Schmidgall, Rolla.

Senator Kennedy introduced to the Senate, Matt Belter, Michael Schmidt, and Lester Colz, St. Louis; and Robert Lord, Bloomsdale.

Senator Jacob introduced to the Senate, Joe Kelly, Columbia; and Joe was made an honorary page.

Senator Kennedy introduced to the Senate, Sheryl Davenport, and representatives of St. Louis Teacher's Union Local 420.

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

SENATE CALENDAR

Journal

THIRTY-FIRST DAY—TUESDAY, MARCH 4, 2003

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 497-Yeckel, et al
 SB 573-Dougherty
 SB 599-Childers and Gibbons
 SB 600-Jacob
 SB 602-Cauthorn
 SB 633-Shields and Kinder
 SB 635-Mathewson
 SB 636-Mathewson
 SB 640-Foster

SB 643-Yeckel
 SB 645-Kennedy
 SB 646-Bray
 SB 647-Bray
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 SB 649-Shields
 SB 650-Jacob
 SB 652-Steelman
 SB 653-Steelman

SB 654-Steelman
SB 655-Klindt
SB 656-Klindt
SB 657-Klindt
SB 658-Cauthorn
SB 659-Cauthorn
SB 660-Cauthorn
SB 661-Wheeler
SB 662-Wheeler
SB 663-Dolan and Gross
SB 664-Childers
SB 665-Bland
SB 668-Cauthorn and Klindt
SB 669-Dougherty and Gibbons
SB 670-Dougherty
SB 671-DePasco
SB 674-Gross
SB 675-Gross, et al
SB 677-Vogel and Russell
SB 678-Vogel and Russell
SB 679-Loudon
SB 680-Loudon

SB 681-Loudon, et al
SB 683-Clemens, et al
SB 684-Dougherty
SB 685-Gibbons, et al
SB 686-Russell
SB 687-Russell, et al
SB 688-Russell and Goode
SB 689-Russell and Goode
SB 690-Russell, et al
SB 691-Russell, et al
SB 693-Klindt, et al
SB 694-Klindt
SB 695-Goode and Russell
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HCS for HB 288
HCS for HB 390
HCS for HB 14

HB 91-Mayer
HCS for HB 273

THIRD READING OF SENATE BILLS

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

SCS for SB 84-Cauthorn and
Klindt

SENATE BILLS FOR PERFECTION

SB 34-Loudon	SB 253-Steelman, et al, with SCS
SB 347-Loudon, et al, with SCS	SB 207-Mathewson
SB 481-Dolan, et al, with SCS	SB 264-Shields, with SCS
SB 24-Steelman, with SCS	
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SB 11-Kinder and Scott, with SCS	SB 51-Shields
SB 18-Yeckel and Cauthorn, with SCS & SS for SCS (pending)	SB 69-Yeckel and Nodler, with SCS (pending)
SB 33-Loudon and Scott, with SS (pending)	SB 112-Loudon, with SCS
SB 36-Klindt and Cauthorn, with SCS, SS for SCS & SA 2 (pending)	SB 217-Champion and Clemens, with SS (pending)
	SB 436-Klindt, with SCS, SS for SCS & SA 2 (pending)

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CONSENT CALENDAR

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SB 62-Caskey

SB 275-Russell

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

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SB 456-Kennedy, et al	SB 237-Russell, et al, with SCS
SB 478-Gross, with SCS	SB 421-Mathewson, with SCS
SB 426-Griesheimer	SB 202-Childers, with SCS
SB 321-Days	SB 175-Loudon
SB 327-Gross and Mathewson	SB 52-Shields, with SCS#2
SB 496-Yeckel	SB 309-Caskey
SB 388-Klindt, et al	SB 1-Russell, with SCS#2

RESOLUTIONS

Reported from Committee

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