

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-NINTH DAY—MONDAY, MARCH 17, 2003

The Senate met pursuant to adjournment.

Senator Shields in the Chair.

Reverend Carl Gauck offered the following prayer:

“Faith by itself, if it has no works, is dead.” (James 2:17)

Gracious God, we return from our shortened weekend recognizing that our work is important and must be completed. Continue to bless our faith so it is an active mighty thing that requires us to constantly be doing good. And we pray for Senator Dolan’s wife that You will touch her with Your healing power, restoring her to health and wholeness. 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 Friday, March 14, 2003, was read and approved.

Photographers from the Associated Press 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

CONCURRENT RESOLUTIONS

Senators Dolan and Kinder offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 14

WHEREAS, the people of the state of Missouri view with growing concern the proliferation and buildup of nuclear, chemical and biological weapons of mass destruction and missile delivery systems for these weapons in the hands of hostile, or potentially hostile, and unstable foreign regimes; and

WHEREAS, the tragedy of September 11, 2002 shows that America is vulnerable to attack by foreign enemies; and

WHEREAS, North Korea has clearly established its intention to proceed with the further development of its offensive ballistic missiles and nuclear armaments, either as instruments of blackmail and extortion or for operational deployment, thereby contravening all previous nonproliferation agreements and understandings, with the effect of threatening the security of South Korea, Japan and the United States; and

WHEREAS, the people of the state of Missouri wish to affirm their support of the Government of the United States to take all action necessary to protect the people of America and future generations, including from attacks by missiles capable of causing

mass destruction and loss of American lives:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, First Regular Session, the House of Representatives concurring therein, hereby support the President of the United States to continue to take all actions necessary, directing the considerable scientific and technological capability of the great Union, to protect all fifty states and their people, our allies and our armed forces abroad from the threat of missile attack; and

BE IT FURTHER RESOLVED that the President of the United States and Congress be urged to consider that a nationwide, effective missile defense system will require the deployment of a robust, multi-layered architecture consisting of integrated land-based, sea-based and space-based capabilities to deter evolving future threats from missiles as weapons of mass destruction and to meet and destroy them when necessary; and

BE IT FURTHER RESOLVED that the President of the United States and Congress be urged to plan and fund a missile defense system beyond 2005 that would consolidate technological advancement and expansion from the limited applications currently planned; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States, President of the United States Senate, Speaker of the United States House of Representatives and the members of the Missouri Congressional delegation.

THIRD READING OF SENATE BILLS

SB 327, introduced by Senators Gross and Mathewson, entitled:

An Act to repeal sections 339.517 and 339.537, RSMo, and to enact in lieu thereof two new sections relating to the real estate appraisers commission.

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

On motion of Senator Gross, **SB 327** 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 Gross, title to the bill was agreed to.

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

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

SB 496, introduced by Senator Yeckel, entitled:

An Act to repeal sections 364.030, 364.105, 365.030, 367.140, 367.509, and 408.500, RSMo, and to enact in lieu thereof six new sections relating to the licensing, regulation and activities of lenders.

Was called from the Consent Calendar and taken up.

On motion of Senator Yeckel, **SB 496** 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 Yeckel, title to the bill was agreed to.

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

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

SB 388, introduced by Senator Klindt, et al, entitled:

An Act to repeal sections 348.195 and 348.210, RSMo, and to enact in lieu thereof two new sections relating to loan guarantees.

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

On motion of Senator Klindt, **SB 388** 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 Klindt, title to the bill was agreed to.

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

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

SB 237, with **SCS**, introduced by Senator Russell, et al, entitled:

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to fishing contests.

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

SCS for **SB 237**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 237

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to fishing contests.

Was taken up.

Senator Russell moved that **SCS** for **SB 237** be adopted, which motion prevailed.

On motion of Senator Russell, **SCS** for **SB 237** 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—32 |

NAYS—Senators—None

Absent—Senator Yeckel—1

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

Senator Mathewson moved that motion lay on

the table, which motion prevailed.

SB 421, with **SCS**, introduced by Senator Mathewson, entitled:

An Act to repeal section 311.174, RSMo, and to enact in lieu thereof one new section relating to the sale of liquor by the drink in certain convention and trade areas.

Was called from the Consent Calendar and taken up.

SCS for **SB 421**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 421

An Act to repeal section 311.097, RSMo, and to enact in lieu thereof one new section relating to the sale of liquor by the drink at certain establishments located on the grounds of certain sports stadiums.

Was taken up.

Senator Mathewson moved that **SCS** for **SB 421** be adopted, which motion prevailed.

On motion of Senator Mathewson, **SCS** for **SB 421** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | |
|---------|-----------|-----------|-------------|
| Bartle | Bland | Bray | Childers |
| Clemens | Days | Dolan | Dougherty |
| Foster | Gibbons | Goode | Griesheimer |
| Gross | Jacob | Kennedy | Kinder |
| Klindt | Mathewson | Nodler | Quick |
| Scott | Shields | Steelman | Stoll |
| Vogel | Wheeler | Yeckel—27 | |

NAYS—Senators

| | | | |
|--------|-----------|----------|---------|
| Caskey | Cauthorn | Champion | Coleman |
| Loudon | Russell—6 | | |

Absent—Senators—None

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

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

SB 202, with **SCS**, introduced by Senator Childers, entitled:

An Act to amend chapter 320, RSMo, by adding thereto one new section relating to access of fire protection entities to a water supply.

Was called from the Consent Calendar and taken up.

SCS for **SB 202**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 202

An Act to amend chapter 320, RSMo, by adding thereto one new section relating to access of fire protection entities to a water supply.

Was taken up.

Senator Childers moved that **SCS** for **SB 202** be adopted, which motion prevailed.

On motion of Senator Childers, **SCS** for **SB 202** 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 Childers, title to the bill was agreed to.

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

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

Senator Bartle assumed the Chair.

SB 175, introduced by Senator Loudon, entitled:

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to a food recovery program.

Was called from the Consent Calendar and taken up.

On motion of Senator Loudon, **SB 175** 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 Loudon, title to the bill was agreed to.

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

Senator Shields moved that motion lay on the

table, which motion prevailed.

SB 52, with **SCS No. 2**, introduced by Senator Shields, entitled:

An Act to repeal section 143.183, RSMo, relating to the taxation of non-resident professional athletes and entertainers, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

SCS No. 2 for **SB 52**, entitled:

SENATE COMMITTEE SUBSTITUTE NO. 2 FOR SENATE BILL NO. 52

An Act to repeal section 143.183, RSMo, and to enact in lieu thereof one new section relating to the taxation of nonresident professional athletes and entertainers.

Was taken up.

Senator Shields moved that **SCS No. 2** for **SB 52** be adopted, which motion prevailed.

On motion of Senator Shields, **SCS No. 2** for **SB 52** 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 Shields, title to the bill

was agreed to.

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

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

SB 1, with **SCS No. 2**, introduced by Senator Russell, entitled:

An Act to amend chapter 306, RSMo, by adding thereto two new sections relating to boating safety, with penalty provisions.

Was called from the Consent Calendar and taken up.

SCS No. 2 for **SB 1**, entitled:

SENATE COMMITTEE SUBSTITUTE NO. 2
FOR SENATE BILL NO. 1

An Act to amend chapter 306, RSMo, by adding thereto three new sections relating to boating safety.

Was taken up.

Senator Russell moved that **SCS No. 2** for **SB 1** be adopted, which motion prevailed.

On motion of Senator Russell, **SCS No. 2** for **SB 1** 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 Russell, title to the bill was agreed to.

Senator Russell 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 Mathewson moved that **SB 207** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Mathewson offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 207, Page 2, Section 407.735, Line 37, by adding the following after said line:

“(9) Loss due to theft of the rental vehicle. However, the renter shall be presumed to have no liability for any loss due to theft if (A) an authorized driver has possession of the ignition key furnished by the rental company or an authorized driver establishes that the ignition key furnished by the rental company was not in the vehicle at the time of the theft, and (B) an authorized driver files an official report of the theft with the police or other law enforcement agency within 24 hours of learning of the theft and reasonably cooperates with the rental company and the police or other law enforcement agency in providing information concerning the theft. The presumption set forth in this paragraph is a presumption affecting the burden of proof which the rental company may rebut by establishing that an authorized driver committed, or aided and abetted the commission of, the theft.”; and

Further amend said bill, said page and section, line 38, by striking the word “physical”; and

Further amend said bill, said page and section, line 41, by adding after the word “for” the following: “physical or mechanical”.

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

On motion of Senator Mathewson, **SB 207**, as amended, was declared perfected and ordered printed.

Senator Shields moved that **SB 51** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Shields offered **SS** for **SB 51**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 51

An Act to repeal sections 173.005, 174.020, 174.241, 174.251, 174.261, 174.324, and 174.450, RSMo, and to enact in lieu thereof seven new sections relating to state institutions of higher education.

Senator Shields moved that **SS** for **SB 51** be adopted.

Senator Shields offered **SS** for **SS** for **SB 51**, entitled:

SENATE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 51

An Act to repeal sections 172.360, 173.005, 173.355, 173.385, 174.020, 174.241, 174.251, 174.261, 174.324, and 174.450, RSMo, and to enact in lieu thereof eleven new sections relating to state institutions of higher education.

Senator Shields moved that **SS** for **SS** for **SB 51** be adopted.

Senator Klindt offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Substitute for Senate Bill No. 51, Page 1, Section A, Line 6, by inserting after all of said line the following:

“160.545. 1. There is hereby established within the department of elementary and secondary education the “A+ Schools Program” to be administered by the commissioner of education.

The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and

(3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and

(3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and

(4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

(5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to

best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

4. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the

school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092, RSMo, and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

5. For any school year, grants authorized by subsections 1 to 3 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 6 of this section.

6. The commissioner of education shall, by rule and regulation of the state board of education and with the advice of the coordinating board for higher education, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school for any student:

(1) Who has attended a public high school in the state for at least three years immediately prior to graduation that meets the requirements of subsection 2 of this section, except that students who are active duty military dependents who, in the school year immediately preceding graduation, meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the three-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that

could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school as determined by rule of the state board of education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of said board.

7. The provisions of subsection 6 of this section shall not be interpreted to allow for any reimbursement to any four-year institutions of higher education, regardless of whether such reimbursements are made indirectly by means of a public community college or vocational or technical school. In order for any public community college or vocational or technical school to receive reimbursements pursuant to subsection 6 of this section, the qualifying student must exclusively attend a public community college or vocational or technical school.

[7.] **8.** The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.”; and

Further amend the title and enacting clause accordingly.

Senator Klindt moved that the above amendment be adopted.

Senator Childers assumed the Chair.

At the request of Senator Shields, **SB 51**, with **SS**, **SS** for **SS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE GOVERNOR

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

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 13, 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:

Jesse C. Caudle, 50 Sunrise Drive, Winfield, Lincoln County, Missouri 63389, as a member of the Missouri Training and Employment Council, for a term ending August 28, 2006, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 13, 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:

Angelia Mary Elgin, 2634 St. Vincent Avenue, St. Louis City, Missouri 63104, as a member of the Missouri Fire Safety Advisory Board, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, Ed Wildberger, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 13, 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:

Robert V. Jacobi, Jr., 1421 Northeast 83rd Street, Kansas City, Clay County, Missouri 64118, as a member of the Missouri

Seed Capital Investment Board, for a term ending April 20, 2006, and until his successor is duly appointed and qualified; vice, John Gaal, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 13, 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:

Lanny L. Meng, Democrat, 29248 Highway 29, Oregon, Holt County, Missouri 64473, as a member of the Safe Drinking Water Commission, for a term ending September 1, 2006, and until his successor is duly appointed and qualified; vice, Katherine Wesselschmidt, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
March 13, 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 D. Owens, M.D., Republican, 500 North South Road #102, St. Louis, St. Louis County, Missouri 63130, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2003, and until his successor is duly appointed and qualified; vice, Dr. Dorothy Fryer, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

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

REPORTS OF STANDING COMMITTEES

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 **SS** for **SS** for **SCS** for **SB 280**, 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.

REFERRALS

President Pro Tem Kinder referred **SS** for **SS** for **SCS** for **SB 280** to the Committee on Governmental Accountability and Fiscal Oversight.

SECOND READING OF SENATE BILLS

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

SB 599—Economic Development, Tourism and Local Government.

SB 636—Small Business, Insurance and Industrial Relations.

SB 670—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 675—Ways and Means.

SB 677—Ways and Means.

SB 678—Ways and Means.

SJR 21—Agriculture, Conservation, Parks and Natural Resources.

HOUSE BILLS ON SECOND READING

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

HCS for **HB 390**—Financial and Governmental Organization, Veterans' Affairs and Elections.

HCS for **HB 281**—Education.

HS for **HCS** for **HBs 349, 120, 136** and **328**—Pensions and General Laws.

HB 75—Transportation.

HCS for **HB 131**—Pensions and General Laws.

HCS for **HBs 152** and **180**—Pensions and General Laws.

HCS for **HB 166**—Economic Development, Tourism and Local Government.

HCS for **HB 181**—Economic Development, Tourism and Local Government.

HB 187—Transportation.

HB 208—Commerce and the Environment.

HB 286—Aging, Families, Mental and Public Health.

HCS for **HB 245**—Transportation.

HCS for **HBs 59** and **269**—Aging, Families, Mental and Public Health.

HCS for **HB 202**—Aging, Families, Mental and Public Health.

HB 247—Transportation.

HCS for **HB 253**—Judiciary and Civil and Criminal Jurisprudence.

HB 278—Economic Development, Tourism and Local Government.

HCS for **HB 277**—Economic Development, Tourism and Local Government.

HB 292—Economic Development, Tourism and Local Government.

HB 314—Financial and Governmental Organization, Veterans' Affairs and Elections.

HCS for **HB 289**—Commerce and the Environment.

HCS for **HB 554**—Education.

HS for **HCS** for **HB 257**—Agriculture, Conservation, Parks and Natural Resources.

HCS for **HB 410**—Transportation.

HCS for **HB 144**—Ways and Means.

RESOLUTIONS

Senator Nodler offered Senate Resolution No. 409, regarding Hollis P. Osborne, Carthage, which was adopted.

Senator Nodler offered Senate Resolution No. 410, regarding Seneca High School, Seneca, which was adopted.

Senator Shields offered Senate Resolution No. 411, regarding Leandro James Lemen, St. Louis, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Childers introduced to the Senate, Chris Powers, Point Lookout.

Senator Mathewson introduced to the Senate, Kayleen Frazier, Topeka, Kansas; and Kayleen was made an honorary page.

Senator Bartle introduced to the Senate, Kylie Matthews, Wildwood.

Senator Loudon introduced to the Senate, Kim, Paige, Haley, and Julia Tunze, St. Charles; Caroline Krewson, Blue Springs; and his daughters, Lyda Lindsey and Lily Love Loudon, Ballwin; and Haley, Julia, Paige, and Caroline were made honorary pages.

Senator Wheeler introduced to the Senate, Dr. Roger E. Billings, Gallatin.

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

SENATE CALENDAR

 FORTIETH DAY—TUESDAY, MARCH 18, 2003

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 288
 HB 91-Mayer

HCS for HB 273
 HS for HCS for HB 156-Phillips

Unofficial
 THIRD READING OF SENATE BILLS

SS for SS for SCS for
 SB 280-Scott
 (In Fiscal Oversight)

Journal
 SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| 1. SB 298-Griesheimer, with SCS | 10. SB 5-Caskey, with SCS |
| 2. SB 427-Bartle, et al, with SCS | 11. SBs 556 & 311-Kinder, et al, with SCS |
| 3. SBs 125 & 290-Goode, with SCS | 12. SB 243-Yeckel |
| 4. SB 422-Childers, with SCS | 13. SBs 361, 103, 156 & 329-Steelman, with SCS |
| 5. SB 2-Russell, with SCS | 14. SB 28-Gross |
| 6. SB 544-Gross, et al, with SCS | 15. SB 362-Steelman and Gross |
| 7. SB 450-Mathewson, et al, with SCS | 16. SB 184-Bartle and Scott |
| 8. SB 305-Jacob and Steelman | 17. SB 38-Klindt, et al, with SCS |
| 9. SB 410-Shields and Goode, with SCS | |
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HOUSE BILLS ON THIRD READING

HB 412-Goodman, et al

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 18-Yeckel and Cauthorn, with
SCS & SS for SCS (pending)
SB 24-Steelman, with SCS
& SS for SCS (pending)
SB 33-Loudon and Scott,
with SS (pending)
SB 51-Shields, with SS, SS
for SS & SA 1 (pending)
SB 69-Yeckel and Nodler,
with SCS (pending)
SB 112-Loudon, with SCS
SB 217-Champion and
Clemens, with SS (pending)

SB 253-Steelman, et al,
with SCS, SS for SCS &
SA 1 (pending)
SB 264-Shields, with SCS
SB 300-Cauthorn, et al,
with SCS
SB 347-Loudon, et al,
with SCS
SB 436-Klindt, with SCS, SS
for SCS & SA 2 (pending)
SB 481-Dolan, et al, with SCS,
SS for SCS & SS for SS for
SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/10

SB 62-Caskey

SB 275-Russell

Reported 2/24

SB 385-Scott, with SCS

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Reported 3/4

SB 457-Caskey
SB 467-Bartle
SB 61-Caskey, with SCS
SB 537-Jacob
SB 448-Bartle
SB 394-Bartle

SB 395-Bartle
SB 471-Bartle
SB 470-Bartle
SB 469-Bartle
SB 468-Bartle

Reported 3/10

| | |
|---------------------------|--------------------------|
| SB 295-Shields, with SCS | SB 431-Gibbons |
| SB 521-Gross | SB 506-Clemens |
| SB 522-Gross | SB 425-Scott |
| SB 529-Childers | SB 73-Bland, with SCS |
| SB 540-Gross | SB 358-Shields, with SCS |
| SB 546-Caskey, with SCS | SB 93-Shields |
| SB 547-Caskey, with SCS | SB 447-Bartle, with SCS |
| SB 392-Shields | SB 407-Klindt |
| SB 519-Foster, with SCA 1 | SB 373-Bartle, with SCS |
| SB 204-Yeckel, et al | |

Reported 3/11

| | |
|-----------------|---------------|
| SB 165-Bland | SB 607-Loudon |
| SB 480-Dolan | SB 616-Nodler |
| SB 492-Scott | SB 399-Caskey |
| SB 548-Champion | |

Reported 3/13

| | |
|--|------------------------------|
| SB 159-Bland, with SCS | SB 694-Klindt |
| SB 571-Loudon | SB 180-Bland |
| SB 618-Kennedy and Shields | SBs 632 & 644-Days, with SCS |
| SB 534-Cauthorn | SB 642-Foster, with SCS |
| SB 351-Dougherty, with SCS | SB 676-Kennedy, with SCS |
| SB 16-Childers, with SCS | SB 666-Bland, with SCS |
| SB 120-Caskey | SB 686-Russell, with SCS |
| SB 504-Clemens and Champion, with SCS | SB 334-Goode |
| SB 513-Kennedy and Coleman, with SCS | SB 651-Steelman, et al |
| SB 562-Griesheimer, with SCS | SB 668-Cauthorn and Klindt |
| SB 577-Shields | SB 606-Coleman |
| SB 578-Shields | SB 611-Clemens, et al |
| SB 590-Shields | SB 623-Foster |
| SB 592-Foster, with SCS | SB 293-Vogel |
| SB 621-Loudon, with SCS | SB 583-Nodler |
| SB 635-Mathewson, with SCS | SB 438-Clemens, et al |
| | SB 490-Dolan |
| | SB 594-Bray, with SCS |

SB 598-Childers and Nodler
SB 697-Nodler, et al
SB 552-Yeckel

SB 463-Gross
SB 511-Kinder, et al

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

HCS for HB 15, with SCS
(Russell)

Unofficial
RESOLUTIONS

To be Referred

SCR 14-Dolan and Kinder

Reported from Committee

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

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