

Journal of the Senate

FIRST REGULAR SESSION

SIXTY-FIFTH DAY—FRIDAY, MAY 2, 2003

The Senate met pursuant to adjournment.

Senator Childers in the Chair.

Reverend Carl Gauck offered the following prayer:

“I love the Lord, because he has heard the voice of my supplications, because he has inclined his ear to me whenever I called upon him.” (Psalm 116:1)

Holy God, we thank You daily; we call upon You and You hear our voices and You incline Your ear to our prayers. We thank You for Your blessing us with Your guiding presence. We thank You for those You have given us to love and for teaching us to love as You have loved us. We pray for You to watch over us this day in the work we complete here and in our traveling to be with loved ones once again. 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 of the previous day was read and approved.

Photographers from KRCG-TV, KOMU-TV, the Jefferson City News Tribune and 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

RESOLUTIONS

Senator Quick offered Senate Resolution No. 854, regarding Spencer Ray Langston, Kansas City, which was adopted.

Senator Quick offered Senate Resolution No. 855, regarding Adam Jonathan Moore, Kansas City, which was adopted.

Senator Quick offered Senate Resolution No. 856, regarding Richard Janulewicz, Clay County, which was adopted.

Senator Goode offered Senate Resolution No. 857, regarding Missouri Teacher of the Year Audrey Ferguson, St. Louis, which was adopted.

Senators Quick, Klindt and Wheeler offered Senate Resolution No. 858, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Alan “J” Baker, Gladstone, which was adopted.

Senator Champion offered Senate Resolution No. 859, regarding Robyn Worsey, Rolla, which was adopted.

Senator Vogel offered Senate Resolution No.860, regarding Linda K. Shockley, Auxvasse, which was adopted.

Senator Vogel offered Senate Resolution No. 861, regarding Jessica Steinmetz, Jefferson City, which was adopted.

Senator Yeckel offered Senate Resolution No. 862, regarding Andrew David Mikusch, Crestwood, which was adopted.

Senator Yeckel offered Senate Resolution No. 863, regarding Kevin John Sheehan, St. Louis, which was adopted.

Senator Yeckel offered Senate Resolution No. 864, regarding the Center for Emerging Technologies, St. Louis, which was adopted.

HOUSE BILLS ON SECOND READING

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

HCS for HB 16—Appropriations.

HCS for HB 17—Appropriations.

HCS for HB 18—Appropriations.

HCS for HB 19—Appropriations.

HCS for HB 20—Appropriations.

REFERRALS

President Pro Tem Kinder referred **HS** for **HCS for HB 228**, with **SCS**; **HS** for **HCS for HBs 679** and **396**, with **SCS**; and **HS** for **HB 197**, with **SCS**, to the Committee on Governmental Accountability and Fiscal Oversight.

HOUSE BILLS ON THIRD READING

Senator Caskey moved that **HS** for **HCS** for **HBs 349, 120, 136, and 328**, with **SS** and **SA 2**

(pending), be called from the Informal Calendar and again taken up for third reading and final passage, which motion prevailed.

SA 2 was again taken up.

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

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

Amend Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136, and 328, Page 7, Section 571.094, Line 29, by striking “twenty-one” and inserting in lieu thereof “**twenty-three**”; and

Further amend said section, page 10, lines 2-3, by striking “twenty-one” and inserting in lieu thereof “**twenty-three**”; and

Further amend said section, page 35, line 5, by striking “twenty-one” and inserting in lieu thereof “**twenty-three**”.

Senator Caskey moved that the above substitute amendment be adopted.

A quorum was established by the following vote:

Present—Senators

Bartle	Bray	Caskey	Cauthorn
Champion	Childers	Clemens	Coleman
Days	Dougherty	Foster	Gibbons
Goode	Griesheimer	Gross	Jacob
Kennedy	Kinder	Klindt	Loudon
Mathewson	Nodler	Quick	Russell
Scott	Shields	Steelman	Stoll
Vogel	Wheeler	Yeckel—31	

Absent—Senators

Bland	Dolan—2
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Absent with leave—Senator DePasco—1

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

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

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 2 to Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136, and 328, Page 1, Section 571.094, Line 2, by deleting the word “twenty-three” and inserting in lieu thereof the word “twenty-four”; and

Further amend said section, page 1, line 5, by deleting the word “twenty-three” and inserting in lieu thereof the word “twenty-four”; and

Further amend said section, page 1, line 8, by deleting the word “twenty-three” and inserting in lieu thereof the word “twenty-four”; and

Further amend said section, page 1, line 8, by inserting after the end of said line the following: “; and

Further amend said section, page 8, line 2, by deleting the words “six months” and inserting in lieu thereof the words “two years” and further amend said section, page 9, line 28, by deleting the words “six months” and inserting in lieu thereof the words “two years”; and

Further amend said section, Page 35, lines 7-8, by deleting the words “six months” and inserting in lieu thereof the words “two years”.

Senator Jacob moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Bray, Days, Kennedy and Scott.

SA 1 to SSA 1 for SA 2 failed of adoption by the following vote:

YEAS—Senators

Bland	Bray	Coleman	Days
Dougherty	Goode	Jacob	Kennedy
Wheeler—9			

NAYS—Senators

Bartle	Caskey	Cauthorn	Champion
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Childers	Clemens	Dolan	Foster
Gibbons	Griesheimer	Gross	Kinder
Klindt	Loudon	Mathewson	Nodler
Russell	Scott	Shields	Steelman
Stoll	Vogel	Yeckel—23	

Absent—Senator Quick—1

Absent with leave—Senator DePasco—1

SSA 1 for SA 2 was again taken up.

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

Senator Bray offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136 and 328, Page 2, Section 50.535, Line 15, by inserting immediately after said line the following:

“571.023. 1. A person commits the crime of criminally negligent storage of a firearm if:

(1) Such person stores or keeps any loaded firearm or unloaded firearm and ammunition for that firearm on any premises under his or her custody and control;

(2) He or she knows or reasonably should know that a minor is capable of gaining access to the loaded firearm or unloaded firearm and ammunition; and

(3) A minor obtains the loaded firearm or unloaded firearm and ammunition and uses it to cause the death of or any serious injury to any person or exhibits the firearm in a public place or uses it to threaten injury or death to any person.

2. The provisions of subsection 1 of this section shall not apply if:

(1) Such person keeps:

(a) The loaded firearm or unloaded firearm

and ammunition in a securely locked box or other locked container;

(b) The loaded or unloaded firearm secured by a locking mechanism that renders the firearm inoperable;

(c) The loaded or unloaded firearm in a dismantled state that renders the firearm inoperable and stores the dismantled part separate from the rest of the firearm in a securely locked box or other locked container; or

(d) The ammunition for an unloaded firearm stored separate from that unloaded firearm in a securely locked box or other locked container;

(2) The person is a peace officer, member of the armed forces, or a member of the national guard and the minor obtains the firearm during, or incidental to, that person performing his or her official duties;

(3) The minor obtains and discharges the firearm in a lawful act of self-defense or defense of one or more persons;

(4) The minor obtains the firearm as the result of an unlawful entry;

(5) The minor was supervised by a person twenty-one years of age or older and was engaging in hunting, sporting, or another lawful purpose; or

(6) The minor was engaged in an agricultural enterprise.

3. As used in this section the term “minor” means any person eighteen years of age or younger.

4. Firearms dealers shall be required to provide purchasers with a written warning about the provisions of this section and to place a conspicuous warning sign at the place where their firearms are sold. The warning shall read as follows:

“It is unlawful and a violation of section 571.023, RSMo, to store, transport, or abandon a loaded firearm or an unloaded firearm and ammunition for that firearm in a place where minors are likely to be and can obtain access to the loaded firearm or unloaded firearm and ammunition.”

5. Criminally negligent storage of a firearm is a class A misdemeanor.”; and

Further amend the title and enacting clause accordingly.

Senator Bray moved that the above amendment be adopted.

A quorum was established by the following vote:

Present—Senators			
Bland	Bray	Caskey	Cauthorn
Champion	Childers	Clemens	Days
Dougherty	Foster	Gibbons	Goode
Griesheimer	Gross	Kennedy	Kinder
Klindt	Loudon	Mathewson	Nodler
Russell	Scott	Shields	Steelman
Stoll	Vogel	Wheeler	Yeckel—28
Absent—Senators			
Bartle	Coleman	Dolan	Jacob
Quick—5			

Absent with leave—Senator DePasco—1

SA 3 was again taken up.

A quorum was established by the following vote:

Present—Senators			
Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	Dougherty	Foster
Gibbons	Goode	Griesheimer	Gross
Jacob	Kennedy	Kinder	Klindt
Loudon	Mathewson	Nodler	Russell
Scott	Shields	Steelman	Stoll
Vogel	Wheeler	Yeckel—31	

Absent—Senators

Dolan Quick—2

Absent with leave—Senator DePasco—1

Senator Bland offered SA 1 to SA 3:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136, and 328, Page 3, Section 571.023, Line 2, by inserting immediately after said line the following:

“571.227. 1. It shall be unlawful for manufacturers of concealable firearms, as defined in section 571.010, or of assault weapons, as defined in subsection 2 of this section, to distribute any concealable firearm or assault weapon in this state unless such firearm is equipped with a reusable child safety lock, firearm lock or firearm locking device, gun lock or gun locking device appropriate for such firearm, which lock or device shall be constructed of material sufficiently strong to prevent it from being easily disabled and have a locking mechanism accessible by key or electronic or other mechanical accessory specific to such lock or device to prevent unauthorized removal of the locking device.

2. As used in this section an assault weapon is:

(1) Any selective-fire firearm capable of fully automatic, semiautomatic or burst fire at the option of the user or any of the following specified semiautomatic firearms: Algimec Agmi; Armalite AR-180; Australian Automatic Arms SAP Pistol; Auto-Ordnance Thompson type; Avtomat Kalashnikov AK-47 type; Barrett Light-Fifty model 82A1; Beretta AR-70; Bushmaster Auto Rifle and Auto Pistol; Calico models M-900, M-950 and 100-P; Chartered Industries of Singapore SR-88; Colt AR-15 and Sporter; Daewoo K-1, K-2, Max-1 and Max-2;

Encom MK-IV, MP-9 and MP-45; Fabrique Nationale FN/FAL, FN/LAR, or FN/FNC; FAMAS MAS 223; Feather AT-9 and Mini-AT; Federal XC-900 and XC-450; Franchi SPAS-12 and LAW-12; Galil AR and ARM; Goncz High-Tech Carbine and High-Tech Long Pistol; Heckler & Koch HK-91, HK-93, HK-94 and SP-89; Holmes MP-83; MAC-10, MAC-11 and MAC-11 Carbine type; Intratec TEC-9 and Scorpion; Iver Johnson Enforcer model 3000; Ruger Mini-14/5F folding stock model only; Scarab Skorpion; SIG 57 AMT and 500 series; Spectre Auto Carbine and Auto Pistol; Springfield Armory BM59, SAR-48 and G-3; Sterling MK-6 and MK-7; Steyr AUG; Street Sweeper and Striker 12 revolving cylinder shotguns; USAS-12; UZI Carbine, Mini-Carbine and Pistol; Weaver Arms Nighthawk; Wilkinson “Linda” Pistol;

(2) A part or combination of parts designed or intended to convert a firearm into an assault weapon, or any combination of parts from which an assault weapon may be rapidly assembled if those parts are in the possession or under the control of the same person; or

(3) Any of the following:

(a) A semiautomatic, centerfire rifle that has the capacity to accept a detachable magazine and any one of the following:

- a. A pistol grip that protrudes conspicuously beneath the action of the weapon;**
- b. A thumbhole stock;**
- c. A folding or telescoping stock;**
- d. A grenade launcher or flare launcher;**
- e. A flash suppressor;**
- f. A forward pistol grip;**

(b) A semiautomatic, centerfire rifle that has a fixed magazine with the capacity to accept more than ten rounds;

(c) A semiautomatic, centerfire rifle that

has an overall length of less than thirty inches;

(d) A semiautomatic pistol that has the capacity to accept a detachable magazine and any one of the following:

a. A threaded barrel, capable of accepting a flash suppressor, forward handgrip, or silencer;

b. A second handgrip;

c. A shroud that is attached to, or partially or completely encircles, the barrel that allows the bearer to fire the weapon without burning his or her hand, except a slide that encloses the barrel;

d. The capacity to accept a detachable magazine at some location outside of the pistol grip;

(e) A semiautomatic pistol with a fixed magazine that has the capacity to accept more than ten rounds;

(f) A semiautomatic shotgun that has both of the following:

a. A folding or telescoping stock; and

b. A pistol grip that protrudes conspicuously beneath the action of the weapon, thumbhole stock, or vertical handgrip;

(g) A semiautomatic shotgun that has the ability to accept a detachable magazine; or

(h) Any shotgun with a revolving cylinder.

3. Assault weapon does not include any antique firearm.

4. As used in this section, the following terms mean:

(1) “Capacity to accept more than ten rounds”, capable of accommodating more than ten rounds, but shall not be construed to include a feeding device that has been permanently altered so that it cannot accommodate more than ten rounds;

(2) “Magazine”, any ammunition feeding device.

5. As used in this section the term “assault weapon” does not include any firearm modified to render it permanently inoperable.”; and

Further amend the title and enacting clause accordingly.

Senator Bland moved that the above amendment be adopted, and requested a roll call vote be taken. She was joined in her request by Senators Bray, Coleman, Days and Stoll.

SA 1 to SA 3 failed of adoption by the following vote:

YEAS—Senators			
Bland	Bray	Coleman	Days
Dougherty	Goode	Jacob	Kennedy
Wheeler—9			

NAYS—Senators			
Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Foster	Gibbons
Griesheimer	Gross	Kinder	Klindt
Loudon	Mathewson	Nodler	Russell
Scott	Shields	Steelman	Stoll
Vogel			
Yeckel—22			

Absent—Senators	
Dolan	Quick—2

Absent with leave—Senator DePasco—1

SA 3 was again taken up.

Senator Bray offered SA 2 to SA 3, which was read:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136, and 328, Page 1, Section 571.023, Line 13, by deleting after the fourth word “person” the words “or exhibits the firearm in a public place”;

and further amend said amendment, page 2, line 20, by deleting the word “eighteen” and inserting in lieu thereof the word “sixteen”.

Senator Bray moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Coleman, Days, Jacob and Kennedy.

Senator Bartle assumed the Chair.

A quorum was established by the following vote:

Present—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Clemens	Coleman
Days	Dougherty	Foster	Gibbons
Griesheimer	Gross	Jacob	Kennedy
Kinder	Klindt	Loudon	Mathewson
Nodler	Scott	Shields	Steelman
Vogel	Wheeler	Yeckel—27	

Absent—Senators

Childers	Dolan	Goode	Quick
Russell	Stoll—6		

Absent with leave—Senator DePasco—1

SA 2 to SA 3 failed of adoption by the following vote:

YEAS—Senators

Bland	Bray	Coleman	Days
Dougherty	Jacob	Kennedy	Quick
Wheeler—9			

NAYS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Dolan	Foster
Gibbons	Griesheimer	Gross	Kinder
Klindt	Loudon	Mathewson	Nodler
Russell	Scott	Shields	Steelman
Vogel	Yeckel—22		

Absent—Senators

Goode	Stoll—2
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Absent with leave—Senator DePasco—1

SA 3 was again taken up.

Senator Bray moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Coleman, Days, Jacob and Scott.

SA 3 failed of adoption by the following vote:

YEAS—Senators

Bland	Bray	Coleman	Days
Dougherty	Jacob	Kennedy	Quick
Wheeler—9			

NAYS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Dolan	Foster
Gibbons	Griesheimer	Gross	Kinder
Klindt	Loudon	Mathewson	Nodler
Russell	Scott	Shields	Steelman
Vogel	Yeckel—22		

Absent—Senators

Goode	Stoll—2
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Absent with leave—Senator DePasco—1

A quorum was established by the following vote:

Present—Senators

Bartle	Bland	Caskey	Cauthorn
Champion	Childers	Clemens	Coleman
Dolan	Dougherty	Foster	Gibbons
Goode	Griesheimer	Jacob	Kennedy
Kinder	Klindt	Loudon	Mathewson
Nodler	Quick	Russell	Scott
Shields	Steelman	Stoll	Vogel
Wheeler	Yeckel—30		

Absent—Senators

Bray	Days	Gross—3
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Absent with leave—Senator DePasco—1

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

SENATE AMENDMENT NO. 4

Amend Senate Substitute for House Substitute

for House Committee Substitute for House Bills Nos. 349, 120, 136 and 328, Page 23, Section 571.094, Lines 12-15, by striking all of said lines and inserting in lieu thereof the following: **“of the general assembly. Possession of a firearm”**.

Senator Jacob moved that the above amendment be adopted.

A quorum was established by the following vote:

Present—Senators			
Bartle	Caskey	Cauthorn	Champion
Clemens	Coleman	Days	Foster
Gibbons	Goode	Griesheimer	Gross
Jacob	Kennedy	Kinder	Klindt
Loudon	Mathewson	Nodler	Scott
Shields	Steelman	Stoll	Vogel
Wheeler	Yeckel—26		

Absent—Senators			
Bland	Bray	Childers	Dolan
Dougherty	Quick	Russell—7	

Absent with leave—Senator DePasco—1

Senator Jacob offered **SSA 1** for **SA 4**, which was read:

**SENATE SUBSTITUTE AMENDMENT NO. 1
FOR SENATE AMENDMENT NO. 4**

Amend Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136 and 328, Page 23, Section 571.094, Lines 12-15, by striking all of said lines and inserting in lieu thereof the following: **“of the general assembly. Possession of a firearm”**; and

Further amend said bill, section and page, line 19, by inserting after the word “court” the following: **“, the state, any state agency”**.

Senator Jacob moved that the above substitute amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Coleman, Days, Dougherty and Kennedy.

SSA 1 for **SA 4** failed of adoption by the

following vote:

YEAS—Senators			
Bland	Bray	Coleman	Days
Dougherty	Goode	Jacob	Kennedy
Wheeler—9			

NAYS—Senators			
Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Foster	Gibbons
Griesheimer	Gross	Kinder	Klindt
Loudon	Mathewson	Nodler	Russell
Scott	Shields	Steelman	Stoll
Vogel	Yeckel—22		

Absent—Senators	
Dolan	Quick—2

Absent with leave—Senator DePasco—1

At the request of Senator Jacob, **SA 4** was withdrawn.

Senator Coleman offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136 and 328, Page 27, Section 571.094, Line 8 of said page, by inserting after all of said line the following:

“21. Any concealed carry endorsement holder shall immediately disclose to a business establishment owner or operator that he or she is bringing a concealed weapon into such establishment.”; and

Further renumber the remaining subsections accordingly.

Senator Coleman moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Bland, Bray, Days and Kennedy.

SA 5 failed of adoption by the following vote:

YEAS—Senators			
Bland	Bray	Coleman	Days

Dougherty Jacob Kennedy—7

NAYS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Foster	Gibbons
Griesheimer	Gross	Kinder	Klindt
Loudon	Mathewson	Nodler	Russell
Scott	Shields	Steelman	Stoll
Vogel	Yeckel—22		

Absent—Senators

Dolan	Goode	Quick	Wheeler—4
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Absent with leave—Senator DePasco—1

Senator Bland offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136 and 328, Page 39, Section 571.094, Line 5, by inserting immediately after said line the following:

“Section 1. 1. This section shall be known as the “Missouri Ballistic Identification Act”.

2. Manufacturers and retail sellers of firearms shall establish a ballistic identification database for each firearm sold in the state of Missouri and shall be maintained by the department of public safety.

3. As used in this section, the following terms shall mean:

(1) “Ballistic identification”, striation marks produced when the projectile passes through the barrel of a firearm;

(2) “Ballistic identification database”, the records and depository of projectiles and records of the striation marks produced when a firearm is discharged and the identification of the firearm that produced the striation marks.

4. All manufacturers that ship or transport a handgun to be sold in Missouri shall include in the box with the handgun, in a separate

container:

(1) A shell casing of a projectile discharged from that handgun; and

(2) Additional information that identifies the type of handgun or shell casing.

5. The shell casing and additional information shall be sent to the Missouri department of public safety to be maintained in a ballistic identification database for the public good.”; and

Further amend the title and enacting clause accordingly.

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

Senator Kennedy offered **SA 7**, which was read:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for House Substitute for House Committee Substitute for House Bills Nos. 349, 120, 136, and 328, Page 9, Section 571.094, Line 19, by inserting after said line the following:

“(11) Has no outstanding state or local taxes, municipal fines, or traffic fines.”.

Senator Kennedy moved that the above amendment be adopted.

PRIVILEGED MOTIONS

Senator Caskey submitted the following:

Shall the main question be now put?

/s/ Harold L. Caskey

/s/ David G. Klindt

/s/ John Cauthorn

/s/ Dan Clemens

/s/ Norma Champion

The motion to move the previous question was adopted by the following vote:

YEAS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Dolan	Foster
Gibbons	Griesheimer	Gross	Kinder
Klindt	Loudon	Nodler	Russell
Scott	Shields	Vogel	Yeckel—20

NAYS—Senators

Bland	Bray	Coleman	Days
Dougherty	Jacob	Kennedy	Mathewson
Quick	Steelman	Stoll—11	

Absent—Senators

Goode	Wheeler—2
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Absent with leave—Senator DePasco—1

Senator Dougherty inquired of the President as to what the question would be before the body.

The President indicated that votes would be taken on the adoption of **SA 7**; the adoption of the Senate Substitute and the third reading of the bill.

Senator Dougherty raised the point of order that the motion to move the previous question should apply only to the immediate business at hand, **SA 7**.

Senator Shields assumed the Chair.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Bartle assumed the Chair.

SA 7 to SS for HS for HCS for HBs 349, 120, 136, and 328 failed of adoption.

Senator Jacob rose to appeal the ruling made by the President Pro Tem of the Senate on Senator Dougherty's point of order.

The ruling made by the President Pro Tem was sustained by the following vote:

YEAS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Dolan	Foster
Gibbons	Griesheimer	Gross	Kinder
Klindt	Loudon	Nodler	Russell
Scott	Shields	Steelman	Vogel
Yeckel—21			

NAYS—Senators

Bland	Bray	Coleman	Days
Dougherty	Jacob	Kennedy	Mathewson
Quick	Stoll—10		

Absent—Senators

Goode	Wheeler—2
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Absent with leave—Senator DePasco—1

Senator Dougherty requested a roll call vote be taken on the adoption of **SS** for **HS** for **HCS** for **HBs 349, 120, 136, and 328**, as amended. He was joined in his request by Senators Days, Coleman, Gibbons and Jacob.

SS for **HS** for **HCS** for **HBs 349, 120, 136, and 328**, as amended, was adopted by the following vote:

YEAS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Dolan	Foster
Griesheimer	Gross	Kinder	Klindt
Loudon	Mathewson	Nodler	Russell
Scott	Shields	Steelman	Stoll
Vogel	Yeckel—22		

NAYS—Senators

Bray	Coleman	Days	Dougherty
Gibbons	Jacob	Kennedy	Quick—8

Senators Not Voting—Senator Bland—1

Absent—Senators

Goode	Wheeler—2
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Absent with leave—Senator DePasco—1

SS for **HS** for **HCS** for **HBs 349, 120, 136, and 328**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Caskey	Cauthorn	Champion
Childers	Clemens	Dolan	Foster
Griesheimer	Gross	Jacob	Kinder
Klindt	Loudon	Mathewson	Nodler

Russell	Scott	Shields	Steelman
Stoll	Vogel	Yeckel—23	

NAYS—Senators

Bray	Coleman	Days	Dougherty
Gibbons	Kennedy	Quick—7	

Senators Not Voting—Senator Bland—1

Absent—Senators

Goode Wheeler—2

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

RESOLUTIONS

Senator Loudon offered Senate Resolution No. 865, Jan LaZear, St. Ann, which was adopted.

Senator Loudon offered Senate Resolution No. 866, regarding Kay Sullivan, which was adopted.

Senator Loudon offered Senate Resolution No. 867, regarding Colleen Mullins, which was adopted.

Senator Loudon offered Senate Resolution No. 868, regarding Richard C. Goldberg, Maryland Heights, which was adopted.

Senator Mathewson offered Senate Resolution No. 869, regarding Corrections Officer I Kimberly Clayton, Fayette, which was adopted.

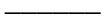
INTRODUCTIONS OF GUESTS

Senator Stoll introduced to the Senate, Kevin Roberts, Nathan Stewart, Jack Stewart, and Gary Erxleben, Jefferson County.

On motion of Senator Gibbons, the Senate adjourned until 12:30 p.m., Monday, May 5, 2003.

Journal

SENATE CALENDAR



SIXTY-SIXTH DAY—MONDAY, MAY 5, 2003



FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SBs 361,
103, 156 & 329-Steelman
(In Fiscal Oversight)

SB 305-Jacob and Steelman
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 458-Childers	SB 531-Childers, with SCS
SBs 312, 49, 111, 113, 191, 206, 263, 404, 409, 418, 538, 550 & 584-Dolan, et al, with SCS	SB 307-Steelman, with SCS
SB 485-Shields, with SCS	SB 434-Yeckel, with SCS
SB 346-Yeckel, with SCS	SB 449-Bartle
	SB 675-Gross, et al, with SCS

HOUSE BILLS ON THIRD READING

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| 1. HCS for HB 288, with
SCS (Shields)
(In Fiscal Oversight) | 7. HS for HCS for HB 564-
Behnen, with SCS (Yeckel) |
| 2. HS for HCS for HBs 517, 94,
149, 150 & 342-Portwood,
with SCS (Gross) | 8. HS for HCS for HB 228-
Pearce, with SCS (Goode)
(In Fiscal Oversight) |
| 3. HS for HB 668-Crawford,
with SCS (Dolan) | 9. HB 598-Schlottach, et al, with SCS |
| 4. HS for HB 470-Mayer,
with SCS (Bartle) | 10. HB 327-Lipke, with SCS
(Dolan) |
| 5. HB 198-Stevenson, et al
(Nodler) | 11. HCS for HB 185, with SCS
(Gross) |
| 6. HS for HB 197-Johnson (47),
with SCS (Shields)
(In Fiscal Oversight) | 12. HB 91-Mayer, with SCS
(Steelman) |
| | 13. HS for HCS for HBs 679 &
396-Hanaway (Shields)
(In Fiscal Oversight) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 18-Yeckel and Cauthorn, with SCS & SS for SCS (pending)	SB 51-Shields, with SS, SS for SS & SA 1 (pending)
SB 24-Steelman, with SCS & SS for SCS (pending)	SB 112-Loudon, with SCS
SB 27-Gibbons, with SCS	SBs 125 & 290-Goode, with SCS & SA 6 (pending)
SB 33-Loudon and Scott, with SS (pending)	SB 209-Steelman, et al, with SCS

SB 217-Champion and Clemens, with SS (pending)	SBs 415, 88, 200, 223, 413, 523, 589 & 626-Yeckel, with SCS
SB 241-Yeckel, with SCS	SB 416-Yeckel, with SCS
SBs 248, 100, 118, 233, 247, 341 & 420-Gross, et al, with SCS & SS for SCS (pending)	SB 436-Klindt, with SCS, SS for SCS & SA 2 (pending)
SB 253-Steelman, et al, with SCS, SS for SCS & SA 1 (pending)	SB 446-Bartle, with SCS
SB 300-Cauthorn, et al, with SCS	SB 450-Mathewson, et al, with SCS, SS for SCS & SA 2 (pending)
SBs 343, 89, 134, 171, 240, 261, 331, 368, 369, 419, 484 & 581-Dolan, with SCS	SB 455-Dougherty and Shields
SB 347-Loudon, et al, with SCS	SB 460-Loudon, with SS & SA 1 (pending)
SB 362-Steelman and Gross	SB 476-Jacob
SBs 381, 384, 432 & 9-Dolan, with SCS & SS for SCS (pending)	SB 564-Gross
	SB 685-Gibbons, et al, with SCS
	SB 693-Klindt, et al, with SCS
	SJR 13-Stoll

HOUSE BILLS ON THIRD READING

HCS for HB 73 (Yeckel)	HS for HCS for HB 321- Wilson (130), with SS & SS for SS (pending) (Loudon)
HCS for HB 144, with SCS (Vogel)	HCS for HBs 346 & 174, with SCS (Foster)
HB 208-Engler, et al, with SCS (Kinder)	HB 412-Goodman, et al (Childers)
HS for HCS for HB 257- Munzlinger, with SCS (Cauthorn)	HB 444-Jackson, with SCS (Yeckel)
HB 286-Bearden, with SCS (Shields)	HB 445-Portwood, et al, with SCS (Loudon)
SS for SCS for HCS for HB 289 (Steelman) (In Fiscal Oversight)	HS for HB 511-Deeken, with SCS (Yeckel)

CONSENT CALENDAR

Senate Bills

Reported 2/10

SB 62-Caskey

Reported 3/13

SB 159-Bland, with SCS
SB 694-Klindt

SB 490-Dolan

House Bills

Reported 4/14

HB 307-Merideth and
Shoemaker (Foster)

HB 505-Byrd and Villa,
with SCS (Mathewson)

Unofficial
Reported 4/15

HCS for HB 613, with SCS
(Bartle)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 16-Childers,
with HCS

SS for SCS for SB 36-Klindt,
with HCS, as amended

SCS for SB 61-Caskey,
with HCS

SB 68-Childers, with HCS

SB 101-Caskey, with HCS

SCS for SB 130-Gross and
Dolan, with HCS

SB 136-Goode, with HCS

SB 175-Loudon, with HCS

SB 186-Cauthorn, with HCS

SCS for SBs 212 & 220-
Bartle, with HCS

SCS for SB 218-Goode, et al,
with HCS

SB 228-Griesheimer, with HCS

SB 266-Shields and Kennedy,
with HCS

SB 275-Russell, with HCS

SCS for SB 281-Shields,
with HCS

SB 289-Dolan, et al, with HCA 1

SCS for SB 295-Shields, with HCS

SCS for SB 296-Griesheimer,
with HS for HCS, as amended

SS for SCS for SB 298-
Griesheimer, with HCS,
as amended

SB 301-Bray, with HCS

SB 325-Steelman, with HCS

SB 355-Stoll, with HCS

SCS for SB 358-Shields, with HCS

SB 370-Foster, with HCS
SCS for SB 373-Bartle, with HCS
SB 399-Caskey, with HCS
SB 423-Childers, with HCA 1
SCS for SB 447-Bartle, with HCA 1
SB 465-Bartle, with HCS
SB 468-Bartle, with HCA 1

SB 470-Bartle, with HCS
SB 474-Bartle, with HCS
SB 504-Clemens and
Champion, with HCS
SCS for SB 547-Caskey, with HCS
SCS for SB 592-Foster, with HCS
SCS for SB 666-Bland, with HCS

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

SCS#2 for SB 52-Shields,
with HCS
SCS for SBs 299 & 40-Champion, et al,
with HS, as amended
SB 394-Bartle, with HCS, as amended

SB 401-Dolan, et al, with HCS
SB 407-Klindt, with HCS
SB 448-Bartle, with HCS
SB 552-Yeckel, with HCS

Requests to Recede or Grant Conference

SCS for SB 379-Champion,
with HCS
(Senate requests House
recede or grant conference)

HCS for HB 427, with SCS
(Bartle)
(House requests Senate
recede or grant conference)

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RESOLUTIONS

SCR 15-Dolan, et al

To be Referred

HCR 29-Jetton, et al

HCR 32-Miller

Reported from Committee

SR 30-Shields, with SCS, SS
for SCS & SA 1 (pending)
SCR 4-Jacob
HCR 15-Behnen (Cauthorn)

SCR 17-Cauthorn, et al
SCR 18-Mathewson and
Steelman
HCR 11-Moore and Walton

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