

Journal of the Senate

FIRST REGULAR SESSION

NINETEENTH DAY—TUESDAY, FEBRUARY 11, 2003

The Senate met pursuant to adjournment.

Absent with leave—Senators—None

Senator Childers in the Chair.

RESOLUTIONS

Reverend Carl Gauck offered the following prayer:

“Why do you make me see wrongdoing and look at trouble.”
(Habakkuk 1:3)

We thank You, O God, for the gift of sight to be able to see the beauty of the world as well as evil that goes on. And we thank You that we are empowered to provide the means to mend brokenness and laws to ensure justice. Provide us clarity of sight and guide us in our decision making. 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.

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

Present—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Days	DePasco	Dolan
Dougherty	Foster	Gibbons	Goode
Griesheimer	Gross	Jacob	Kennedy
Kinder	Klindt	Loudon	Mathewson
Nodler	Quick	Russell	Scott
Shields	Steelman	Stoll	Vogel
Wheeler	Yeckel—34		

Senator Gross offered Senate Resolution No. 157, regarding Christopher Ryan “Chris” Dill, St. Charles, which was adopted.

Senator Gross offered Senate Resolution No. 158, regarding Christopher Michael “Chris” Mejia, St. Charles, which was adopted.

Senator Steelman offered Senate Resolution No. 159, regarding Mary Ann Durham, Holts Summit, which was adopted.

Senator Cauthorn offered Senate Resolution No. 160, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Okie Bradley, Baring, which was adopted.

Senator Cauthorn offered Senate Resolution No. 161, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Charles Hawn, Monroe City, which was adopted.

Senator Shields moved that **SR 30**, with **SCS**, be taken up for adoption, which motion prevailed.

SCS for SR 30 was taken up.

Senator Shields moved that **SCS for SR 30** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for

Senate Resolution No. 30, Page 1, Rule 95, Lines 4-7, by deleting all words in bold-face type on said lines.

Senator Caskey moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Bartle, Cauthorn, Kennedy and Loudon.

SA 1 was adopted by the following vote:

YEAS—Senators

Bland	Bray	Caskey	Cauthorn
Champion	Childers	Clemens	Coleman
Dougherty	Goode	Jacob	Kennedy
Mathewson	Quick	Russell	Stoll
Wheeler—17			

NAYS—Senators

Bartle	Dolan	Foster	Gibbons
Griesheimer	Gross	Kinder	Klindt
Loudon	Nodler	Scott	Shields
Steelman	Vogel	Yeckel—15	

Absent—Senator Days—1

Absent with leave—Senator DePasco—1

Senator Bartle offered **SS** for **SCS** for **SR 30**:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE RESOLUTION NO. 30
Notice of Proposed Rule Change

BE IT RESOLVED by the Senate of the Ninety-second General Assembly, First Regular Session, that Senate Rule 95 be amended to read as follows:

"Rule 95. 1. Notetaking and writing in the Senate Gallery is permissible, but no person shall enter the Senate Gallery with any typewriter or recording device. Laptop computers may be used by **members of the senate at their desks, the staff of Senate Research at the Research table and the press at the press table** in the Senate Chamber. No person shall take any photograph in the Senate Gallery. Persons with cameras, flash cameras, lights, or other paraphernalia may be allowed to use such devices at committee meetings with the permission of the Chairman as long as they don't prove disruptive to the decorum of the committee. Smoking is not permissible in the Senate Chamber or Gallery, committee rooms, lounge, the hallways, restrooms or elevators.

2. For the purpose of compliance with the Americans with

Disabilities Act, the President Pro Tem may designate a portion of the Senate Chamber as handicap accessible and such areas shall not be considered a part of the floor of the Senate for the purposes of section 21.420, RSMo. Persons using such area shall not lobby members of the Senate while going to and from or while using the designated area."

Senator Bartle moved that **SS** for **SCS** for **SR 30** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Resolution No. 30, Page 1, Rule 95, Line 7, by striking the words "at their desks" and inserting in lieu thereof the words "**in the rear gallery**".

Senator Jacob moved that the above amendment be adopted.

At the request of Senator Shields, **SR 30**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed back on the Resolutions Calendar.

INTRODUCTION OF BILLS

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

SB 472—By Loudon.

An Act to repeal section 163.031, RSMo, and to enact in lieu thereof one new section relating to state school aid to school districts.

SB 473—By Stoll.

An Act to repeal section 620.017, RSMo, and to enact in lieu thereof one new section relating to economic incentives.

SB 474—By Bartle.

An Act to repeal section 488.426, RSMo, and to enact in lieu thereof one new section relating to surcharges in civil case filings.

SB 475—By Jacob.

An Act to amend chapter 313, RSMo, by adding thereto eight new sections relating to funding of higher education with video gaming

revenue, with penalty provisions.

SB 476—By Jacob.

An Act to repeal section 172.360, RSMo, and to enact in lieu thereof one new section relating to admission to the state university of Missouri system.

REFERRALS

President Pro Tem Kinder referred **SCR 6** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

INTRODUCTION OF BILLS

Senator Gross requested unanimous consent of the Senate to withdraw **SB 443**, which request was granted.

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

SB 477—By Griesheimer.

An Act to amend chapter 407, RSMo, by adding thereto eleven new sections relating to the motor vehicle extended service contracts act, with penalty provisions and a severability clause.

SB 478—By Gross.

An Act to repeal sections 327.401 and 327.411, RSMo, and to enact in lieu thereof three new sections relating to professional licensing of certain architects.

SB 479—By Gross.

An Act to amend chapter 104, RSMo, by adding thereto one new section relating to department of transportation employees' annual leave.

SB 480—By Dolan.

An Act to repeal sections 334.530, 334.540, 334.550, 334.560, 334.655, 334.660, 334.665, and 334.670, RSMo, and to enact in lieu thereof ten new sections relating to physical therapists.

SB 481—By Dolan.

An Act to repeal section 226.030, RSMo, and to enact in lieu thereof four new sections relating to the transportation accountability act.

SJR 17—By Dolan.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30 (b) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the department of transportation.

COMMUNICATIONS

President Pro Tem Kinder submitted the following:

February 10, 2003

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

RE: Appointment to the Joint Committee on Corrections

Dear Terry:

Pursuant to Section 21.440, RSMo, I am appointing Senator Maida Coleman to the Joint Committee on Corrections.

If you have any questions, please feel free to contact me at your earliest convenience.

Sincerely,

/s/ Peter Kinder

PETER D. KINDER

President Pro-Tem

INTRODUCTIONS OF GUESTS

Senator Caskey introduced to the Senate, Connie Stephens, Cass County.

Senator Stoll introduced to the Senate, his wife, Kathy; and Lori Wood, Karen Huskey, Cindy Gastrich, Michelle Hagan and Kim Stewart, teachers from Hillsboro.

Senator Kennedy introduced to the Senate, Tim Ema, St. Louis.

Senator Caskey introduced to the Senate, twenty-three students from Central Missouri State University, Warrensburg.

Senator Loudon introduced to the Senate, Beth

Ernst, and students from Garrett School, Hazelwood; and Marissa Fawcett, Anna Poepelmeier, Danielle Mackiewicz, and Samantha Eilers were made honorary pages.

Senator Jacob introduced to the Senate, the Physician of the Day, Stevan Whitt, M.D., Columbia.

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

SENATE CALENDAR

TWENTIETH DAY—WEDNESDAY, FEBRUARY 12, 2003

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 374-Shields, et al	SB 457-Caskey
SB 398-Griesheimer, et al	SB 458-Childers
SB 400-Bray, et al	SB 459-Loudon
SB 413-Steelman, et al	SB 460-Loudon
SB 432-Cauthorn	SB 461-Bray
SB 433-Yeckel and Gross	SB 462-Gross
SB 434-Yeckel	SB 463-Gross
SB 435-Dolan	SB 464-Gibbons
SB 437-Yeckel, et al	SB 465-Bartle
SB 438-Clemens, et al	SB 466-Bartle
SB 439-Steelman	SB 467-Bartle
SB 440-Steelman	SB 468-Bartle
SB 441-Dougherty	SB 469-Bartle
SB 442-Gross and Yeckel	SB 470-Bartle
SB 444-Shields and Steelman	SB 471-Bartle
SB 445-Shields	SB 472-Loudon
SB 446-Bartle	SB 473-Stoll
SB 447-Bartle	SB 474-Bartle
SB 448-Bartle	SB 475-Jacob
SB 449-Bartle	SB 476-Jacob
SB 450-Mathewson, et al	SB 477-Griesheimer
SB 451-Loudon	SB 478-Gross
SB 452-Loudon	SB 479-Gross
SB 453-Shields	SB 480-Dolan
SB 454-Coleman and Dougherty	SB 481-Dolan
SB 455-Dougherty and Shields	SJR 16-Jacob and Coleman
SB 456-Kennedy, et al	SJR 17-Dolan

HOUSE BILLS ON SECOND READING

HCS for HB 185

HB 198-Stevenson, et al

THIRD READING OF SENATE BILLS

SS for SCS for SB 30-Gross,
et al

SB 15-Childers
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 33-Loudon and Scott
2. SB 112-Loudon, with SCS
3. SB 13-Kinder
4. SB 11-Kinder and Scott,
with SCS
5. SB 265-Shields and Scott,
with SCS
6. SB 36-Klindt and Cauthorn, with SCS
7. SBs 299 & 40-Champion,
et al, with SCS
8. SB 55-Nodler, with SCS
9. SB 217-Champion and
Clemens
10. SB 51-Shields

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INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 18-Yeckel and Cauthorn,
with SCS (pending)

SB 246-Steelman, et al, with
SCS & SA 1 (pending)

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CONSENT CALENDAR

Senate Bills

Reported 2/10

SB 143-Goode
SB 14-DePasco
SB 47-Kennedy
SB 62-Caskey

SB 68-Childers
SB 101-Caskey
SB 121-Caskey
SB 130-Gross, with SCS

SB 173-Quick
SB 224-Vogel, with SCS
SB 228-Griesheimer
SB 232-Cauthorn
SB 235-Quick
SB 275-Russell
SB 281-Shields
SB 282-Shields

SBs 194 & 189-Scott, with SCS
SB 215-Foster, with SCS
SB 255-Kinder, with SCA 1
SB 52-Shields, with SCS
SB 266-Shields and Kennedy
SB 75-Steelman and Gross,
with SCS
SB 63-Caskey

RESOLUTIONS

Reported from Committee

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

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