

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-FIFTH DAY—THURSDAY, APRIL 17, 2003

The Senate met pursuant to adjournment.

President Maxwell in the Chair.

Reverend Carl Gauck offered the following prayer:

“Keep awake therefore; for you do not know neither the day nor the hour.” (Matthew 25:13)

Most Gracious God, give us discerning hearts that we may see the need before us, even if it is our family who at times feels neglected while we are working so hard here. Save us from distractions and move us to faithful, loving behavior to those who love us. And help us beware of the New Life that this weekend offers each of us. 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, KMIZ-TV 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

The Lieutenant Governor was present.

RESOLUTIONS

Senator Cauthorn offered Senate Resolution No. 604, regarding the Sixty-fifth Wedding Anniversary of Mr. and Mrs. Elwood Porter, Mexico, which was adopted.

Senator Yeckel offered Senate Resolution No. 605, regarding Helen Christine Fauller, Barnhart, which was adopted.

Senator Yeckel offered Senate Resolution No. 606, regarding Elizabeth Poelker, St. Louis, which was adopted.

Senator Yeckel offered Senate Resolution No. 607, regarding Emily Herzog, Ste. Genevieve, which was adopted.

Senator Yeckel offered Senate Resolution No. 608, regarding Laura J. Akins, Ste. Genevieve, which was adopted.

Senator Yeckel offered Senate Resolution No.

609, regarding Sandra Flanigan, Arnold, which was adopted.

Senator Yeckel offered Senate Resolution No. 610, regarding Michelle Moll, Wildwood, which was adopted.

Senator Yeckel offered Senate Resolution No. 611, regarding Sara Sandmeier, Dittmer, which was adopted.

Senator Yeckel offered Senate Resolution No. 612, regarding Danielle Nygaard, Chesterfield, which was adopted.

Senator Yeckel offered Senate Resolution No. 613, regarding Katrina Bauer, St. Peters, which was adopted.

Senator Yeckel offered Senate Resolution No. 614, regarding Michelle M. Tanner, Ballwin, which was adopted.

Senator Yeckel offered Senate Resolution No. 615, regarding Kathleen E. Perry, Sunset Hills, which was adopted.

Senator Yeckel offered Senate Resolution No. 616, regarding Kathleen Hampton, Florissant, which was adopted.

Senator Yeckel offered Senate Resolution No. 617, regarding Kathleen Murphy, St. Louis, which was adopted.

Senator Yeckel offered Senate Resolution No. 618, regarding Maureen Murphy, St. Louis, which was adopted.

Senator Yeckel offered Senate Resolution No. 619, regarding April Marie Troup, St. Charles, which was adopted.

Senator Yeckel offered Senate Resolution No. 620, regarding Betheny Bonnot, Arnold, which was adopted.

Senator Yeckel offered Senate Resolution No. 621, regarding Sarah Ann Meehan, Shrewsbury, which was adopted.

Senator Yeckel offered Senate Resolution No. 622, regarding Jennifer Lynn Ploesser, Arnold,

which was adopted.

Senator Yeckel offered Senate Resolution No. 623, regarding Amanda Herzog, Glencoe, which was adopted.

Senator Yeckel offered Senate Resolution No. 624, regarding Lauren D. Grady, Florissant, which was adopted.

Senator Yeckel offered Senate Resolution No. 625, regarding Erin Muffett, Florissant, which was adopted.

Senator Yeckel offered Senate Resolution No. 626, regarding Cortney Leigh-Anne Kellogg, Arnold, which was adopted.

REPORTS OF STANDING COMMITTEES

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

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

Rebecca A. Buchholz, as a member of the State Board of Health;

Also,

Robert E. Thomson and Joan L. Berkman, as members of the Missouri Community Service Commission;

Also,

George J. Gladis, as a member of the State Mental Health Commission;

Also,

Cecil Gordon Wood, as a member of the Missouri State Board of Accountancy;

Also,

Neil J. Svetanics, as a member of the Missouri

Fire Safety Advisory Board;

Also,

Karen L. Daniel, as a member of the Northwest Missouri State University Board of Regents;

Also,

Christopher J. Maglio, as a member and Willa McCullough as a public member of the State Committee of Psychologists;

Also,

Susan L. Else, as a member of the Missouri Women's Council.

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

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

President Pro Tem Kinder assumed the Chair.

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

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **HS** for **HB 511**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **HB 444**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute,

hereto attached, do pass.

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

Mr. President: Your Committee on Commerce and the Environment, to which was referred **HB 208**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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 485**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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 **HB 286**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Vogel, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **HCS** for **HB 144**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

REFERRALS

President Pro Tem Kinder referred **SS** for **SB 219**, to the Committee on Governmental Accountability and Fiscal Oversight.

THIRD READING OF SENATE BILLS

SCS for **SB 38**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 38

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to the establishment of the Missouri biomass technology commission, with an expiration date.

Was taken up by Senator Klindt.

On motion of Senator Klindt, **SCS** for **SB 38** was read the 3rd time and passed by the following vote:

YEAS—Senators			
Bartle	Bray	Caskey	Cauthorn
Champion	Childers	Clemens	Coleman
Dolan	Foster	Gibbons	Goode
Griesheimer	Gross	Jacob	Kennedy
Kinder	Klindt	Loudon	Mathewson
Nodler	Quick	Scott	Shields
Steelman	Stoll	Vogel	Wheeler
Yeckel—29			

NAYS—Senators—None

Absent—Senators			
Bland	Days	Dougherty	Russell—4

Absent with leave—Senator DePasco—1

The President Pro Tem 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 Gibbons moved that motion lay on the table, which motion prevailed.

SS for **SB 28**, introduced by Senator Gross, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 28

An Act to repeal section 33.250, RSMo, and to enact in lieu thereof one new section relating to estimates of revenue for state budgeting purposes.

Was taken up.

Senator Shields assumed the Chair.

On motion of Senator Gross, **SS** for **SB 28** was read the 3rd time and passed by the following vote:

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

NAYS—Senators—None

Absent—Senators	
Days	Russell—2

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

SCS for **SB 199**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 199

An Act to repeal sections 48.020, 48.030, and 56.640, RSMo, relating to classification of counties, and to enact in lieu thereof five new sections relating to the same subject.

Was taken up by Senator Childers.

On motion of Senator Childers, **SCS** for **SB 199** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

Nodler	Russell	Scott	Shields
Steelman	Stoll	Vogel	Wheeler
Yeckel—29			

NAYS—Senators—None

Absent—Senators

Champion	Clemens	Days	Quick—4
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Absent with leave—Senator DePasco—1

NAYS—Senators—None

Absent—Senator Days—1

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

SS for **SCS** for **SB 555**, introduced by Senator Kinder, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 555

An Act to repeal section 91.030, RSMo, and to enact in lieu thereof two new sections relating to the supply of electrical power and energy, with an emergency clause.

Was taken up.

On motion of Senator Kinder, **SS** for **SCS** for **SB 555** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Childers	Coleman	Dolan
Dougherty	Foster	Gibbons	Goode
Griesheimer	Gross	Jacob	Kennedy
Kinder	Klindt	Loudon	Mathewson

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens
Coleman	Dolan	Dougherty	Foster
Gibbons	Goode	Griesheimer	Gross
Jacob	Kennedy	Kinder	Klindt
Loudon	Mathewson	Nodler	Russell
Scott	Shields	Steelman	Vogel
Wheeler—29			

NAYS—Senators—None

Absent—Senators

Days	Quick	Stoll	Yeckel—4
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Absent with leave—Senator DePasco—1

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

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

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

HOUSE BILLS ON THIRD READING

HCS for **HB 73** was placed on the Informal Calendar.

HS for **HCS** for **HB 321** was placed on the Informal Calendar.

At the request of Senator Bland, **HCS** for **HBs 122** and **80** was placed on the Informal Calendar.

At the request of Senator Cauthorn, **HCS** for **HB 390**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 380**, with **SCS**, entitled:

An Act to repeal sections 409.101, 409.102, 409.201, 409.202, 409.203, 409.204, 409.301, 409.302, 409.303, 409.304, 409.305, 409.306, 409.307, 409.401, 409.402, 409.403, 409.404, 409.405, 409.406, 409.407, 409.408, 409.409, 409.410, 409.411, 409.412, 409.413, 409.414, 409.415, 409.416, 409.418, 409.420, and 409.421, **RSMo**, and to enact in lieu thereof fifty-three new sections relating to securities regulation, with penalty provisions.

Was taken up by Senator Bartle.

SCS for **HCS** for **HB 380**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 380

An Act to repeal sections 409.101, 409.102, 409.201, 409.202, 409.203, 409.204, 409.301, 409.302, 409.303, 409.304, 409.305, 409.306, 409.307, 409.401, 409.402, 409.403, 409.404, 409.405, 409.406, 409.407, 409.408, 409.409, 409.410, 409.411, 409.412, 409.413, 409.414, 409.415, 409.416, 409.418, 409.420, and 409.421, **RSMo**, and to enact in lieu thereof fifty-three new sections relating to securities regulation, with penalty provisions.

Was taken up.

Senator Bartle moved that **SCS** for **HCS** for **HB 380** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 380, Page 9, Section 409.1-102, Line 299, by

striking the word “Includes” and inserting in lieu thereof the following: “**May include**”.

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

Senator Bartle moved that **SCS** for **HCS** for **HB 380**, as amended, be adopted, which motion prevailed.

On motion of Senator Bartle, **SCS** for **HCS** for **HB 380**, as amended, was read the 3rd time and passed by the following vote:

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

NAYS—Senators—None

Absent—Senator Days—1

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

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

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 11**, begs leave to report that it has considered the same and recommends that the

concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 14**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 16**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 4**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 15**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

On motion of Senator Gibbons, the Senate recessed until 12:20 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Bartle.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **HB 445**, with **SCS**, respectfully requests that it be removed from the Consent

Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **HB 284**, with **SCS**, respectfully requests that it be removed from the Consent Calendar in accordance with the provisions of Senate Rule 45.

SENATE BILLS FOR PERFECTION

Senator Goode moved that **SB 695** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

A quorum was established by the following vote:

Present—Senators

Bartle	Caskey	Champion	Childers
Clemens	Foster	Gibbons	Goode
Griesheimer	Gross	Jacob	Kennedy
Kinder	Klindt	Loudon	Nodler
Russell	Shields	Steelman	Vogel
Wheeler	Yeckel—22		

Absent—Senators

Bland	Bray	Cauthorn	Coleman
Days	Dolan	Dougherty	Mathewson
Quick	Scott	Stoll—11	

Absent with leave—Senator DePasco—1

Senator Goode offered **SS** for **SB 695**, entitled:

**SENATE SUBSTITUTE FOR
SENATE BILL NO. 695**

An Act to repeal sections 208.010, 208.015, 208.151, 208.152, 208.153, 208.154, 208.156, 208.162, 338.501, 338.515, 338.520, 338.525, 338.545, and 338.550, RSMo, and to enact in lieu thereof ten new sections relating to medical services and eligibility, with an emergency clause.

Senator Goode moved that **SS** for **SB 695** be adopted, which motion failed on a standing

division vote.

SB 695 was again taken up.

At the request of Senator Goode, **SB 695** was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Cauthorn, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS** for **SB 219**; **SB 39**; **SB 12**; **SCS** for **SB 620**; and **SB 184**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Gross assumed the Chair.

THIRD READING OF SENATE BILLS

SB 184, introduced by Senators Bartle and Scott, entitled:

An Act to amend chapter 43, RSMo, by adding thereto one new section relating to registered sexual offender search on the Internet.

Was taken up by Senator Bartle.

On motion of Senator Bartle, **SB 184** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

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

The President declared the bill passed.

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

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

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

SB 39, introduced by Senator Cauthorn, et al, entitled:

An Act to repeal sections 190.300, 190.305, 190.310, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 195.211, 650.320, and 650.330, RSMo, and to enact in lieu thereof fourteen new sections relating to emergency services.

Was taken up by Senator Cauthorn.

On motion of Senator Cauthorn, **SB 39** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Days—1

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

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

SCS for SB 620, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 620

An Act to repeal sections 99.845, 100.710, 100.840, 100.850, and 178.892, RSMo, and to enact in lieu thereof ten new sections relating to job retention programs in the department of economic development, with contingent expiration dates and an emergency clause.

Was taken up by Senator Loudon.

On motion of Senator Loudon, SCS for SB 620 was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Days—1

Absent with leave—Senator DePasco—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Days—1

Absent with leave—Senator DePasco—1

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

SS for SB 219, introduced by Senator Steelman, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 219

An Act to repeal sections 42.175 and 313.835, RSMo, and to enact in lieu thereof six new sections relating to medallions for service in the armed forces, with an emergency clause.

Was taken up.

On motion of Senator Steelman, SS for SB 219 was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Days—1

Absent with leave—Senator DePasco—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

Days	Dougherty	Klindt—3
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Absent with leave—Senator DePasco—1

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

SB 12, introduced by Senators Kinder and Scott, entitled:

An Act to amend chapter 1, RSMo, by adding thereto two new sections relating to prohibition of interference with the free exercise of religion.

Was taken up by Senator Kinder.

On motion of Senator Kinder, **SB 12** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Days—1

Absent with leave—Senator DePasco—1

The President declared the bill passed.

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

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

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

MESSAGES FROM THE HOUSE

The following message was 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 SB 234**, entitled:

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

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

PRIVILEGED MOTIONS

Senator Quick moved that **SB 234**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for SB 234, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 234

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

Was taken up.

Senator Quick moved that **HCS for SB 234** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bartle	Bland	Bray	Caskey
Cauthorn	Champion	Childers	Clemens

Coleman	Dolan	Dougherty	Foster
Gibbons	Goode	Griesheimer	Gross
Jacob	Kennedy	Kinder	Klindt
Mathewson	Nodler	Quick	Russell
Scott	Shields	Steelman	Stoll
Vogel	Wheeler	Yeckel—31	

NAYS—Senators—None

Absent—Senators

Days Russell—2

Absent with leave—Senators DePasco—1

NAYS—Senators—None

Absent—Senators

Days Loudon—2

Absent with leave—Senator DePasco—1

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

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators

Days Russell—2

Absent with leave—Senators DePasco—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

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

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

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

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

Bill ordered enrolled.

HOUSE BILLS ON SECOND READING

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

HS for HB 267—Pensions and General Laws.

HS for HB 470—Judiciary and Civil and Criminal Jurisprudence.

REFERRALS

President Pro Tem Kinder referred **SCR 11** to the Committee on Governmental Accountability and Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HS for HCS for HBs 679 and 396**, entitled:

An Act to repeal sections 207.050, 207.060, 208.047, 208.152, 208.204, 210.025, 210.109, 210.110, 210.145, 210.152, 210.160, 210.183, 210.518, 210.565, 210.903, 210.909, 210.937, 211.032, 211.059, 211.171, 211.181, 211.321, 453.110, 475.024, 491.075, 492.304, and 630.210, RSMo, and to enact in lieu thereof forty new

sections relating to the state foster care system, the Dominic James Memorial Foster Care Reform Act of 2003, 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 **SCS** for **SBs 194** and **189**.

Emergency clause adopted.

Bill ordered enrolled.

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 142**, entitled:

An Act to repeal section 386.020, RSMo, and to enact in lieu thereof two new sections relating to high-speed Internet access.

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 435**, entitled:

An Act to repeal section 304.035, RSMo, and to enact in lieu thereof one new section relating to required stops at railroad grade crossings, with a penalty provision.

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 **HS** for **HCS** for **HB 564**, entitled:

An Act to repeal sections 209.309, 209.321, 209.322, 324.200, 324.203, 324.205, 324.210, 324.215, 209.323, 324.077, 324.409, 327.401, 327.411, 328.080, 329.050, 329.070, 332.071, 332.171, 332.181, 332.261, 332.321, 332.327, 332.341, 334.530, 334.540, 334.550, 334.560, 334.655, 334.660, 334.665, 334.670, 334.702, 334.704, 334.706, 334.708, 334.710, 334.712, 334.715, 334.717, 337.030, 337.600, 337.633, 339.010, 339.020, 339.030, 339.040, 339.060, 339.100, 339.105, 339.120, 339.130, 339.150, 339.160, 339.170, 339.180, 339.600, 339.603, 339.605, 339.606, 339.607, 339.608, 339.610, 339.612, 339.614, 339.617, 339.710, 339.760, 339.780, 339.800, 436.200, 436.205, 436.209, 436.212, and 621.045, RSMo, and to enact in lieu thereof one hundred five new sections relating to professional registration, with penalty provisions, an effective date for certain sections and an emergency clause for certain sections.

Emergency clause defeated.

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 adopted **SCS**, as amended for **HCS** for **HB 221** and has taken up and passed **SCS** for **HCS** for **HB 221**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HS** for **HCS** for **SCS** for **SB 296**, entitled:

An Act to repeal sections 161.092, 168.021, and 168.071, RSMo, and to enact in lieu thereof

three new sections relating to educational standards with House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 296, Section 168.021, Page 7, Line 1 of said page, by deleting the word “**their**” and inserting in lieu thereof the following: “**his or her**”; and

Further amend said bill, section 168.021, page 9, line 11 of said page, by deleting the word “**must**” and inserting in lieu thereof the following: “**shall**”; and

Further amend said bill, section 168.021, page 9, line 16 of said page, by deleting the word “**must**” and inserting in lieu thereof the following: “**shall**”; and

Further amend said bill, section 168.021, page 9, line 20 of said page, by deleting the word “**must**” and inserting in lieu thereof the following: “**shall**”; and

Further amend said title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 4**, entitled:

An Act to amend chapters 41 and 301, RSMo, by adding thereto two new sections relating to antiterrorism.

With House Committee Amendment No. 1.

HOUSE COMMITTEE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 4, Page 1, Section 41.033, Line 6, by deleting all of said line and inserting in lieu thereof the following: “**301.3123, RSMo, private**

donations and grants, or any”; and

Further amend said title, enacting clause and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 255**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 14**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 50**.

Bill ordered enrolled.

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 **SB 68**, entitled:

An Act to repeal sections 190.100 and 321.552, RSMo, and to enact in lieu thereof two new sections relating to sales tax for ambulance and fire protection districts.

In which the concurrence of the Senate is respectfully requested.

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 **SCS** for **SB 130**, entitled:

An Act to authorize the conveyance of

property along 321 Knaust Road to St. Charles County, Missouri, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

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 **SCS** for **SB 218**, entitled:

An Act to repeal section 249.422, RSMo, and to enact in lieu thereof one new section relating to fees imposed by municipalities to repair lateral sewer service lines.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 233**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 235**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 239**.

Bill ordered enrolled.

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 **SB 266**, entitled:

An Act to amend chapter 633, RSMo, by

adding thereto two new sections relating to services for persons with developmental disabilities.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 371**.

Bill ordered enrolled.

RESOLUTIONS

Senator Yeckel offered Senate Resolution No. 627, regarding Adam LaMore, St. Louis, which was adopted.

Senator Cauthorn offered Senate Resolution No. 628, regarding the Class 1 State Champion Adair County R-II High School Girls Basketball Team, Brashear, which was adopted.

Senator Vogel offered Senate Resolution No. 629, regarding Brian Alexander McCoskrie, Fulton, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Scott introduced to the Senate, Miss Harrington, Mrs. Toliver, Mrs. Garrison, and fourth grade students from Skyline Elementary School, Sedalia.

Senator Scott introduced to the Senate, Elizabeth Emory, Lamar.

Senator Foster introduced to the Senate, the Physician of the Day, Dr. Gene H. Leroux, M.D., Doniphan.

Senator Mathewson introduced to the Senate, Sherry Gregory, Brenda Newland, Laura Tally, Ron and Stephanie Finnell, and students from Skyline Elementary School, Sedalia.

Senator Childers introduced to the Senate, Jo Clark, Connie Nichols, Micah Marshall, Joseph Clark, Steven Marshall, and Matthew McCully, Home Schoolers from McDonald County; and

Steven and Matthew were made honorary pages.

Senator Gross introduced to the Senate, Mary Lampe and her children, Phil, Joe, and John; Debbie Aubuchon, and her son, Brian; Mark and Julie Eckstein, and their children, Colin, Marcus, and Jillian; and Jeremy Stinson, St. Charles; and Phil, Joe, John, Brian, Colin, Marcus, Jillian, and Jeremy were made honorary pages.

Senator Cauthorn introduced to the Senate, Matt Caldwell and eighth grade students from Brashear High School, Brashear.

Senator Cauthorn introduced to the Senate, Coach Sara Parish and the Brashear High School Girls 1A State Basketball Champions.

Senator Cauthorn introduced to the Senate, Audrey Gough, and her daughter, Arielle; and Dee Dee Kirby, and her daughter, Caroline, Shelbina;

and Arielle and Caroline were made honorary pages.

Senator Yeckel introduced to the Senate, Lora Montgomery and twenty fourth grade students from Washington Lutheran School, St. Louis.

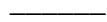
Senator Nodler introduced to the Senate, representatives of Joplin Area Chamber of Commerce Leadership Joplin.

Senator Cauthorn introduced to the Senate, Kathryn and Michael Miller, Galesburg, Illinois.

Senator Gibbons introduced to the Senate, fifty fourth grade students and adults from Tillman Elementary School, Kirkwood; and Ashley Lomax, Shirley Henley, Manu Jones, and Bobby Fleet were made honorary pages.

On motion of Senator Gibbons, the Senate adjourned until 2:00 p.m. Monday, April 21, 2003.

SENATE CALENDAR



FIFTY-SIXTH DAY—MONDAY, APRIL 21, 2003

Journal

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HS for HCS for HBs 679 &
396-Hanaway
HCS for HB 142

HCS for HB 435
HS for HCS for HB 564-Behnen

Copy

THIRD READING OF SENATE BILLS

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

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| 1. SB 27-Gibbons, with SCS | 8. SBs 415, 88, 200, 223, 413,
523, 589 & 626-Yeckel, with
SCS |
| 2. SB 209-Steelman, et al, with
SCS | 9. SB 564-Gross |
| 3. SB 685-Gibbons, et al, with
SCS | 10. SB 236-DePasco and Loudon |
| 4. SB 455-Dougherty and Shields | 11. SB 458-Childers |
| 5. SBs 343, 89, 134, 171, 240,
261, 331, 368, 369, 419, 484
& 581-Dolan, with SCS | 12. SBs 312, 49, 111, 113, 191,
206, 263, 404, 409, 418, 538,
550 & 584-Dolan, et al, with
SCS |
| 6. SB 446-Bartle, with SCS | 13. SB 485-Shields, with SCS |
| 7. SB 242-Yeckel, with SCA 1 | |

Unofficial

HOUSE BILLS ON THIRD READING

- | | |
|---|--|
| HCS for HB 289, with SCS
(Steelman)
(In Fiscal Oversight) | HS for HB 511-Deeken, with
SCS (Yeckel) |
| HS for HCS for HBs 349, 120,
136 & 328-Crawford (Caskey) | HB 444-Jackson, with SCS |
| HCS for HB 600, with SCS
(Shields)
(In Fiscal Oversight) | HB 208-Engler, et al, with SCS
(Kinder) |
| | HB 286-Bearden, with SCS |
| | HCS for HB 144, with SCS |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 18-Yeckel and Cauthorn, with
SCS & SS for SCS (pending) | SBs 125 & 290-Goode, with
SCS & SA 6 (pending) |
| SB 24-Steelman, with SCS
& SS for SCS (pending) | SB 217-Champion and
Clemens, with SS (pending) |
| SB 33-Loudon and Scott,
with SS (pending) | SB 241-Yeckel, with SCS |
| SB 51-Shields, with SS,
SS for SS & SA 1 (pending) | SBs 248, 100, 118, 233, 247,
341 & 420-Gross, et al, with
SCS & SS for SCS (pending) |
| SB 112-Loudon, with SCS | |

SB 253-Steelman, et al, with
SCS, SS for SCS & SA 1
(pending)

SB 300-Cauthorn, et al, with SCS

SB 305-Jacob and Steelman, with
SS & point of order (pending)

SB 347-Loudon, et al, with SCS

SB 362-Steelman and Gross

SBs 381, 384, 432 & 9- Dolan,
with SCS & SS for SCS
(pending)

SB 416-Yeckel, with SCS

SB 436-Klindt, with SCS,
SS for SCS & SA 2 (pending)

SB 450-Mathewson, et al,
with SCS, SS for SCS &
SA 2 (pending)

SB 460-Loudon, with SS &
SA 1 (pending)

SB 476-Jacob

SB 693-Klindt, et al, with SCS

SB 695-Goode and Russell

SJR 13-Stoll

HOUSE BILLS ON THIRD READING

HCS for HB 73 (Yeckel)

HCS for HBs 122 & 80 (Bland)

HS for HCS for HB 321-
Wilson (130) (Loudon)

HCS for HB 390, with SCS
(Cauthorn)

HB 412-Goodman, et al (Childers)

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 4/7

HCS for HB 166 (Caskey)

HCS for HB 181 (Mathewson)

HCS for HB 277 (Champion)

HB 278-Davis (19) and Parker (Dolan)

HB 292-Wagner (Stoll)

HB 358-Boykins (Coleman)

HCS for HB 133 (Quick)

HB 99-Seigfreid (Mathewson)

HB 521-Dethrow, et al,
with SCS (Childers)

HB 314-Engler (Gross)

Reported 4/8

HB 141-Mayer (Bartle)

Reported 4/14

HCS for HB 93 (Childers)

HCS for HB 97 (Stoll)

HB 199-Jolly, et al (Wheeler)

HB 244-Baker, et al (Caskey)

HB 307-Merideth and
Shoemaker (Foster)

HCS for HB 318 (Caskey)

HB 326-Wagner, et al (Stoll)

HB 351-Quinn, et al (Klindt)

HB 375-Cooper (120) (Scott)

HB 463-King, et al (Caskey)

HCS for HB 472 (Bartle)

HB 552-Kingery, with SCS
(Foster)

HB 574-Jackson and Selby
(Griesheimer)

HB 594-Emery, et al (Nodler)

HB 512-Cooper (120), et al,
with SCS (Bartle)

HB 464-King, et al (Klindt)

HB 477-Moore, et al (Shields)

HB 440-Portwood (Steelman)

HB 376-Cooper (120) (Caskey)

HCS for HB 332 (Steelman)

HCS for HB 202 (Steelman)

HCS for HBs 59 & 269,
with SCS (Shields)

HB 597-Schlottach, et al (Dolan)

HCS for HB 245 (Clemens)

HB 162-Shoemaker (Cauthorn)

HB 261-Whorton, et al (Klindt)

HB 249-Seigfreid (Mathewson)

HB 247-Ward, et al (Kennedy)

HCS for HB 392, with SCS
(Griesheimer)

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

HB 57-Riback Wilson, with
SCS (Jacob)

HB 60-Sutherland, with SCS
(Griesheimer)

HB 465-Hanaway, et al (Kinder)

Reported 4/15

HB 388-Riback Wilson, et al
(Jacob)

HCS for HB 253 (Mathewson)

HCS for HB 394, with SCA 1
(Caskey)

HCS for HB 427, with SCS (Bartle)

HB 430-Stevenson, et al (Caskey)

HB 599-Burnett, et al (Wheeler)

HCS for HB 613, with SCS
(Bartle)

HCS for HBs 152 & 180, with
SCS (Bartle)

HCS for HBs 348 & 347
(Griesheimer)

HCS for HB 131 (Griesheimer)
HB 254-Byrd (Klindt)
HB 553-Smith (14) (Gross)
HB 523-Dusenberg, et al
(Vogel)
HCS for HB 575, with SCS
(Foster)
HB 75-Ruestman, et al (Childers)

HB 187-Cooper (120) and
Davis (122) (Dolan)
HCS for HB 371, with SCS (Dolan)
HB 478-Moore, et al (Yeckel)
HCS for HB 493 (Dolan)
HB 491-Rupp, et al, with SCS
(Dolan)
HCS for HB 356 (Scott)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 4-Caskey and Russell,
with HCA 1
SB 68-Childers, with HCS
SCS for SB 130-Gross and Dolan,
with HCS
SCS for SB 218-Goode, et al, with HCS

SB 266-Shields and Kennedy,
with HCS
SCS for SB 296-Griesheimer,
with HS for HCS, as amended

RESOLUTIONS

SCR 15-Dolan, et al

To be Referred

HCR 29-Jetton, et al

SCR 19-Bland

Reported from Committee

SR 30-Shields, with SCS,
SS for SCS & SA 1 (pending)
SCR 3-Loudon
SCR 11-Steelman
(In Fiscal Oversight)

SCR 14-Dolan and Kinder
SCR 16-Goode, et al
SCR 4-Jacob
HCR 15-Behnen