

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SIXTH DAY—MONDAY, FEBRUARY 23, 2004

The Senate met pursuant to adjournment.

Senator Bartle in the Chair.

Reverend Carl Gauck offered the following prayer:

“Who is wise and understanding among you? Show your good life that your works are done with gentleness born of wisdom.”
(James 3:13)

Almighty God, as we seek to do Your will this week and lead the good life You require of us, help us to gain the wisdom we need to provide laws that lie gently on our fellow citizens and assist those who are burdened. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, February 19, 2004, 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	Callahan
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—34		

Absent with leave—Senators—None

RESOLUTIONS

Senator Caskey offered Senate Resolution No. 1364, regarding Adam Michael Turney, Freeman, which was adopted.

Senator Coleman offered Senate Resolution No. 1365, regarding the late Elaine Mitchell Diggs, St. Louis, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1366, regarding Gerrie Brodeur, Wentzville, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1367, regarding Dr. Jerry Marks, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1368, regarding Marge Parrish, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1369, regarding the Disney Store at

Mid Rivers Mall, St. Peters, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1370, regarding the Mental Health Association of Greater St. Louis, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1371, regarding Citizens for Missouri's Children, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1372, regarding Leo Tigue, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1373, regarding Youth In Need, which was adopted.

Senators Gross and Dolan offered Senate Resolution No. 1374, regarding State Representative Carl Bearden, St. Charles, which was adopted.

Senator Gross offered Senate Resolution No. 1375, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Donald Eloff, St. Charles, which was adopted.

Senator Klindt offered Senate Resolution No. 1376, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Lloyd Robertson, Bethany, which was adopted.

Senator Caskey offered Senate Resolution No. 1377, regarding Bob Adams, Nevada, which was adopted.

Senator Wheeler offered Senate Resolution No. 1378, regarding Carolyn Jones, R.N., which was adopted.

Senator Kinder offered Senate Resolution No. 1379, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Ralph Iseman, Jr., Greenwood, which was adopted.

Senator Nodler offered Senate Resolution No. 1380, regarding the late Jack Wood, Neosho, which was adopted.

Senator Callahan offered Senate Resolution No. 1381, regarding Lucy Alonzo, Kansas City, which was adopted.

Senator Callahan offered Senate Resolution No. 1382, regarding Laura Cain, Independence, which was adopted.

Senator Callahan offered Senate Resolution No. 1383, regarding Allison Faulkner, Kansas City, which was adopted.

Senator Callahan offered Senate Resolution No. 1384, regarding Katie Foster, Kansas City, which was adopted.

Senator Callahan offered Senate Resolution No. 1385, regarding Tayler Hinesley, Kansas City, which was adopted.

Senator Callahan offered Senate Resolution No. 1386, regarding Kendra Nickell, Kansas City, which was adopted.

Senator Callahan offered Senate Resolution No. 1387, regarding Megan Nickell, Kansas City, which was adopted.

CONCURRENT RESOLUTIONS

Senator Klindt offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 41

WHEREAS, the United States Fish and Wildlife Service has mandated that the United States Army Corps of Engineers implement a plan for operating the Missouri River that calls for a "spring rise" and a "summer low flow." This plan would result in an increase in the flow of the Missouri River in the spring when the risk of flooding of bottomland farms is already high. The plan also would result in a reduction of the flow of the Missouri River in the summer of each year, thereby negatively affecting farmers, utilities, and businesses from Omaha to the Gulf of Mexico, purportedly to improve habitat for the pallid sturgeon, an endangered fish; and

WHEREAS, the United States Fish and Wildlife Service has dictated these controversial flow changes primarily to benefit only a short segment of the Missouri River where pallid sturgeon have not even been found in six years of sampling; and

WHEREAS, analyses have shown that low river flows could actually degrade habitat important to the pallid sturgeon in segments of the lower Missouri and Mississippi Rivers where pallid sturgeon have been found in recent years; and

WHEREAS, in the summer months of 2002 and 2003, record low flows on the Missouri River increased transportation costs for Missouri farmers by halting navigation, increased power plant cooling costs for private utilities, increased drinking water treatment costs for public utilities across the state of Missouri, and caused

water quality violations with the temperature in the Missouri River exceeding 90 degrees. Despite the economic harm already experienced by Missourians, the United States Fish and Wildlife Service has unilaterally mandated summer low flows during the next two years that are virtually identical to those experienced in 2002 and 2003; and

WHEREAS, while the United States Fish and Wildlife Service has failed to provide sufficient scientific evidence that proves that their mandated “spring rise” and “summer low flow” will improve habitat for the pallid sturgeon, analysis has shown that their proposal will increase the risk of flooding bottomland farms along the Missouri River, will result in economic harm to public and private utilities, and will risk the jobs of those who rely on the Missouri and Mississippi Rivers for their livelihoods; and

WHEREAS, the so-called “drought conservation measures” under consideration by the United States Army Corps of Engineers for inclusion in the Missouri River Master Manual would take away usable water from Missourians by shifting the storage of more water to upstream reservoirs while decreasing the amount of water available for other designated downstream uses; and

WHEREAS, the United States Eighth Circuit Court of Appeals recently affirmed that the dominant functions of the Missouri River Reservoir System are flood control and navigation, with recreation and other interests being secondary uses:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby respectfully request that the President of the United States direct the United States Fish and Wildlife Service and the United States Army Corps of Engineers to develop a plan for operating the Missouri River Reservoir System that will not increase the risk of flooding for bottomland farmers and will not harm the economy of the Midwestern states by failing to provide adequate flows to meet all designated downstream uses on the Missouri and Mississippi Rivers; 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, each member of the Missouri Congressional Delegation, the United States Fish and Wildlife Service, and the United States Army Corps of Engineers.

INTRODUCTION OF BILLS

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

SB 1280—By Childers and Foster.

An Act to repeal section 144.020, RSMo, and to enact in lieu thereof one new section relating to taxation, with a referendum clause.

SB 1281—By Childers and Foster.

An Act to repeal section 143.011, RSMo, and to enact in lieu thereof one new section relating to taxation, with a referendum clause.

SB 1282—By Kennedy.

An Act to repeal section 620.1560, RSMo, and to enact in lieu thereof two new sections relating to tax relief for persons assisting disabled citizens.

SB 1283—By Bray.

An Act to repeal section 130.041, RSMo, and to enact in lieu thereof one new section relating to disclosures of expenditures for and against a candidate.

SB 1284—By Clemens.

An Act to repeal section 105.473, RSMo, and to enact in lieu thereof one new section relating to lobbyist reports on proposed legislation supported or opposed by a lobbyist.

SB 1285—By Wheeler.

An Act to repeal section 136.055, RSMo, and to enact in lieu thereof one new section relating to motor vehicle fee offices.

SB 1286—By Loudon.

An Act to repeal sections 167.181 and 210.003, RSMo, and to enact in lieu thereof two new sections relating to immunizations.

SB 1287—By Griesheimer.

An Act to repeal section 105.267, RSMo, and to enact in lieu thereof one new section relating to public officers and employees.

SB 1288—By Vogel.

An Act to repeal sections 381.003, 381.009, 381.015, 381.018, 381.022, 381.025, 381.028, 381.032, 381.035, 381.038, 381.042, 381.045, 381.048, 381.052, 381.055, 381.058, 381.062, 381.065, 381.068, 381.071, 381.072, 381.075, 381.078, 381.085, 381.088, 381.092, 381.095, 381.098, 381.102, 381.105, 381.108, 381.112, 381.115, 381.118, 381.122, 381.125, 381.410 and 381.412, RSMo, and to enact in lieu thereof thirty-

eight new sections relating to title insurance.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1229**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1218**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1162**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1048**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1044**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1172**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 1007**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 962**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Klindt, Chairman of the Committee on Agriculture, Conservation, Parks and Natural Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Conservation, Parks and Natural Resources, to which was referred **SB 992**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

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

Mr. President: Your Committee on Commerce and the Environment, to which was referred **SB 1177**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Commerce and the Environment, to which was referred **SB 900**, begs leave to report that it has considered the same and recommends that the bill do pass, with Senate Committee Amendment No. 1, and be placed on the Consent Calendar.

SENATE COMMITTEE AMENDMENT NO. 1

Amend Senate Bill No. 900, Page 2, Section 307.366, Line 22, by inserting immediately after the word “years” the following: “**or more**”; and

Further amend said bill, page 6, section 643.315, line 33, by inserting immediately after the word “years” the following: “**or more**”.

Also,

Mr. President: Your Committee on Commerce and the Environment, to which was referred **SB 885**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Foster, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **SB 945**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 1087**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Loudon, Chairman of the Committee on Small Business, Insurance and Industrial Relations, submitted the following reports:

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **SB 1086**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **SB 1078**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **SB 883**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **SB 966**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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

Mr. President: Your Committee on Transportation, to which was referred **SB 757**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 771**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 772**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on

the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 788**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 845**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 894**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 899**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 956**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Childers, Chairman of the Committee on Economic Development, Tourism and Local Government, submitted the following reports:

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **HCS** for **HBs 950** and **948**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed

on the Consent Calendar.

Also,

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **SB 1225**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **SB 1114**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

SENATE BILLS FOR PERFECTION

Senator Steelman moved that **SB 1020**, **SB 889** and **SB 869**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SBs 1020**, **889** and **869**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 1020, 889 and 869

An Act to repeal sections 610.010, 610.011, 610.020, 610.021, 610.022, 610.026, 610.027, 610.029, 610.100, and 610.200, RSMo, and to enact in lieu thereof ten new sections relating to public records.

Was taken up.

Senator Steelman moved that **SCS** for **SBs 1020**, **889** and **869** be adopted.

Senator Griesheimer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bills Nos. 1020, 889 and 869, Page 12, Section 610.027, Line 24, by striking “or the member”; and further amend said line by inserting after “shall” the following: “, **and the member may**,”; and

Further amend said bill, page 17, section 610.100, line 87, by striking “officer or” and

further amend said line by inserting after “shall” the following: “, **and the officer may,**”.

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

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

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bills Nos. 1020, 889 and 869, Page 5, Section 610.021, Line 4, by striking the word “imminent”.

Senator Mathewson moved that the above amendment be adopted.

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

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

Amend Senate Committee Substitute for Senate Bills Nos. 1020, 889 and 869, Page 5, Section 610.021, Line 4, by striking the word “imminent”; and further amend page 6, line 5, by inserting after the word “body” the following: “**in which a case has been filed in any court of this state or the United States,**”.

Senator Steelman moved that the above substitute amendment be adopted.

At the request of Senator Steelman, **SB 1020**, **SB 889** and **SB 869**, with **SCS**, **SA 2** and **SSA 1** for **SA 2** (pending), were 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 **SCS** for **SB 1099** and **SCS** for **SJR 44**, begs leave to report that it has considered the same and recommends that the bills do pass.

SECOND READING OF SENATE BILLS

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

SB 1259—Economic Development, Tourism and Local Government.

SB 1260—Judiciary and Civil and Criminal Jurisprudence.

SB 1261—Small Business, Insurance and Industrial Relations.

SB 1264—Pensions and General Laws.

SB 1265—Judiciary and Civil and Criminal Jurisprudence.

SB 1266—Small Business, Insurance and Industrial Relations.

SB 1267—Commerce and the Environment.

SB 1268—Economic Development, Tourism and Local Government.

SB 1269—Economic Development, Tourism and Local Government.

SB 1270—Transportation.

SB 1271—Aging, Families, Mental and Public Health.

SB 1272—Aging, Families, Mental and Public Health.

SB 1273—Financial and Governmental Organization, Veterans’ Affairs and Elections.

SB 1274—Aging, Families, Mental and Public Health.

SB 1275—Ways and Means.

SB 1276—Ways and Means.

SB 1277—Financial and Governmental Organization, Veterans’ Affairs and Elections.

SB 1278—Financial and Governmental Organization, Veterans’ Affairs and Elections.

SB 1279—Aging, Families, Mental and Public Health.

SJR 47—Agriculture, Conservation, Parks and Natural Resources.

MESSAGES FROM THE GOVERNOR

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

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Jerry W. Divin, Democrat, 1359 East 470th Road, Bolivar, Polk County, Missouri 63613, as a member of the State Fair Commission, for a term ending December 29, 2007, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Nancy J. Headrick, 3428 Shermans Hollow, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri Training and Employment Council, for a term ending August 28, 2006, and until her successor is duly appointed and qualified; vice, Ronald Vessell, resigned.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Jeffery A. Kerr, D.O., Republican, 11851 Arbor Circle, Rolla, Phelps County, Missouri 65401, as a member of the State Board of Senior Services, for a term ending August 30, 2007, and until his successor is duly appointed and qualified; vice, reappointed to a full

term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Elizabeth M. "Betty" Linke, Republican, 114 Alden Street, Troy, Lincoln County, Missouri 63379, as a member of the State Fair Commission, for a term ending December 29, 2006, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Judy C. Logan, Democrat, P.O. Box 224, Vienna, Maries County, Missouri 65582, as a member of the Missouri Public Entity Risk Management Board of Trustees, for a term ending July 15, 2006, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Fernando A. McGregor, Democrat, 3328 South Cochise Avenue, Independence, Jackson County, Missouri 64057-1856, as a member of the Missouri Board for Respiratory Care, for a term

ending April 3, 2004, and until his successor is duly appointed and qualified; vice, Mark Jackson, term expired.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Jacquelyn C. Moore, 6044 E. 129th Street, Grandview, Jackson County, Missouri 64030, as a member of the Commission for the Missouri Senior Rx Program, for a term ending November 8, 2007, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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 M. Robuck, Democrat, 418 Crystal View Terrace, Jefferson City, Cole County, Missouri 65109, as a member of the State Banking Board, for a term ending August 28, 2007, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
BOB HOLDEN
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City, Missouri
February 19, 2004

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:

Linda Sher, 10859 Rondelay, St. Louis, St. Louis County,

Missouri 63141, as a member of the Missouri State Advisory Council on Pain and Symptom Management, for a term ending February 1, 2006, and until her successor is duly appointed and qualified; vice, RSMo. 192.350.

Respectfully submitted,
BOB HOLDEN
Governor

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

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 **HB 1040**, entitled:

An Act to repeal sections 160.261, 160.518, 160.570, 162.261, 163.036, 167.031, 167.051, 171.031, and 210.145, RSMo, and to enact in lieu thereof fourteen new sections relating to education accountability, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1289—By Kennedy and Gibbons.

An Act to repeal section 67.653, RSMo, and to enact in lieu thereof one new section relating to the powers of the St. Louis Regional Convention and Sports Complex Authority and its commissioners.

INTRODUCTIONS OF GUESTS

Senator Klindt introduced to the Senate, Eldon Prewitt, Kearney.

On behalf of Senator Bartle, the President

introduced to the Senate, his daughter, Betsy, Lee's Summit; and Betsy was made an honorary page.

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

SENATE CALENDAR

TWENTY-SEVENTH DAY—TUESDAY, FEBRUARY 24, 2004

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1280-Childers and Foster
 SB 1281-Childers and Foster
 SB 1282-Kennedy
 SB 1283-Bray
 SB 1284-Clemens

SB 1285-Wheeler
 SB 1286-Loudon
 SB 1287-Griesheimer
 SB 1288-Vogel
 SB 1289-Kennedy and Gibbons

HOUSE BILLS ON SECOND READING

HB 994-Cunningham (145), et al

HCS for HB 1040

THIRD READING OF SENATE BILLS

SS for SCS for SB 730-Gross
 SB 1080-Nodler, et al
 SCS for SJR 44-Dolan

SS for SCS for SB 1099-Gibbons
 SCS for SB 969-Shields

SENATE BILLS FOR PERFECTION

SJR 29-Steelman, et al
 SB 1138-Bartle

SB 870-Bartle

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 715-Childers and Caskey, with SCS, SS
 for SCS & SA 6 (pending)
 SB 718-Yeckel, et al
 SB 856-Loudon, with SCS
 SB 933-Yeckel, et al

SB 990-Loudon, with SCS
 SBs 1020, 889 & 869-Steelman, et al,
 with SCS, SA 2 & SSA 1 for SA 2 (pending)
 SB 1123-Gibbons, et al

CONSENT CALENDAR

Senate Bills

Reported 2/9

SB 1075-Coleman, with SCS
 SB 808-Klindt
 SB 741-Klindt
 SB 1100-Gibbons and Gross, with SCS
 SB 1052-Jacob
 SB 781-Caskey
 SB 827-Bartle, with SCS

SB 803-Gross
 SB 1093-Gibbons and Yeckel, with SCS
 SB 783-Mathewson
 SB 837-Caskey, with SCS
 SB 859-Klindt, with SCS
 SB 799-Steelman, with SCS
 SB 878-Goode, et al, with SCS

Reported 2/16

SB 1197-Quick, with SCS
 SB 1107-Shields
 SB 1106-Shields, with SCS

SB 921-Caskey, with SCS
 SRB 1108-Bartle

Reported 2/23

SB 1229-Caskey
 SB 1218-Quick, with SCS
 SB 1162-Jacob
 SB 1048-Nodler, et al
 SB 1044-Shields, with SCS
 SB 1172-Gibbons, et al, with SCS
 SB 1007-Goode, et al

SB 962-Clemens, with SCS
 SB 992-Cauthorn, with SCS
 SB 1177-Klindt, with SCS
 SB 900-Goode, with SCA 1
 SB 885-Cauthorn
 SB 945-Gibbons, with SCS
 SB 1087-Days, et al

SB 1086-Cauthorn
 SB 1078-Loudon, with SCS
 SB 883-Klindt
 SB 966-Shields
 SB 757-Shields, with SCS
 SB 771-Bray, with SCS
 SB 772-Bray and Griesheimer

SB 788-Childers, with SCS
 SB 845-Yeckel, with SCS
 SB 894-Goode
 SB 899-Goode
 SB 956-Scott, with SCS
 SB 1225-Dougherty, et al, with SCS
 SB 1114-Loudon

House Bills

Reported 2/23

HCS for HBs 950 & 948 (Childers)

RESOLUTIONS
 Unofficial
 To be Referred

SCR 38-Vogel
 SCR 39-Nodler

SCR 40-Steelman
 SCR 41-Klindt

Journal
 Reported from Committee

SCR 32-Gibbons and Stoll, with SCA 1

SCR 35-Russell, et al

T
 Copy