

# Journal of the Senate

FIRST REGULAR SESSION

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SEVENTH DAY—TUESDAY, JANUARY 18, 2005

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The Senate met pursuant to adjournment.

Mayer	Nodler	Purgason	Ridgeway
Scott	Shields	Stouffer	Taylor
Vogel	Wheeler	Wilson—31	

Senator Scott in the Chair.

Reverend Carl Gauck offered the following prayer:

“The heavens are telling the glory of God; and the firmament proclaims his handiwork.” (Psalm 19:1)

Gracious God, we drove here safely in the beauty of the world around us. The sunlight nurtures us and the cold air revives us, reminding us that the smallest cell in our bodies is a most glorious miracle. So we pray, be with us and continue to open us to the glory of our world and this life and our place in it. And help us, Lord, be prepared for a week of new demands and increasing responsibilities. 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, January 13, 2005, was read and approved.

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

Present—Senators

Bartle	Bray	Callahan	Cauthorn
Champion	Clemens	Coleman	Crowell
Days	Dolan	Dougherty	Engler
Gibbons	Graham	Green	Griesheimer
Gross	Kennedy	Klindt	Koster

Absent with leave—Senator Loudon—1

Vacancies—2

## RESOLUTIONS

Senator Coleman offered Senate Resolution No. 64, regarding the death of Reverend Jonas Hubbard, Jr., St. Louis, which was adopted.

Senator Mayer offered Senate Resolution No. 65, regarding the Fiftieth Anniversary of the Morehouse Assembly of God Church, Morehouse, which was adopted.

Senator Mayer offered Senate Resolution No. 66, regarding Mariann Wright, Kennett, which was adopted.

Senator Mayer offered Senate Resolution No. 67, regarding Matthew Carroll, Poplar Bluff, which was adopted.

Senator Mayer offered Senate Resolution No. 68, regarding the Malden High School Beta Club 2004 Group Talent Team, Malden, which was adopted.

Senator Mayer offered Senate Resolution No. 69, regarding the Malden High School Beta Club 2004 Skit Team, Malden, which was adopted.

Senator Mayer offered Senate Resolution No.

70, regarding Kristie Gage, Malden, which was adopted.

Senator Mayer offered Senate Resolution No. 71, regarding Aaron Luke, Malden, which was adopted.

Senator Mayer offered Senate Resolution No. 72, regarding Justin Gregory, Malden, which was adopted.

Senator Klindt offered Senate Resolution No. 73, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Kenneth Bevel, Ralls, Texas, which was adopted.

Senator Klindt offered Senate Resolution No. 74, regarding Joshua Adam Billings, Gallatin, which was adopted.

Senator Klindt offered Senate Resolution No. 75, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Virgil Brummitt, Trenton, which was adopted.

Senator Klindt offered Senate Resolution No. 76, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Wesley Bland, Trenton, which was adopted.

Senator Klindt offered Senate Resolution No. 77, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Calvin Bennett, Camden Point, which was adopted.

### INTRODUCTION OF BILLS

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

**SB 185**—By Loudon, Mayer, Nodler, Griesheimer, Cauthorn, Purgason, Ridgeway, Engler, Clemens, Bartle, Klindt, Vogel, Shields, Stouffer, Taylor, Champion, Scott, Dolan, Crowell and Gibbons.

An Act to amend chapter 34, RSMo, by adding thereto five new sections relating to establishment of the open contracting act.

**SB 186**—By Loudon.

An Act to amend chapter 324, RSMo, by

adding thereto eleven new sections relating to the powers and duties of the Missouri electrical industry licensing board, with penalty provisions.

**SB 187**—By Cauthorn and Clemens.

An Act repeal sections 640.700, 640.703, 640.710, 640.715, 640.725, 640.730, 640.735, 640.745, 640.750, 640.755, and 644.016, RSMo, and to enact in lieu thereof ten new sections relating to concentrated animal feeding operations.

**SB 188**—By Griesheimer and Gibbons.

An Act to amend chapter 137, RSMo, by adding thereto one new section relating to assessment of business personal property, with an emergency clause and an effective date.

**SB 189**—By Gross.

An Act to repeal sections 198.439, 208.480, and 338.550, RSMo, and to enact in lieu thereof three new sections relating to the health care provider tax, with an emergency clause.

Senator Shields announced that photographers from KRCG-TV had been given permission to take pictures in the Senate Chamber today.

### MESSAGES FROM THE GOVERNOR

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

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City

65101

January 13, 2005

TO THE SENATE OF THE 93rd GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

William F. Ringer, Republican, 508 NE Olympic Court, Lee's Summit, Jackson County, Missouri 64064, as the Public Representative of the Labor and Industrial Relations Commission, for a term ending June 27, 2006, and until his successor is duly appointed and qualified; vice, Ken Jacob, resigned.

Respectfully submitted,

MATT BLUNT

Governor

President Pro Tem Gibbons referred the above

appointment to the Committee on Gubernatorial Appointments.

## SECOND READING OF SENATE BILLS

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

**SB 155**—Education.

**SB 156**—Transportation.

**SB 157**—Pensions, Veterans' Affairs and General Laws.

**SB 158**—Judiciary and Civil and Criminal Jurisprudence.

**SB 159**—Judiciary and Civil and Criminal Jurisprudence.

**SB 161**—Education.

**SB 162**—Aging, Families, Mental and Public Health.

**SB 163**—Small Business, Insurance and Industrial Relations.

**SB 164**—Aging, Families, Mental and Public Health.

**SB 165**—Judiciary and Civil and Criminal Jurisprudence.

**SB 166**—Small Business, Insurance and Industrial Relations.

**SB 167**—Aging, Families, Mental and Public Health.

**SB 168**—Judiciary and Civil and Criminal Jurisprudence.

**SB 169**—Ways and Means.

**SB 170**—Ways and Means.

**SB 171**—Agriculture, Conservation, Parks and Natural Resources.

**SB 172**—Agriculture, Conservation, Parks and Natural Resources.

**SB 173**—Aging, Families, Mental and Public Health.

**SB 174**—Economic Development, Tourism and Local Government.

**SB 175**—Pensions, Veterans' Affairs and General Laws.

**SB 176**—Economic Development, Tourism and Local Government.

**SB 177**—Judiciary and Civil and Criminal Jurisprudence.

**SB 178**—Financial and Governmental Organizations and Elections.

**SB 179**—Commerce, Energy and the Environment.

**SB 180**—Financial and Governmental Organizations and Elections.

**SB 181**—Transportation.

**SB 182**—Small Business, Insurance and Industrial Relations.

**SB 183**—Pensions, Veterans' Affairs and General Laws.

**SB 184**—Judiciary and Civil and Criminal Jurisprudence.

**SJR 1**—Agriculture, Conservation, Parks and Natural Resources.

**SJR 2**—Governmental Accountability and Fiscal Oversight.

**SJR 3**—Agriculture, Conservation, Parks and Natural Resources.

**SJR 4**—Education.

**SJR 5**—Financial and Governmental Organizations and Elections.

**SJR 6**—Financial and Governmental Organizations and Elections.

**SJR 7**—Transportation.

**SJR 8**—Agriculture, Conservation, Parks and Natural Resources.

**SJR 9**—Governmental Accountability and Fiscal Oversight.

**SJR 10**—Agriculture, Conservation, Parks

and Natural Resources.

**SJR 11**—Transportation.

**SJR 12**—Financial and Governmental Organizations and Elections.

**COMMUNICATIONS**

In accordance with the provisions of Section 226.133, RSMo, the Missouri Highway and Transportation Commission has filed its proposed projects and bonding plan for putting Amendment 3 funds to work. A copy is on file in the office of the Secretary of Senate.

**INTRODUCTIONS OF GUESTS**

Senator Bartle introduced to the Senate, Todd

and Rosanna Barr and their children, Lauren and Brandon, Jackson County; and Lauren and Brandon were made honorary pages.

Senator Clemens introduced to the Senate, Thomas and Pam Cooper, their daughter, Michelle, and seventy-one Homeschoolers, Ozark.

Senator Dolan introduced to the Senate, Brian Schmidt, Lake St. Louis; and Matt Terry, Columbia.

Senator Shields introduced to the Senate, the Physician of the Day, Dr. Jim Gould, M.D., Festus.

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

Unofficial  
SENATE CALENDAR

EIGHTH DAY—WEDNESDAY, JANUARY 19, 2005

FORMAL CALENDAR

Journal  
SECOND READING OF SENATE BILLS

SB 160-Bartle, et al  
SB 185-Loudon, et al  
SB 186-Loudon

SB 187-Cauthorn and Clemens  
SB 188-Griesheimer and Gibbons  
SB 189-Gross

Copy  
Resolutions

HCR 2-Dempsey (Shields)

HCR 10-Dempsey (Shields)