

Journal of the Senate

FIRST REGULAR SESSION

SECOND DAY—THURSDAY, JANUARY 6, 2005

The Senate met pursuant to adjournment.

Ridgeway

Scott

Shields

Steelman

President Maxwell in the Chair.

Stoll

Stouffer

Taylor

Vogel

Wheeler

Wilson—34

Reverend Carl Gauck offered the following prayer:

Absent with leave—Senators—None

God of Light, the Christian world celebrates this day as the Epiphany of the Lord and we are mindful that You have made Your light known in our world and continue to reveal Yourself to Your people. Bless us now with such illumination that we may know You and others may see that light in us. Let us experience Your gentle directing us to do that which is right and according to Your will for each of us. In Your Holy Name we pray. Amen.

The Lieutenant Governor was present.

RESOLUTIONS

Senator Crowell offered Senate Resolution No. 14, regarding Al Stoverink, Cape Girardeau, which was adopted.

The Pledge of Allegiance to the Flag was recited.

Senator Shields offered the following resolution, which was read and adopted:

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

SENATE RESOLUTION NO. 15

BE IT RESOLVED by the Senate, that the Administrator of the Senate be and is hereby instructed to have placed in the Post Office of the Senate, or delivered each day to such other address as may be designated, Missouri newspapers for each Senator and each elected officer of the Senate, such papers to be designated by the Senator or officer, and the expenses of same to be paid out of the contingent fund of the Senate.

The Journal of the previous day was read and approved.

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

Senator Crowell offered Senate Resolution No. 16, regarding Anna Grace Hennemann, which was adopted.

Present—Senators

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

Senator Gibbons moved that **SR 13** be taken up for adoption, which motion prevailed.

Senator Gibbons offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Resolution No. 13, appearing on Page 36 of the Senate Journal for Wednesday, January 5, 2005, Column 1, Line 32 of said column, by striking the words “and statutory”; and further amend line 38 of said column, by striking the number “10” and inserting in lieu thereof the following: “9”; and

Further amend said resolution and page, column 2, line 1 of said column, by striking the number “5” and inserting in lieu thereof the following: “6”; and further amend line 20 of said column, by striking the words “and statutory”.

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

On motion of Senator Gibbons, **SA 13**, as amended, was adopted by the following vote:

YEAS—Senators

Bartle	Bray	Callahan	Cauthorn
Champion	Clemens	Coleman	Crowell
Days	Dolan	Dougherty	Engler
Gibbons	Graham	Green	Griesheimer
Gross	Kennedy	Klindt	Koster
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Steelman
Stoll	Stouffer	Taylor	Vogel
Wheeler	Wilson—34		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

CONCURRENT RESOLUTIONS

Senator Gibbons moved that **SCR 1** be taken up for adoption, which motion prevailed.

On motion of Senator Gibbons, **SCR 1** was adopted by the following vote:

YEAS—Senators

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

Gross	Kennedy	Klindt	Koster
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Steelman
Stoll	Stouffer	Taylor	Vogel
Wheeler	Wilson—34		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

COMMITTEE APPOINTMENTS

President Pro Tem Gibbons appointed the following committee, pursuant to **SCR 1**: Senators Callahan, Cauthorn, Champion, Clemens, Coleman, Dolan, Gibbons, Graham, Griesheimer, Gross, Green, Klindt, Loudon, Scott, Shields, Vogel, Wheeler, and Wilson.

INTRODUCTION OF BILLS

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

SB 156—By Shields.

An Act to repeal sections 68.020 and 68.025, RSMo, and to enact in lieu thereof two new sections relating to port authorities.

SB 157—By Crowell.

An Act to repeal section 50.535, RSMo, and to enact in lieu thereof one new section relating to the county sheriff’s revolving fund.

COMMUNICATIONS

Senator Shields submitted the following:

January 6, 2005

Ms. Terry Spieler
 Secretary of the Senate
 State Capitol, Office 325
 Jefferson City, MO 65101

Dear Ms. Spieler

The Rules, Joint Rules, Resolutions and Ethics Committee met today in the Senate Lounge. All members present voted to unanimously approve the 93rd General Assembly’s 15th Senate

District Caucus.

A list of the members is attached.

Sincerely,

/s/ Charlie

Charlie Shields

15th Senate District Caucus:

- Senator Michael R. Gibbons
- Representative Richard Byrd
- Representative Jim Avery
- Representative Margaret Donnelly
- Representative Kathlyn Fares
- Representative Jim Lembke
- Representative Scott Muschany
- Representative Charles Portwood
- Representative Neal St. Onge
- Representative Jodi Stefanick
- Representative Michael Vogt

Also,

January 6, 2005

Ms. Terry Spieler

Secretary of the Senate

State Capitol, Office 325

Jefferson City, MO 65101

Dear Ms. Spieler

The Rules, Joint Rules, Resolutions and Ethics Committee met today in the Senate Lounge. All members present voted to unanimously approve the 93rd General Assembly's Senate Democratic Caucus.

A list of the members is attached.

Sincerely,

/s/ Charlie

Charlie Shields

Senate Democratic Caucus:

- Joan Bray
- Victor Callahan
- Maida Coleman
- Rita Days
- Patrick Dougherty
- Chuck Graham
- Timothy Green
- Harry Kennedy
- Stephen Stoll
- Charles Wheeler
- Yvonne Wilson

Also,

January 6, 2005

Ms. Terry Spieler

Secretary of the Senate

State Capitol, Office 325

Jefferson City, MO 65101

Dear Ms. Spieler

The Rules, Joint Rules, Resolutions and Ethics Committee met today in the Senate Lounge. All members present voted to unanimously approve the 93rd General Assembly's St. Charles County Area Caucus.

A list of the members is attached.

Sincerely,

/s/ Charlie

Charlie Shields

St. Charles County Area Caucus:

- Senator Chuck Gross
- Senator Jon Dolan
- Representative Carl Bearden
- Representative Tom Dempsey
- Representative Sherman Parker
- Representative Scott Rupp
- Representative Joe Smith
- Representative Vicki Schneider
- Representative Cynthia Davis
- Representative Kevin Threlkeld
- Representative Sally Faith

Also,

January 6, 2005

Ms. Terry Spieler

Secretary of the Senate

State Capitol, Office 325

Jefferson City, MO 65101

Dear Ms. Spieler

The Rules, Joint Rules, Resolutions and Ethics Committee met today in the Senate Lounge. All members present voted to unanimously approve the 93rd General Assembly's Senate Republican Caucus.

A list of the members is attached.

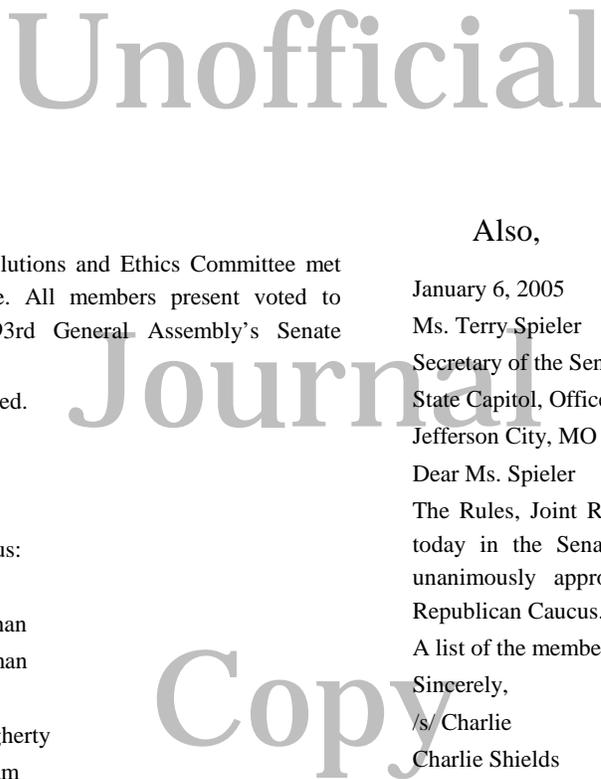
Sincerely,

/s/ Charlie

Charlie Shields

Senate Republican Caucus:

- Matt Bartle
- John Cauthorn
- Norma Champion
- Dan Clemens
- Jason Crowell
- Jon Dolan
- Kevin Engler



Michael Gibbons
 John Griesheimer
 Chuck Gross
 David Klindt
 Chris Koster
 John Loudon
 Robert Mayer
 Gary Nodler
 Chuck Purgason
 Luann Ridgeway
 Delbert L. Scott
 Charles W. Shields
 Sarah Steelman
 Bill Stouffer
 Larry Gene Taylor
 Carl Vogel

COMMITTEE APPOINTMENTS

President Pro Tem Gibbons submitted the following committee appointments:

ADMINISTRATION

Gibbons, Chair
 Shields, Vice-Chair
 Klindt
 Coleman
 Dougherty

AGING, FAMILIES, MENTAL AND PUBLIC HEALTH

Champion, Chair
 Bartle, Vice-Chair
 Stouffer
 Clemens
 Dolan
 Taylor
 Dougherty
 Kennedy
 Wheeler

AGRICULTURE, CONSERVATION, PARKS AND NATURAL RESOURCES

Clemens, Chair
 Stouffer, Vice-Chair
 Cauthorn
 Klindt
 Mayer
 Purgason
 Coleman
 Wheeler
 Graham

APPROPRIATIONS

Gross, Chair
 Nodler, Vice-Chair
 Champion
 Mayer
 Purgason
 Ridgeway
 Dougherty
 Bray
 Wilson

COMMERCE, ENERGY AND THE ENVIRONMENT

Klindt, Chair
 Engler, Vice-Chair
 Dolan
 Griesheimer
 Ridgeway
 Bartle
 Bray
 Callahan
 Green

ECONOMIC DEVELOPMENT, TOURISM AND LOCAL GOVERNMENT

Griesheimer, Chair
 Taylor, Vice-Chair
 Crowell
 Engler
 Koster
 Vogel
 Kennedy
 Wheeler
 Wilson

EDUCATION

Nodler, Chair
 Champion, Vice-Chair
 Engler
 Loudon
 Mayer
 Shields
 Days
 Wilson
 Graham

FINANCIAL, GOVERNMENTAL ORGANIZATIONS, AND ELECTIONS

Scott, Chair
 Crowell, Vice-Chair
 Dolan
 Engler

Koster
Nodler
Kennedy
Coleman
Wilson

**GOVERNMENTAL ACCOUNTABILITY AND FISCAL
OVERSIGHT**

Cauthorn, Chair
Loudon, Vice-Chair
Nodler
Stouffer
Days
Green

GUBERNATORIAL APPOINTMENTS

Gibbons, Chair
Shields, Vice-Chair
Crowell
Gross
Loudon
Purgason
Coleman
Callahan
Graham

JUDICIARY AND CIVIL AND CRIMINAL

JURISPRUDENCE

Bartle, Chair
Mayer, Vice-Chair
Koster
Loudon
Crowell
Vogel
Callahan
Wheeler
Graham

PENSIONS, VETERANS' AFFAIRS AND GENERAL LAWS

Crowell, Chair
Purgason, Vice-Chair
Scott
Gibbons
Koster
Ridgeway
Dougherty
Kennedy
Graham

**SMALL BUSINESS, INSURANCE AND INDUSTRIAL
RELATIONS**

Loudon, Chair

Vogel, Vice-Chair
Cauthorn
Klindt
Clemens
Scott
Days
Callahan
Green

TRANSPORTATION

Dolan, Chair
Griesheimer, Vice-Chair
Stouffer
Taylor
Bartle
Scott
Days
Bray
Callahan

WAYS AND MEANS

Vogel, Chair
Koster, Vice-Chair
Cauthorn
Griesheimer
Champion
Taylor
Coleman
Bray
Callahan

Unofficial
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COMMUNICATIONS

Senator Stoll submitted the following:

January 6, 2005

The Honorable Joe Maxwell
Lieutenant Governor
State of Missouri
State Capitol, Room 121
Jefferson City, MO 65101

Dear Lieutenant Governor Maxwell:

I hereby resign my office as State Senator, District 22,
effective January 6, 2005 at 12:00 noon.

Sincerely,

/s/ Stephen M. Stoll

Stephen M. Stoll

State Senator, 22nd District

RESOLUTIONS

Senator Gibbons offered Senate Resolution No. 17, regarding Ronald Timothy Kramer, Kirkwood, which was adopted.

Senator Gibbons offered Senate Resolution No. 18, regarding David Daniel Kramer, Kirkwood, which was adopted.

Senator Klindt offered Senate Resolution No. 19, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Orville Palmer, Trenton, which was

adopted.

Senator Klindt offered Senate Resolution No. 20, regarding Dr. William Chadwick McCoy, Chillicothe, which was adopted.

Senator Shields offered Senate Resolution No. 21, regarding the National Multiple Sclerosis Society, which was adopted.

On motion of Senator Shields, the Senate adjourned until 10:30 a.m., Monday, January 10, 2005.

SENATE CALENDAR

THIRD DAY—MONDAY, JANUARY 10, 2005

Unofficial
FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1-Loudon, et al
SB 2-Loudon and Gross
SB 3-Loudon
SB 4-Klindt
SB 5-Klindt
SB 6-Klindt
SB 7-Dougherty
SB 8-Dougherty
SB 9-Dougherty
SB 10-Cauthorn, et al
SB 11-Cauthorn
SB 12-Cauthorn and Klindt
SB 13-Kennedy
SB 14-Kennedy
SB 15-Kennedy
SB 16-Coleman
SB 17-Coleman
SB 18-Coleman
SB 19-Shields
SB 20-Shields

SB 21-Shields
SB 22-Griesheimer
SB 23-Griesheimer and Kennedy
SB 24-Griesheimer
SB 25-Champion, et al
SB 26-Champion and Wheeler
SB 27-Champion
SB 28-Dolan
SB 29-Dolan
SB 30-Dolan
SB 31-Bartle
SB 32-Bartle
SB 33-Bartle
SB 34-Clemens
SB 36-Nodler
SB 37-Nodler
SB 38-Nodler and Taylor
SB 39-Bray
SB 40-Bray
SB 41-Bray

SB 42-Days	SB 84-Bray
SB 43-Days	SB 85-Crowell
SB 44-Wheeler and Bray	SB 86-Crowell
SB 45-Purgason	SB 87-Klindt
SB 46-Purgason	SB 88-Klindt
SB 47-Crowell	SB 89-Dougherty
SB 48-Crowell	SB 90-Dougherty
SB 49-Crowell	SB 91-Dougherty
SB 50-Taylor and Nodler	SB 92-Cauthorn
SB 51-Taylor and Callahan	SB 93-Cauthorn
SB 52-Loudon	SB 94-Cauthorn
SB 53-Loudon	SB 95-Coleman
SB 54-Loudon	SB 96-Coleman
SB 55-Klindt	SB 97-Coleman and Champion
SB 56-Klindt	SB 98-Champion, et al
SB 57-Klindt	SB 99-Champion
SB 58-Dougherty	SB 100-Champion
SB 59-Dougherty	SB 101-Dolan
SB 60-Dougherty	SB 102-Bartle
SB 61-Cauthorn	SB 103-Bartle
SB 62-Cauthorn	SB 104-Bartle
SB 63-Cauthorn	SB 105-Bray
SB 64-Kennedy	SB 106-Bray
SB 65-Coleman	SB 107-Bray
SB 66-Coleman	SB 108-Dougherty
SB 67-Coleman	SB 109-Dougherty
SB 68-Shields	SB 110-Dougherty
SB 69-Shields and Wheeler	SB 111-Cauthorn
SB 70-Shields	SB 112-Coleman
SB 71-Griesheimer	SB 113-Coleman
SB 72-Griesheimer	SB 114-Champion
SB 73-Champion	SB 115-Bartle
SB 74-Champion	SB 116-Bartle
SB 75-Champion and Wheeler	SB 118-Bray
SB 76-Dolan	SB 119-Bray
SB 77-Dolan	SB 120-Bray
SB 78-Dolan	SB 121-Bray
SB 79-Bartle	SB 122-Nodler
SB 80-Bartle	SB 123-Bartle
SB 81-Bartle	SB 124-Nodler
SB 82-Bray	SB 125-Taylor
SB 83-Bray	SB 128-Coleman

SB 129-Vogel
 SB 130-Clemens
 SB 131-Loudon
 SB 132-Ridgeway
 SB 133-Loudon and Gross
 SB 134-Wheeler
 SB 135-Wheeler
 SB 136-Champion
 SB 137-Taylor
 SB 138-Wheeler
 SB 139-Wheeler
 SB 140-Days
 SB 141-Nodler
 SB 142-Gross
 SB 143-Gross
 SB 144-Gross
 SB 145-Dougherty
 SB 146-Dougherty
 SB 147-Cauthorn
 SB 148-Nodler
 SB 149-Nodler

SB 150-Green
 SB 151-Green
 SB 152-Wilson
 SB 153-Graham
 SB 154-Bray and Days
 SB 155-Mayer
 SB 156-Shields
 SB 157-Crowell
 SJR 1-Klindt
 SJR 2-Klindt
 SJR 3-Cauthorn
 SJR 4-Cauthorn
 SJR 5-Coleman
 SJR 6-Bartle
 SJR 7-Bartle
 SJR 8-Bartle
 SJR 9-Clemens
 SJR 10-Purgason
 SJR 11-Bartle
 SJR 12-Taylor

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Resolutions

HCR 1-Dempsey (Shields)

HCR 2-Dempsey (Shields)

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