

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-THIRD DAY— THURSDAY, APRIL 14, 2005

The Senate met pursuant to adjournment.

Senator Nodler in the Chair.

Reverend Carl Gauck offered the following prayer:

“Faith comes by hearing, and hearing by the Word of God.”
(Romans 10:17)

Blessed Father, we conclude another week grateful that we have time this weekend to be with those we love. Grant that we may make good use of the time to hear the concerns of those who have missed us and to share and let them know the love we have for them. Grant us grace to enjoy and be thankful for the love we receive from those You have given us. And may we make time to hear Your Word with our hearts attuned to Your voice. 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 KOMU-TV were given permission to take pictures in the Senate Chamber today.

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

Present—Senators

Bartle	Bray	Callahan	Cauthorn
Champion	Clemens	Coleman	Crowell

Days	Dougherty	Engler	Gibbons
Graham	Green	Griesheimer	Gross
Kennedy	Klindt	Koster	Loudon
Mayer	Nodler	Purgason	Ridgeway
Scott	Shields	Stouffer	Taylor
Vogel	Wheeler	Wilson—31	

Absent with leave—Senator Dolan—1

Vacancies—2

The Lieutenant Governor was present.

RESOLUTIONS

Senator Gross offered Senate Resolution No. 1077, regarding Chemtron Corporation, Saint Charles, which was adopted.

Senator Gross offered Senate Resolution No. 1078, regarding Star Stamps and Coins, Saint Charles, which was adopted.

Senator Gross offered Senate Resolution No. 1079, regarding Lindenwood University, Saint Charles, which was adopted.

Senator Gross offered Senate Resolution No. 1080, regarding John Christian Andrews, St. Charles, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Shields, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 500**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

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

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SS** for **SCS** for **SB 287**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **HB 69**, 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 Champion, Chairman of the Committee on Aging, Families, Mental and Public Health, submitted the following reports:

Mr. President: Your Committee on Aging, Families, Mental and Public Health, to which was referred **HCS** for **HB 56**, 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 Aging, Families, Mental and Public Health, to which was referred **HCS No. 2** for **HB 232**, 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 Aging,

Families, Mental and Public Health, to which was referred **HB 413**, 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 Aging, Families, Mental and Public Health, to which was referred **HCS** for **HBs 462** and **463**, 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 Aging, Families, Mental and Public Health, to which was referred **HB 681**, 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 Vogel, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **HB 321**, 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 Ways and Means, to which was referred **HB 229**, 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 Gibbons, 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:

Peter D. Kinder, as a member of the Missouri

Community Service Commission;

Also,

Sandra J. Jones, as a member of the Missouri Women's Council;

Also,

Luther J. Rollins, as a member of the Harris-Stowe State College Board of Regents;

Also,

Paul C. Vescovo, III, as a member of the Peace Officer Standards and Training Commission;

Also,

Anita T. Yeckel, as a member of the Missouri Investment Trust Board of Trustees;

Also,

Glen Richard Hastings, as a member of the Jackson County Sports Complex Authority;

Also,

Richard J. Wilson, as a member of the Missouri Development Finance Board;

Also,

John C. Hanneke, as a member of the Credit Union Commission;

Also,

Ryne P. Lilly, as a member of the Missouri Western State College Board of Regents;

Also,

Barbara H. Pickering, as a member of the State Lottery Commission.

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

Senator Gibbons 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 Gibbons assumed the

Chair.

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

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 548**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Ways and Means, to which was referred **SB 196**, 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 Ways and Means, to which was referred **SB 3**, 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 Ways and Means, to which was referred **SB 44**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bartle, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 159**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS for HB 347**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which was referred HCS for HB 441, begs leave to report that it has considered the same and recommends that the bill do pass.

President Kinder assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator Cauthorn moved that SB 12 be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Scott assumed the Chair.

Senator Griesheimer assumed the Chair.

Senator Ridgeway assumed the Chair.

Senator Gross assumed the Chair.

Senator Koster assumed the Chair.

A quorum was established by the following vote:

Present—Senators

Bartle	Bray	Callahan	Cauthorn
Champion	Clemens	Coleman	Dougherty
Engler	Gibbons	Green	Griesheimer
Gross	Kennedy	Klindt	Koster
Loudon	Mayer	Nodler	Purgason
Ridgeway	Shields	Stouffer	Vogel
Wheeler	Wilson—26		

Absent—Senators

Crowell	Days	Graham	Scott
Taylor—5			

Absent with leave—Senator Dolan—1

Vacancies—2

Senator Crowell assumed the Chair.

At the request of Senator Cauthorn, SB 12 was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Shields, 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 180, respectfully requests that it be removed from the Senate 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 343, with SCS, respectfully requests that it be removed from the Senate 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 269, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

President Pro Tem Gibbons assumed the Chair.

Senator Bartle requested unanimous consent of the Senate to correct the Judiciary and Civil and Criminal Jurisprudence committee report on HCS for HB 441 to reflect the adoption of a Senate Committee Substitute, which request was granted.

Senator Bartle, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred SB 144, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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
65101
April 13, 2005

Respectfully submitted,
MATT BLUNT
Governor

Also,

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:

Terry J. Brady, 4701 North West 82nd Street, Kansas City, Platte County, Missouri 64151, as a member of the Kansas City Board of Police Commissioners, for a term ending March 7, 2009, and until his successor is duly appointed and qualified; vice, Javier Perez, term expired.

Respectfully submitted,
MATT BLUNT
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 13, 2005

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 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:

Donald Eric Park, Republican, 318 West Fourth Street, Washington, Franklin County, Missouri 63090, as a member of the Credit Union Commission, for a term ending January 1, 2011, and until his successor is duly appointed and qualified; vice, Sharon Ichord, term expired.

Respectfully submitted,
MATT BLUNT
Governor

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

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:

Thomas Robert Forget, Jr., M.D., 56 Muirfield Court, Saint Louis, Saint Louis County, Missouri 63141, as a member of the Missouri Head Injury Advisory Council, for a term ending May 12, 2007, and until his successor is duly appointed and qualified; vice, Sherri Coleman, withdrawn.

Respectfully submitted,
MATT BLUNT
Governor

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 13, 2005

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 **HCR 20**, entitled:

Relating to the designation of October fifteenth as Pregnancy and Infant Loss Remembrance Day.

HOUSE CONCURRENT RESOLUTION NO. 20

An Act relating to the designation of October fifteenth as Pregnancy and Infant Loss Remembrance Day.

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:

Mark J. Garnett, Democrat, 10363 County Road 9510, West Plains, Howell County, Missouri 65775, as a member of the Air Conservation Commission, for a term ending October 13, 2006, and until his successor is duly appointed and qualified; vice, Harriet Beard, term expired.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

WHEREAS, according to a 1996 study by the Centers for Disease Control, 16% of six million-plus pregnancies ended in either a miscarriage or a stillbirth, or almost a million perinatal losses. Of those six million-plus pregnancies, 62% (3,720,000) ended in live births, and 26,784 of those births ended in infant deaths from eleven months and younger. This does not reflect the

22% who are lost to abortion; and

WHEREAS, the availability of information and support is of the utmost importance to families who suffer from pregnancy and infant loss to better help them cope; and

WHEREAS, a public that is informed and educated about pregnancy and infant loss can better learn how to respond with compassion to affect families; and

WHEREAS, professionals who come in contact with families who have suffered pregnancy or infant loss, such as physicians, clergy, emergency medical technicians, funeral directors, police officers, public health nurses, and employers, can better serve families if they have special training and better knowledge of pregnancy and infant loss; and

WHEREAS, a Pregnancy and Infant Loss Remembrance Day on October fifteenth is set aside to remember all of the pregnancies and infants lost in order to heal and be comforted in a time of pain and heartache, and to have hope for the future:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, First Regular Session, the Senate concurring therein, hereby proclaim October fifteenth of each year as "Pregnancy and Infant Loss Remembrance Day"; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

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 461**, entitled:

An Act to repeal section 137.078, RSMo, and to enact in lieu thereof three new sections relating to assessment of business personal property.

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 **HB 410**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a highway.

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 **HB 539**, entitled:

An Act to repeal sections 168.110 and 168.126, RSMo, and to enact in lieu thereof two new sections relating to teacher salary incentives.

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 **HB 344**, entitled:

An Act to repeal section 205.010, RSMo, and to enact in lieu thereof two new sections relating to county health centers and nursing home districts.

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 276**, entitled:

An Act to repeal sections 162.955, 162.959, and 162.961, RSMo, and to enact in lieu thereof three new sections relating to special educational services.

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 **HB 1**, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund, and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2005 and ending June 30, 2006.

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 2**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, the several divisions and programs thereof, and the Office of Administration to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2005 and ending June 30, 2006.

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 3**,

entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein, and the Office of Administration to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2005 and ending June 30, 2006.

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 4**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, the several divisions and programs thereof, and the Office of Administration, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2005 and ending June 30, 2006.

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 5**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Public Safety, and the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided

in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2005 and ending June 30, 2006.

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 6**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the Office of Administration, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2005 and ending June 30, 2006.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Senator Crowell assumed the Chair.

HOUSE BILLS ON SECOND READING

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

HB 738—Financial and Governmental Organizations and Elections.

HCS for HJR 16—Agriculture, Conservation, Parks and Natural Resources.

HCS for HB 394—Small Business, Insurance and Industrial Relations.

HCS for HB 388—Small Business, Insurance and Industrial Relations.

HCS for HB 64—Pensions, Veterans' Affairs and General Laws.

HB 700—Financial and Governmental Organizations and Elections.

HCS for HBs 518, 288, 418 and 635—Transportation.

REFERRALS

President Pro Tem Gibbons referred **SCS for SB 500** to the Committee on Governmental Accountability and Fiscal Oversight.

THIRD READING OF SENATE BILLS

SS for SCS for SB 316 was placed on the Informal Calendar.

SS for SCS for SB 287, introduced by Senator Shields, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 287

An Act to repeal sections 148.360, 149.015, 160.264, 160.400, 160.405, 160.410, 160.415, 160.420, 160.530, 160.531, 160.534, 160.550, 161.527, 162.081, 162.792, 162.935, 162.975, 163.005, 163.011, 163.014, 163.015, 163.021, 163.023, 163.025, 163.028, 163.031, 163.032, 163.034, 163.035, 163.036, 163.071, 163.073, 163.081, 163.087, 163.091, 163.172, 164.011, 164.303, 165.011, 165.015, 165.016, 165.121, 166.260, 166.275, 167.126, 167.151, 167.332, 167.349, 168.281, 168.515, 170.051, 170.055, 171.121, 178.296, and 360.106, RSMo, and to enact in lieu thereof forty-seven new sections relating to education, with an effective date and penalty provisions.

Was taken up.

On motion of Senator Shields, **SS for SCS for SB 287** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Champion	Clemens	Days
Engler	Gibbons	Griesheimer	Gross
Kennedy	Klindt	Koster	Loudon
Mayer	Nodler	Purgason	Ridgeway
Scott	Shields	Stouffer	Taylor
Vogel	Wheeler—22		

NAYS—Senators

Bray	Callahan	Cauthorn	Coleman
Dougherty	Graham	Green	Wilson—8

Absent—Senator Crowell—1

Absent with leave—Senator Dolan—1

Vacancies—2

The President declared the bill passed.

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

Senator Shields 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 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 **HCS for HB 7**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Department of Labor and Industrial Relations, and the Office of Administration and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2005 and ending June 30, 2006.

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 8**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety, the several divisions and programs thereof, and the Office of Administration, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2005 and ending June 30, 2006.

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 9**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the Office of Administration and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2005 and ending June 30, 2006.

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 10**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee, the Commission for the Missouri Senior Rx Program, and the Office of Administration to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2005 and ending June 30, 2006.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

Senator Shields submitted the following:

April 14, 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 Agriculture Republican Caucus.

A list of the members is attached.

Sincerely,

/s/ Charlie

Charlie Shields

Senate Agriculture Republican Caucus:

- | | |
|---------------------------|-------------------------|
| Senator John Cauthorn | Senator Chuck Purgason |
| Senator Jon Dolan | Senator Dan Clemens |
| Senator John Griesheimer | Senator Rob Mayer |
| Senator Delbert Scott | Senator Jason Crowell |
| Senator Kevin Engler | Senator David Klindt |
| Senator Carl Vogel | Senator Bill Stouffer |
| Senator Luann Ridgeway | Senator Charles Gross |
| Senator Chris Koster | Senator Matt Bartle |
| Senator Gary Nodler | Senator John Loudon |
| Senator Larry Gene Taylor | Senator Michael Gibbons |
| Senator Charlie Shields | Senator Norma Champion |

RESOLUTIONS

Senator Mayer offered Senate Resolution No. 1081, regarding the late Sergeant Carl Dewayne Graham, Jr., which was adopted.

Senator Stouffer offered Senate Resolution No. 1082, regarding James "Don" Jackson, Richmond, which was adopted.

Senator Coleman offered Senate Resolution No. 1083, regarding Kathy Gamache, St. Louis, which was adopted.

Senator Shields offered Senate Resolution No. 1084, regarding Jessica Rose Thomas, Kansas City, which was adopted.

Senator Coleman offered Senate Resolution No. 1085, regarding Megan Verbeck, which was adopted.

Senator Coleman offered Senate Resolution No. 1086, regarding LaToya A. Williamson, which was adopted.

Senator Coleman offered Senate Resolution No. 1087, regarding Brittany Tate, which was adopted.

Senator Coleman offered Senate Resolution No. 1088, regarding Mirka Campbell Fettel, which was adopted.

Senator Bray offered Senate Resolution No. 1089, regarding Eldora Spiegelberg, University City, which was adopted.

Senator Mayer offered Senate Resolution No. 1090, regarding Frances Thurman, Piedmont, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Griesheimer introduced to the Senate, Ron and Lois Keeven and their children, Abigail, Melissa and Dalton, New Haven; and Abigail, Melissa and Dalton were made honorary pages.

Senator Crowell introduced to the Senate, the Physician of the Day, Dr. Sarah Aydt, M.D., and her son, Matthew, Cape Girardeau.

Senator Shields introduced to the Senate, Brant Winn, LaRene McHugh and forty-five eighth grade students from Life Christian Academy, Kansas City.

On behalf of Senator Scott, the President introduced to the Senate, Ashley Caldwell, Lauren Sanders, Paul Henny, Chris Kirk, Christy Smith, Adrienne C. Johnson, Cherlyn Sarte, Inez Waggoner, Jag Glascock, Donnie Batschelett and Chelsea Schussler, Clinton; and Cherlyn, Inez, Jag, Donnie and Chelsea were made honorary pages.

On behalf of Senator Gross, the President introduced to the Senate, Vicky Klaus and fourth grade students from Living Word Christian School, St. Charles.

Senator Gross introduced to the Senate, Kim Risch, Marsha McEachron and Home Schoolers,

St. Charles.

Senator Bartle introduced to the Senate, students from Lee's Summit Baptist Temple.

Senator Taylor introduced to the Senate, Diane Meehan and sixteen fourth grade students from Trinity Lutheran School, Freistatt.

Senator Crowell introduced to the Senate, students from Clippard Elementary School, Cape Girardeau.

Senator Taylor introduced to the Senate, Carless Osbourn and eighth grade students from Kirbyville R-VI School.

On motion of Senator Shields, the Senate adjourned until 3:00 p.m., Monday, April 18, 2005.

SENATE CALENDAR

Unofficial
FIFTY-FOURTH DAY—MONDAY, APRIL 18, 2005

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 461
HB 410-Flook, et al
HB 539-Icet, et al
HB 344-Baker (123)
HCS for HB 276
HB 1-Lager
HCS for HB 2
HCS for HB 3

Journal

HCS for HB 4
HCS for HB 5
HCS for HB 6
HCS for HB 7
HCS for HB 8
HCS for HB 9
HCS for HB 10

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THIRD READING OF SENATE BILLS

SCS for SB 500-Gibbons, et al (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 199-Gross
SB 402-Gibbons, et al
SB 548-Loudon

SB 196-Ridgeway and Stouffer, with SCS
SB 3-Loudon, with SCS
SB 44-Wheeler and Bray, with SCS

SB 159-Cauthorn
SB 144-Gross, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 365 (Crowell)
HCS for HB 347, with SCS

HCS for HB 441, with SCS (Cauthorn)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 316-Dolan

SENATE BILLS FOR PERFECTION

SB 2-Loudon and Gross, with SCS
SB 5-Klindt, with SCS & SS for SCS
(pending)
SB 12-Cauthorn and Klindt
SB 29-Dolan, with SCS & SA 1 (pending)
SBs 37, 322, 78, 351 & 424-Nodler, with
SCS
SB 50-Taylor and Nodler, with SCS & SS
for SCS (pending)
SB 55-Klindt, with SCS
SB 64-Kennedy, with SCS
SB 90-Dougherty, with SCS
SB 93-Cauthorn, with SCS
SB 152-Wilson, with SCS
SB 160-Bartle, et al, with SS (pending)
SB 185-Loudon, et al, with SA 1 (pending)
SB 194-Engler
SB 214-Scott, et al, with SCS
SB 220-Dolan

SB 236-Klindt and Clemens
SB 240-Scott
SB 241-Scott
SB 253-Koster, with SCS
SB 254-Engler
SB 284-Cauthorn and Clemens, with SCS
SB 291-Mayer, et al, with SCS & SS for
SCS (pending)
SB 321-Shields
SB 324-Scott, with SCS
SB 339-Gross, with SCS
SB 348-Clemens
SBs 365 & 204-Mayer, et al, with SCS
SB 373-Bartle
SB 376-Loudon
SB 434-Cauthorn
SB 470-Engler
SB 481-Shields, with SCS

CONSENT CALENDAR

House Bills

Reported 4/11

HB 707-Cunningham (145) and Byrd, with
SCS (Scott)

HB 678-Byrd, with SCS (Bartle)
HB 402-Schaaf, et al

HB 280-Walsh, et al (Green)
 HB 524-May, et al (Scott)
 HB 248-Pearce (Dolan)
 HB 342-Baker (123) (Koster)
 HB 600-Cooper (155), et al
 HCS for HB 379 (Crowell)
 HB 40-Tilley (Engler)
 HCS for HB 47, with SCS (Shields)
 HB 127-Bivins (Griesheimer)
 HCS for HB 215 (Koster)
 HB 260-Deeken (Vogel)
 HB 345-Baker (123) (Koster)
 HB 395-Wood (Taylor)
 HCS for HB 422 (Crowell)

HB 431-Wright (137) (Champion)
 HB 445-Guest and Whorton (Klindt)
 HCS for HB 448 (Coleman)
 HB 453-May, et al (Crowell)
 HB 479-Ervin (Ridgeway)
 HCS for HB 515, with SCS (Taylor)
 HCS for HB 531 (Champion)
 HCS for HB 577 (Purgason)
 HCS for HB 631 (Gibbons)
 HB 638-Cunningham (86), with SCS
 (Wheeler)
 HB 685-Franz, with SCS (Purgason)
 HB 743-Kingery, et al (Engler)

Reported 4/12

HBs 361 & 684-Lipke, with SCS (Bartle)
 HB 688-Byrd, et al, with SCS
 HCS for HB 630 (Purgason)
 HB 567-Stevenson, et al
 HB 486-Bruns (Vogel)
 HCS for HB 362, with SCS (Bartle)
 HB 456-Kuessner, et al, with SCS (Engler)
 HB 450-Meiners, with SCS (Griesheimer)
 HB 43-Wallace (Taylor)
 HB 53-Swinger and Bean, with SCS (Mayer)
 HB 155-Ruestman (Taylor)
 HB 243-May, et al (Dolan)
 HB 423-Kuessner, with SCS (Engler)

HB 528-Cunningham (145), with SCS
 (Clemens)
 HB 618-Bearden, et al, with SCS (Gross)
 HCS for HB 119 (Stouffer)
 HCS for HBs 163, 213 & 216 (Gross)
 HB 219-Salva and Johnson (47) (Wheeler)
 HB 236-Goodman (Taylor)
 HB 261-Deeken (Griesheimer)
 HB 323-Johnson (47) (Shields)
 HCS for HB 348 (Koster)
 HB 473-Yates (Bartle)
 HB 258-Cunningham (86)

Reported 4/13

HCS for HB 297, with SCS
 HCS for HB 443, with SCS (Mayer)
 HB 33-Phillips

HB 455-Quinn, et al (Klindt)
 HCS for HB 563
 HCS for HB 513 (Loudon)

Reported 4/14

HB 69-Rupp (Loudon)
 HCS for HB 56

HCS#2 for HB 232, with SCS
 HB 413-Hubbard, et al

HCS for HBs 462 & 463 (Shields)
HB 681-Chappelle-Nadal

HB 321-Yates
HB 229-Portwood, with SCS (Gross)

RESOLUTIONS

To be Referred

HCR 9-Bivins, et al
HCR 15-Baker (123)

HCS for HCR 24
HCR 20-Rupp, et al

Reported from Committee

SCR 5-Mayer, et al
SCR 10-Scott

SCR 12-Koster
SCR 7-Loudon

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