

Journal of the Senate

SECOND REGULAR SESSION

FIFTIETH DAY—THURSDAY, APRIL 6, 2006

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

"Render true judgements, show kindness and mercy each to his brother." (Zachariah 7:8)

Merciful God, help us in the judgements we have to make here in the Senate as well as those we must make in our family and everyday life. Help us always to seek wise counsel and listen to Your voice amid all the voices that far too often just love to hear themselves speak. And, let us be compassionate in our decisions and actions with those You have placed in our lives. 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.

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

Present—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy

Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—33			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Gibbons offered Senate Resolution No. 2633, regarding the Missouri-Arkansas District of Circle K International.

Senator Gross offered Senate Resolution No. 2634, regarding Jerry Kelly Heating and Air Conditioning, Saint Charles, which was adopted.

Senator Bray offered Senate Resolution No. 2635, regarding Burton Wenneker, Ladue, which was adopted.

Senators Bray, Coleman and Days offered Senate Resolution No. 2636, regarding Sophie Catherine Newman, Clayton, which was adopted.

Senator Gross offered Senate Resolution No. 2637, regarding the Patt Holt Singers, Saint

Charles, which was adopted.

Senators Vogel, Days, Coleman and Wilson offered Senate Resolution No. 2638, regarding KJLU-FM, Jefferson City, which was adopted.

Senator Vogel offered Senate Resolution No. 2639, regarding the Seventy-fifth Birthday of Karl R. Gilmore, which was adopted.

Senator Vogel offered Senate Resolution No. 2640, regarding Tony Pace, which was adopted.

REPORTS OF STANDING COMMITTEES

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:

Dixie L. Greer, as a member of the State Committee of Dietitians;

Also,

Don L. Warner, as a member of the Board of Geologist Registration;

Also,

Michael T. Force, as a member of the Peace Officer Standards and Training Commission;

Also,

Charles F. Nordwald, Republican, as a member of the State Tax Commission;

Also,

Shawn T. Ordway, Democrat, as a member of the Missouri Real Estate Appraisers Commission;

Also,

Daniel S. Britts, as student representative of Lincoln University Board of Curators;

Also,

Richard B. Jennett, M.D., as a member of the Missouri Training and Employment Council;

Also,

James D. Corwin, Democrat, as a member of the Missouri Emergency Response Commission;

Also,

Owen F. Smith, Republican, as a member of the Missouri Veterinary Medical Board;

Also,

Raquel R. Martinez, as a member of the Missouri Board of Occupational Therapy;

Also,

Promod Kumar, as a member of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects;

Also,

Vergil L. Belfi, as a member of the Board of Boiler and Pressure Vessel Rules;

Also,

H. Dwight Douglas, Republican, as a member of the Missouri Southern State University-Joplin Board of Governors;

Also,

Jolene M. Schulz, Democrat, as a member of the Missouri Community Service Commission;

Also,

Miller M. Leonard, Republican, as a member of the Public Defender 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 Klindt, Chairman of the Committee on Commerce, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Energy and the Environment, to which was referred **SB 1092**, 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 Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 882**; and **SS** for **SCS** for **SB 953**, begs leave to report that it has examined the same and finds that the bills have 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 reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 1217**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SB 1185**, **SB 1162**, **SB 1163**, **SB 1174**, **SB 1200** and **SB 1225**, 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 Govern-

mental Accountability and Fiscal Oversight, to which were referred **SB 780**; **SB 1037**; **SS** for **SB 696**; and **SB 589**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Champion, 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 **SB 1076**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Agriculture, Conservation, Parks and Natural Resources, to which was referred **SB 1107**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Agriculture, Conservation, Parks and Natural Resources, to which was referred **SB 1009**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Nodler, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 655**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Goodman assumed the Chair.

HOUSE BILLS ON SECOND READING

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

HCS for **HB 1099**—Aging, Families, Mental

and Public Health.

HB 1144—Agriculture, Conservation, Parks and Natural Resources.

HCS for HB 1149—Commerce, Energy and the Environment.

HB 1477—Aging, Families, Mental and Public Health.

HB 1504—Small Business, Insurance and Industrial Relations.

HB 1577—Agriculture, Conservation, Parks and Natural Resources.

HCS for HBs 1617 and 1374—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 1739—Financial and Governmental Organizations and Elections.

HCS for HB 1762—Transportation.

HB 1858—Judiciary and Civil and Criminal Jurisprudence.

HB 1988—Agriculture, Conservation, Parks and Natural Resources.

HCS for HB 1053—Judiciary and Civil and Criminal Jurisprudence.

HB 1088—Small Business, Insurance and Industrial Relations.

HCS for HB 1135—Economic Development, Tourism and Local Government.

HCS for HBs 1382 and 1158—Transportation.

HB 1411—Financial and Governmental Organizations and Elections.

HB 1488—Transportation.

HCS for HB 1552—Pensions, Veterans' Affairs and General Laws.

HB 1623—Transportation.

HB 1653—Education.

HCS for HB 1679—Judiciary and Civil and Criminal Jurisprudence.

HCS No. 2 for HB 1703—Judiciary and Civil and Criminal Jurisprudence.

HB 1707—Economic Development, Tourism and Local Government.

HCS for HB 1710—Economic Development, Tourism and Local Government.

HCS for HB 1711—Economic Development, Tourism and Local Government.

HCS for HB 1746—Financial and Governmental Organizations and Elections.

HCS for HB 1787—Pensions, Veterans' Affairs and General Laws.

HB 1936—Aging, Families, Mental and Public Health.

HCS for HB 1511—Education.

REFERRALS

President Pro Tem Gibbons referred **SS** for **SCS** for **SB 953** to the Committee on Governmental Accountability and Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Gibbons moved that **SB 976**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for SB 976, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 976

An Act to repeal section 260.750, RSMo, and to enact in lieu thereof two new sections relating to the transportation of radioactive waste, with an emergency clause.

Was taken up.

Senator Gibbons moved that **SCS for SB 976** be adopted.

Senator Gibbons offered **SS** for **SCS** for **SB 976**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 976

An Act to repeal section 260.750, RSMo, and to enact in lieu thereof two new sections relating to the transportation of radioactive waste, with an emergency clause.

Senator Gibbons moved that **SS** for **SCS** for **SB 976** be adopted.

At the request of Senator Gibbons, **SB 976**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Koster moved that **SB 1210**, **SB 1244** and **SB 844**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SCS** for **SBs 1210**, **1244** and **844** was again taken up.

Senator Koster offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 1210, 1244 and 844, Page 23, Section 191.914, Line 10 of said page, by inserting immediately after "191.914." the following: "**1.**"; and further amend line 16 of said page, by inserting immediately after said line the following:

"2. It shall be a class D felony for any person to receive any compensation in exchange for knowingly failing to report any violation of subsections 1 to 3 of section 191.905."

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

Senator Koster offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 1210, 1244 and 844, Page 13, Section 191.907, Lines 16-17 of said page, by striking the following:

"reasonable attorney fees,".

Senator Koster moved that the above amendment be adopted.

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

SA 2 was again taken up.

Senator Griesheimer assumed the Chair.

At the request of Senator Koster, **SB 1210**, **SB 1244** and **SB 844**, with **SCS**, **SS** for **SCS**, and **SA 2** (pending), were placed on the Informal Calendar.

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 **HJR 39**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 5 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the right to pray.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SBs 613**, **1030** and **899**, introduced by Senator Engler, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 613, 1030 and 899

An Act to repeal sections 407.1095, 407.1098, 407.1101, 407.1104, and 570.223, RSMo, and to enact in lieu thereof eight new sections relating to telephone communication, with penalty provisions and an emergency clause for certain sections.

Was taken up.

On motion of Senator Engler, **SS** for **SCS** for **SBs 613, 1030 and 899** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

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

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

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

SB 1037 was placed on the Informal Calendar.

SCS for **SB 1064**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1064

An Act to repeal sections 226.530 and 226.580, RSMo, and to enact in lieu thereof two new sections relating to outdoor advertising.

Was taken up by Senator Stouffer.

On motion of Senator Stouffer, **SCS** for **SB 1064** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Bartle	Bray	Callahan
Cauthorn	Champion	Clemens	Coleman
Crowell	Days	Dougherty	Engler
Gibbons	Green	Griesheimer	Gross
Kennedy	Klindt	Koster	Loudon
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—29			

NAYS—Senators

Barnitz	Graham—2
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Absent—Senator Goodman—1

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for SCS for SB 894, introduced by Senator Nodler, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 894

An Act to repeal section 163.021, RSMo, and to enact in lieu thereof one new section relating to school districts providing an adequate education to students.

Was taken up.

On motion of Senator Nodler, **SS for SCS for SB 894** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Bartle	Callahan	Cauthorn
Champion	Clemens	Coleman	Crowell
Gibbons	Goodman	Green	Griesheimer
Gross	Klindt	Koster	Loudon
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel—23	

NAYS—Senators

Barnitz	Bray	Days	Dougherty
Engler	Graham	Kennedy	Wheeler
Wilson—9			

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for SRB 848, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE REVISION BILL NO. 848

An Act to repeal sections 21.435, 21.770, 28.163, 32.051, 32.380, 32.382, 42.160, 58.755, 72.424, 82.460, 82.1050, 94.580, 103.081, 105.268, 115.177, 128.345, 128.346, 128.350, 128.352, 128.354, 128.356, 128.358, 128.360, 128.362, 128.364, 128.366, 135.095, 137.423, 138.236, 140.015, 143.122, 143.172, 143.1010, 143.1011, 143.1012, 144.030, 144.036, 144.041, 160.510, 161.205, 161.655, 169.710, 171.033, 191.938, 197.121, 198.014, 198.540, 205.380, 205.390, 205.400, 205.410, 205.420, 205.430, 205.440, 205.450, 205.900, 208.177, 208.307, 208.574, 210.879, 210.930, 277.200, 277.201, 277.202, 277.206, 277.209, 277.212, 277.215, 292.260, 292.270, 292.550, 302.295, 313.300, 313.301, 319.022, 319.023, 351.025, 354.065, 376.530, 376.550, 388.650, 400.9-629, 415.430, 417.066, 442.050, 516.060, 516.065, 537.040, 600.094, 620.528, 620.1310, 632.484, 644.102, 650.216, and 701.040, RSMo, and to enact in lieu thereof twelve new sections for the sole purpose of repealing expired, sunset, terminated, and ineffective provisions of law.

Was taken up by Senator Bartle.

On motion of Senator Bartle, **SCS for SRB 848** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—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 Shields moved that motion lay on the table, which motion prevailed.

SB 780, introduced by Senator Klindt, entitled:

An Act to repeal section 386.700, RSMo, and to enact in lieu thereof three new sections relating to the public counsel.

Was taken up.

On motion of Senator Klindt, **SB 780** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Bartle	Bray	Cauthorn
Champion	Clemens	Coleman	Crowell
Dougherty	Engler	Gibbons	Goodman
Griesheimer	Klindt	Koster	Loudon
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel—23	

NAYS—Senators

Barnitz	Callahan	Days	Graham
Gross	Kennedy	Wheeler	Wilson—8

Absent—Senator Green—1

Absent with leave—Senator Mayer—1

Vacancies—1

The President 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 Shields moved that motion lay on the table, which motion prevailed.

SCS for SB 798, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 798

An Act to repeal sections 327.011, 327.111, 327.181, 327.201, 327.291, 327.441, 327.633, and 621.045, RSMo, and to enact in lieu thereof seven new sections relating to architects, professional engineers, and land surveyors, with penalty provisions.

Was taken up by Senator Nodler.

On motion of Senator Nodler, **SCS for SB 798** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

Senator Gibbons moved that **SB 976**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SS for **SCS** for **SB 976** was again taken up.

Senator Gibbons moved that **SS** for **SCS** for **SB 976** be adopted, which motion prevailed.

On motion of Senator Gibbons, **SS** for **SCS** for **SB 976** was declared perfected and ordered printed.

REFERRALS

President Pro Tem Gibbons referred **SR 2615** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

THIRD READING OF SENATE BILLS

SS for **SB 696** was placed on the Informal Calendar.

SS for **SB 1066**, introduced by Senator Klindt, entitled:

**SENATE SUBSTITUTE FOR
SENATE BILL NO. 1066**

An Act to repeal section 392.245, RSMo, and to enact in lieu thereof one new section relating to telecommunications companies.

Was taken up.

On motion of Senator Klindt, **SS** for **SB 1066** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Cauthorn	Champion	Clemens	Coleman
Crowell	Days	Dougherty	Engler
Gibbons	Goodman	Graham	Griesheimer
Gross	Klindt	Koster	Loudon
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—29			

NAYS—Senators

Callahan	Green	Kennedy—3
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Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President 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 Shields moved that motion lay on the table, which motion prevailed.

SS for **SB 596**, introduced by Senator Days, entitled:

**SENATE SUBSTITUTE FOR
SENATE BILL NO. 596**

An Act to repeal sections 475.010 and 475.045, RSMo, and to enact in lieu thereof three new sections relating to standby guardianship of minors.

Was taken up.

On motion of Senator Days, **SS** for **SB 596** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Koster	Loudon	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

NAYS—Senators—None

Absent—Senator Klindt—1

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for SB 696, introduced by Senator Nodler, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 696

An Act to repeal sections 144.030 and 144.062, RSMo, and to enact in lieu thereof two new sections relating to sales tax exemptions for transportation.

Was called from the Informal Calendar and taken up.

On motion of Senator Nodler, SS for SB 696 was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Koster	Loudon	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

NAYS—Senators—None

Absent—Senator Klindt—1

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for SCS for SB 892, introduced by Senator Scott, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 892

An Act to repeal sections 143.471, 301.215, 306.435, 361.711, 361.715, 362.275, 362.445, 408.555, and 700.385, RSMo, and to enact in lieu thereof twelve new sections relating to financial institutions.

Was taken up.

On motion of Senator Scott, SS for SCS for SB 892 was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Champion	Clemens	Coleman
Crowell	Days	Dougherty	Engler
Gibbons	Goodman	Graham	Green
Griesheimer	Gross	Kennedy	Koster
Loudon	Nodler	Purgason	Ridgeway
Scott	Shields	Stouffer	Vogel
Wheeler	Wilson—30		

NAYS—Senators—None

Absent—Senators

Cauthorn	Klindt—2
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Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 643, introduced by Senator Scott, entitled:

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to the state fair escrow fund.

Was taken up.

On motion of Senator Scott, **SB 643** was read the 3rd time and passed by the following vote:

YEAS—Senators			
Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 589, introduced by Senator Bartle, entitled:

An Act to repeal sections 478.387, 478.463, 478.513, 478.705, and 478.710, RSMo, and to enact in lieu thereof six new sections relating to the judicial circuits.

Was taken up.

On motion of Senator Bartle, **SB 589** was read the 3rd time and passed by the following vote:

YEAS—Senators			
Alter	Barnitz	Bartle	Cauthorn
Champion	Clemens	Crowell	Days
Engler	Gibbons	Griesheimer	Gross
Kennedy	Klindt	Koster	Loudon
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—24

NAYS—Senators			
Bray	Callahan	Coleman	Dougherty
Goodman	Graham	Green	Nodler—8

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—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 Shields moved that motion lay on the table, which motion prevailed.

SB 689, introduced by Senator Scott, entitled:

An Act to repeal sections 105.466, 105.470, 105.473, 105.473, 105.485, 105.487, 105.489, 105.492, 105.957, 105.961, 105.963, 105.971, 105.973, 130.011, 130.021, 130.036, 130.041, 130.046, 130.049, 130.050, and 130.057, RSMo, and to enact in lieu thereof twenty new sections relating to ethics, with penalty provisions.

Was taken up.

On motion of Senator Scott, **SB 689** was read the 3rd time and passed by the following vote:

YEAS—Senators			
Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty

Engler Gibbons Goodman Graham
 Green Griesheimer Gross Kennedy
 Klindt Koster Loudon Nodler
 Purgason Ridgeway Scott Shields
 Stouffer Vogel Wheeler Wilson—32

Wheeler Wilson—30
 NAYS—Senators—None
 Absent—Senators
 Kennedy Scott—2

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

Senator Koster assumed the Chair.

SCS for SB 646, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
 SENATE BILL NO. 646**

An Act to amend chapter 204, RSMo, by adding thereto thirty-four new sections relating to reorganized common sewer districts, with an emergency clause.

Was taken up by Senator Griesheimer.

On motion of Senator Griesheimer, **SCS for SB 646** was read the 3rd time and passed by the following vote:

YEAS—Senators
 Alter Barnitz Bartle Bray
 Callahan Cauthorn Champion Clemens
 Coleman Crowell Days Dougherty
 Engler Gibbons Goodman Graham
 Green Griesheimer Gross Klindt
 Koster Loudon Nodler Purgason
 Ridgeway Shields Stouffer Vogel

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators
 Alter Barnitz Bartle Bray
 Callahan Cauthorn Champion Clemens
 Coleman Crowell Days Dougherty
 Engler Gibbons Goodman Graham
 Green Griesheimer Gross Kennedy
 Klindt Koster Loudon Nodler
 Purgason Ridgeway Scott Shields
 Stouffer Vogel Wheeler Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

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

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

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

SCS for SB 690, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
 SENATE BILL NO. 690**

An Act to repeal sections 210.145 and 210.183, RSMo, and to enact in lieu thereof two

new sections relating to a child abuse or neglect investigation involving the death of a child.

Was taken up by Senator Champion.

Senator Bartle assumed the Chair.

On motion of Senator Champion, **SCS for SB 690** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for SCS for SB 825, introduced by Senator Koster, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 825

An Act to amend chapter 70, RSMo, by adding thereto six new sections relating to the Kansas and Missouri Regional Investment District Compact.

Was taken up.

On motion of Senator Koster, **SS for SCS for SB 825** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Cauthorn	Champion	Clemens	Coleman
Crowell	Days	Dougherty	Engler
Gibbons	Goodman	Graham	Green
Griesheimer	Gross	Kennedy	Klindt
Koster	Loudon	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

NAYS—Senator Callahan—1

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 901, introduced by Senator Shields, entitled:

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to the joint committee on health, with an emergency clause.

Was taken up.

On motion of Senator Shields, **SB 901** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty

Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

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

SS for SCS for SB 718, introduced by Senator Crowell, entitled:

**SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 718**

An Act to repeal sections 8.420, 100.265, and 100.281, RSMo, and to enact in lieu thereof four new sections relating to the issuance of state loans.

Was taken up.

On motion of Senator Crowell, **SS for SCS for SB 718** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel	Wheeler	Wilson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mayer—1

Vacancies—1

The President declared the bill passed.

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

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

Senator Shields 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 1532**, entitled:

An Act to repeal sections 33.080, 301.190, 301.800, 307.366, 643.300, 643.305, 643.310, 643.315, 643.320, 643.330, 643.335, and 643.350, RSMo, and to enact in lieu thereof fourteen new sections relating to the state emissions inspection program, with penalty provisions and an effective date for certain sections.

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 1349**, entitled:

An Act to amend chapter 348, RSMo, by adding thereto two new sections relating to the family farms act.

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 1317**, entitled:

An Act to repeal sections 191.225, 595.030, 595.209, and 610.105, RSMo, and to enact in lieu thereof five new sections relating to crime victim's rights.

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 1632**, entitled:

An Act to amend chapter 570, RSMo, by adding thereto one new section relating to obtaining, receiving, and selling telephone and cellular phone records without consent, 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 **HB 994**, entitled:

An Act to repeal section 302.020, RSMo, and to enact in lieu thereof one new section relating to protective headgear for operation of motorcycles or motortricycles, 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 **HB 1827**, entitled:

An Act to repeal section 376.421, RSMo, and to enact in lieu thereof one new section relating to group health insurance.

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 **HBs 1461, 1375, 1110 and 1103**, entitled:

An Act to repeal sections 563.011, 563.031, 563.036, and 563.041, RSMo, and to enact in lieu thereof four new sections relating to the use of force.

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 1182**, entitled:

An Act to repeal section 167.031, RSMo, and to enact in lieu thereof two new sections relating to jurisdiction of the juvenile court.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 **SS** for **SCS** for **SB 976**, 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.

INTRODUCTIONS OF GUESTS

Senator Stouffer introduced to the Senate, seventh and eighth grade students from Trinity Lutheran School, Alma.

Senator Green introduced to the Senate, Mrs. Sigears and Mr. Henke, parents and eighth grade students from St. Rose Philippine Duchesne School, Florissant; and Kyle Garringer, Krista Pulley, Andrew Jedding, Bridget Lancaster and Sarah Podry were made honorary pages.

Senator Engler introduced to the Senate, the Physician of the Day, Dr. Gregory K. Terpstra, D.O., Potosi.

Senator Loudon introduced to the Senate, Alex, Carrie, Mark, Amy, Gavin, and Alastair Sutherland, George Gerules, Jerry and Rhonda Dyer, Bill Nicoll, Tom and Norma Forrester, Geoff and Judie Chaboude, Anja Lodge, Christopher Fulton and Elisabeth Belcastro, St. Louis.

Senator Goodman introduced to the Senate, Dallas Coleman, Kim Braden and Kathy Brown, Branson; and Tracy Forgey, Springfield; and Dallas was made an honorary page.

Senator Scott introduced to the Senate, Scott, Robyn and Alex Gardner, Lamar.

Senator Stouffer introduced to the Senate, sixth grade students from Wellington-Napoleon School, Wellington.

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

Senator Coleman introduced to the Senate, Alan Kelly, Lee's Summit.

On motion of Senator Shields, the Senate adjourned until 4:00 p.m., Monday, April 10, 2006.

SENATE CALENDAR

FIFTY-FIRST DAY—MONDAY, APRIL 10, 2006

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SJR 43-Crowell, et al

HOUSE BILLS ON SECOND READING

HJR 39-Bearden, et al
HCS for HB 1532
HCS for HB 1349
HCS for HB 1317
HCS for HB 1632

HB 994-Dusenberg, et al
HB 1827-Wasson, et al
HCS for HBs 1461, 1375, 1110 & 1103
HCS for HB 1182

THIRD READING OF SENATE BILLS

SS for SCS for SB 882-Engler
SS for SCS for SB 953-Engler
(In Fiscal Oversight)

SS for SCS for SB 976-Gibbons

SENATE BILLS FOR PERFECTION

SB 961-Ridgeway, with SCS
SB 1027-Mayer, with SCS
SB 1092-Klindt, with SCS
SB 1217-Goodman
SBs 1185, 1162, 1163, 1174, 1200 &
1225-Engler, with SCS

SB 1076-Goodman
SB 1107-Cauthorn
SB 1009-Klindt
SB 655-Nodler, with SCS

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SB 1037-Mayer

SENATE BILLS FOR PERFECTION

SB 566-Dougherty, et al, with SCS	SB 913-Vogel, with SCS
SBs 567 & 792-Dougherty, et al, with SCS	SB 924-Klindt, with SCS
SB 617-Koster, with SCS	SB 969-Stouffer, with SCS
SB 635-Cauthorn	SBs 1014 & 730-Scott and Gibbons, with SCS, SS for SCS, SA 1 & SSA 3 for SA 1 (pending)
SB 637-Cauthorn, et al, with SCS & SA 3 (pending)	SB 1023-Gibbons, et al
SB 642-Scott	SBs 1031 & 846-Klindt, with SCS
SBs 665 & 757-Engler, with SCS & SA 1 (pending)	SB 1038-Mayer
SB 736-Crowell and Cauthorn, with SCS	SB 1041-Gibbons, with SCS
SB 770-Mayer and Crowell	SB 1049-Shields, with SCS
SB 788-Klindt, with SCS	SB 1058-Loudon
SB 816-Griesheimer and Coleman, with SCS & SS#2 for SCS (pending)	SB 1072-Loudon
SB 817-Scott, et al	SB 1081-Clemens, with SCS
SB 820-Koster, with SCS	SB 1102-Alter
SB 832-Griesheimer, with SCS, SS for SCS & SA 3 (pending)	SB 1103-Goodman
SB 841-Ridgeway, et al, with SCS	SB 1104-Cauthorn and Klindt, with SCS
SB 849-Mayer, et al, with SS, SA 6 & SA 1 to SA 6 (pending)	SB 1114-Goodman & Loudon, with SCS
SB 862-Engler, with SCS	SB 1188-Gibbons
SB 874-Shields, et al	SBs 1210, 1244 & 844-Koster, et al, with SCS, SS for SCS & SA 2 (pending)
SB 895-Engler, with SCS	SB 1222-Goodman, with SCS
SB 904-Griesheimer, with SCS	SB 1229-Champion, et al, with SCS
SB 912-Goodman, et al, with SCS	SB 1236-Engler, with SCS
	SBs 1239 & 1091-Gibbons, with SCS
	SJR 26-Ridgeway and Graham
	SJR 31-Ridgeway and Shields

CONSENT CALENDAR

Senate Bills

Reported 2/9

SB 760-Engler, with SCS

House Bills

Reported 4/3

HB 1157-Cooper (120), et al (Scott)

RESOLUTIONS

Reported from Committee

SCR 24-Scott, with SCS

SCR 28-Days

SCR 29-Graham

SCR 32-Days

SCR 31-Purgason, et al

SR 2363-Gross

MISCELLANEOUS

REMONSTRANCE 1-Gross

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