

Journal of the Senate

SECOND REGULAR SESSION

NINTH DAY—THURSDAY, JANUARY 24, 2008

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“In you, O Lord, I take refuge; let me never be put to shame.” (Psalm 71:1)

Merciful God, we come to the end of another week here and now have time for family and friends and the other demands on us. Let Your strength assist us in times of stress and pressures and expectations on us and let all we do not bring shame to ourselves. Bless us with peace and love and be an ever present rock and our fortress. 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

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Coleman	Crowell
Days	Dempsey	Engler	Gibbons	Goodman	Graham	Green	Griesheimer
Justus	Kennedy	Koster	Lager	Loudon	Mayer	McKenna	Nodler
Purgason	Ridgeway	Rupp	Scott	Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson—34						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

Senator Shields requested unanimous consent of the Senate to allow members of law enforcement to

enter the Chamber with side arms, which request was granted.

RESOLUTIONS

Senator Champion offered Senate Resolution No. 1564, regarding Hammer Collections, LLC, Springfield, which was adopted.

Senator Graham offered Senate Resolution No. 1565, regarding Patric Chocolate, Columbia, which was adopted.

Senator Graham offered Senate Resolution No. 1566, regarding NEMS/MEMS WORKS, LLC, Columbia, which was adopted.

Senator Bray offered Senate Resolution No. 1567, regarding the death of Marty Hendin, which was adopted.

Senator Kennedy offered Senate Resolution No. 1568, regarding Adam C. Mikusch, St. Louis, which was adopted.

Senator Mayer offered Senate Resolution No. 1569, regarding the Ninetieth Birthday of John Millard “Wimpy” Allen, Bernie, which was adopted.

Senator Engler offered Senate Resolution No. 1570, regarding the Thirty-fifth Anniversary of Camp Penuel, Ironton, which was adopted.

Senator Stouffer offered Senate Resolution No. 1571, regarding John Carton, Marshall, which was adopted.

Senator Stouffer offered Senate Resolution No. 1572, regarding the Orrick High School Football Bearcats Class 1 State Champions, which was adopted.

Senator Stouffer offered Senate Resolution No. 1573, regarding Gary O’Neal, rural Ray County, which was adopted.

Senator Gibbons offered Senate Resolution No. 1574, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Joe Rabe, St. Louis, which was adopted.

Senator Lager offered Senate Resolution No. 1575, regarding Loren Cree Beverlin, Trenton, which was adopted.

Senator Lager offered Senate Resolution No. 1576, regarding James K. Johnson, Chillicothe, which was adopted.

Senator Lager offered Senate Resolution No. 1577, regarding Adam McClure, Trenton, which was adopted.

Senator Kennedy offered Senate Resolution No. 1578, regarding Aaron Behnke, St. Louis, which was adopted.

Senator Koster offered Senate Resolution No. 1579, regarding Dillon Tarwater, Harrisonville, which was adopted.

Senator Koster offered Senate Resolution No. 1580, regarding Lieutenant Colonel Robert A. Lewit, which was adopted.

Senator Koster offered Senate Resolution No. 1581, regarding Show Me Energy Cooperative, Centerview, which was adopted.

INTRODUCTION OF BILLS

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

SB 1010–By Nodler.

An Act to authorize the conveyance of property owned by the state in Jasper County to Missouri Southern State University.

SB 1011–By Griesheimer.

An Act to repeal sections 311.265, 311.332, 311.334, 311.335, 311.336, 311.338, and 311.630, RSMo, and to enact in lieu thereof three new sections relating to liquor control, with penalty provisions.

SB 1012–By Wilson and Coleman.

An Act to amend chapter 99, RSMo, by adding thereto six new sections relating to duty free zones, with a contingent effective date.

SB 1013–By Wilson and Smith.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to the establishment of the Missouri senior cadet program.

SB 1014–By Wilson.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to the volunteer and parents incentive program.

SB 1015–By Mayer.

An Act to repeal section 33.103, RSMo, and to enact in lieu thereof one new section relating to state employee payroll deductions for insurance premiums.

SB 1016–By Mayer.

An Act to repeal section 537.675, RSMo, and to enact in lieu thereof one new section relating to distribution of a portion of the tort victims' compensation fund.

SB 1017–By Mayer.

An Act to repeal sections 151.020 and 153.030, RSMo, and to enact in lieu thereof two new sections relating to reports to school districts of property located within school district boundaries.

SB 1018–By Rupp.

An Act to repeal section 546.902, RSMo, and to enact in lieu thereof one new section relating to municipal ordinances.

SB 1019–By Bray, Wilson, Coleman, Days, Justus, McKenna, Smith, Shoemyer, Green, Graham and Koster.

An Act to repeal sections 213.010, 213.030, 213.040, 213.045, 213.050, 213.055, 213.065, 213.070, and 213.101, RSMo, and to enact in lieu thereof nine new sections relating to human rights.

SB 1020–By Bray, Barnitz and Shoemyer.

An Act to repeal sections 32.087, 67.576, 67.582, 67.584, 67.671, 67.678, 67.1303, 67.1545, 67.1959,

67.2000, 67.2030, 67.2525, 67.2530, 94.578, 94.605, 94.660, 94.705, 94.900, 144.010, 144.014, 144.030, 144.046, 144.049, 144.100, 144.517, 144.625, 144.655, 144.805, 221.407, 238.235, 238.410, and 644.032, RSMo, and to enact in lieu thereof thirty-one new sections relating to the implementation of the streamlined sales and use tax agreement.

SB 1021—By Loudon, Scott, Days and Purgason.

An Act to repeal sections 334.010, 334.120, and 334.260, RSMo, and to enact in lieu thereof nine new sections relating to the practice of midwifery, with penalty provisions and an emergency clause.

SB 1022—By Coleman.

An Act to repeal section 375.420, RSMo, and to enact in lieu thereof one new section relating to vexatious refusal to pay insurance claims.

SB 1023—By Coleman.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to recall elections for school board members.

REPORTS OF STANDING COMMITTEES

Senator Nodler, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HB 2015**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HB 2021**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HB 2022**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Gibbons, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

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:

Mark D. Head, as a member of the Advisory Committee for 911 Service Oversight;

Also,

Stephen C. Bradford, Republican, as a member of the Missouri Housing Development Commission;

Also,

Daniel T. Mahn, Democrat, as a member of the State Board of Embalmers and Funeral Directors;

Also,

Kerry K. Messer, James D. Cunningham, Jr., Wayne D. Graves, Carol W. Gasser, Roy E. Dameron,

Kristin A. Thomas-Sohl and Derek E. Conard, as members of the Child Abuse and Neglect Review Board;

Also,

Joseph E. Pierle, Debra O. McCaul, Gwendolyn Crimm, Craig D. Frazier, William Dennis Thousand and Laura M. Neal, as members of the MO HealthNet Oversight Committee;

Also,

Kathleen E. Carpenter and Daniel E. Devlin, Democrats, and Richard L. Fordyce and Kathryn J. Braden, Republicans, as members of the State Soil and Water Districts Commission;

Also,

Timothy J. Dorsey, Republican, as a member of the Missouri Fire Education Commission;

Also,

Randy D. Mooney, Republican, as a member of the State Milk Board.

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.

Senator Ridgeway assumed the Chair.

SECOND READING OF SENATE BILLS

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

SB 980—Pensions, Veterans' Affairs and General Laws.

SB 981—Agriculture, Conservation, Parks and Natural Resources.

SB 982—Judiciary and Civil and Criminal Jurisprudence.

SB 983—Education.

SB 984—Education.

SB 985—Judiciary and Civil and Criminal Jurisprudence.

SB 986—Small Business, Insurance and Industrial Relations.

SB 987—Health and Mental Health.

SB 988—Ways and Means.

SB 989—Ways and Means.

SB 990—Seniors, Families and Public Health.

SB 991—Pensions, Veterans' Affairs and General Laws.

SB 992—Ways and Means.

SB 993—Pensions, Veterans' Affairs and General Laws.

SB 994—Pensions, Veterans' Affairs and General Laws.

SB 995—Education.

SB 996—Small Business, Insurance and Industrial Relations.

SB 997—Pensions, Veterans' Affairs and General Laws.

SB 998—Judiciary and Civil and Criminal Jurisprudence.

SB 999—Financial and Governmental Organizations and Elections.

SB 1000—Seniors, Families and Public Health.

SB 1001—Economic Development, Tourism and Local Government.

SB 1002—Judiciary and Civil and Criminal Jurisprudence.

SB 1003—Financial and Governmental Organizations and Elections.

SB 1004—Education.

SB 1005—Economic Development, Tourism and Local Government.

SB 1006—Pensions, Veterans' Affairs and General Laws.

SB 1007—Small Business, Insurance and Industrial Relations.

SB 1008—Small Business, Insurance and Industrial Relations.

SB 1009—Financial and Governmental Organizations and Elections.

SJR 44—Ways and Means.

INTRODUCTIONS OF GUESTS

Senator Engler introduced to the Senate, seventh and eighth grade concert band students from John Evans Middle School, Potosi.

Senator Mayer introduced to the Senate, the Physician of the Day, Dr. Kirby Turner, M.D., and Robert E. Christian, Poplar Bluff.

On behalf of Senator Loudon and himself, Senator Gibbons introduced to the Senate, Lt. Joe Laramie, Kirkwood.

Senator Kennedy introduced to the Senate, Russ and Jo Ann Hartley, Oakville.

Senator Shields introduced to the Senate, Captain Frank E. Hunter, Platte City.

On motion of Senator Shields, the Senate adjourned until 4:00 p.m., Monday, January 28, 2008.

SENATE CALENDAR

TENTH DAY—MONDAY, JANUARY 28, 2008

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1010-Nodler	SB 1017-Mayer
SB 1011-Griesheimer	SB 1018-Rupp
SB 1012-Wilson and Coleman	SB 1019-Bray, et al
SB 1013-Wilson and Smith	SB 1020-Bray, et al
SB 1014-Wilson	SB 1021-Loudon, et al
SB 1015-Mayer	SB 1022-Coleman
SB 1016-Mayer	SB 1023-Coleman

HOUSE BILLS ON THIRD READING

HB 2015-Icet (Nodler)	HB 2022-Icet (Nodler)
HB 2021-Icet (Nodler)	

INFORMAL CALENDAR

RESOLUTIONS

SR 1515-Coleman

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