

# Journal of the Senate

FIRST REGULAR SESSION

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NINETEENTH DAY—MONDAY, FEBRUARY 8, 1999

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The Senate met pursuant to adjournment.

President Wilson in the Chair.

The Reverend Carl R. Gauck offered the following prayer:

Gracious and Heavenly Father: We thank You for watching over us and bringing us safely to this new day and pray for Your Spirit of wisdom, kindness and justice. We commend to Your loving care King Hussein, a child of Your creation and we pray for Your comfort for his family and friends. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, February 4, 1999, was read and approved.

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

Present—Senators

Banks	Bentley	Bland	Caskey
Childers	Clay	DePasco	Ehlmann
Flotron	Goode	Graves	House
Howard	Jacob	Johnson	Kenney
Kinder	Klarich	Mathewson	Maxwell
Mueller	Quick	Rohrbach	Russell
Schneider	Scott	Sims	Singleton
Staples	Steelman	Stoll	Westfall
Wiggins	Yeckel—34		

Absent with leave—Senators—None

The Lieutenant Governor was present.

## RESOLUTIONS

Senator Bentley offered Senate Resolution No. 201, regarding Harold Bengsch, Springfield, which was adopted.

Senator Maxwell offered Senate Resolution No. 202, regarding Kelli Oldfather, Edina, which was adopted.

Senator Kenney offered Senate Resolution No. 203, regarding Jennifer Payne, Blue Springs, which was adopted.

Senator Childers offered Senate Resolution No. 204, regarding Robert Scott Martin, Nixa, which was adopted.

Senator Bentley offered Senate Resolution No. 205, regarding Payne Stewart, which was adopted.

Senator Bentley offered Senate Resolution No. 206, regarding Jack Steck, Springfield, which was adopted.

Senator Bentley offered Senate Resolution No. 207, regarding Tom Talbot, Springfield, which was adopted.

Senator Bentley offered Senate Resolution No. 208, regarding Ken Carter, Springfield, which was adopted.

## INTRODUCTION OF BILLS

The following Bills were read the 1st time and 1,000 copies ordered printed:

**SB 415**—By Goode.

An Act to repeal sections 303.041, 303.042, 303.043, 307.353, 307.355, 307.360 and 307.365, RSMo 1994, and sections 32.080, 301.025,

301.140, 302.302, 303.024, 303.025, 303.026, 307.350 and 307.375, RSMo Supp. 1998, relating to the registration of motor vehicles, and to enact in lieu thereof twenty-one new sections relating to the same subject, with penalty provisions, an effective date for certain sections and a contingent effective date for certain sections.

**SB 416**—By Maxwell.

An Act to repeal section 143.111, RSMo 1994, relating to income tax deductions, and to enact in lieu thereof two new sections relating to the same subject, with an effective date.

**SB 417**—By Quick.

An Act relating to tobacco manufacturers and sales.

**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, Missouri  
February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY  
OF THE STATE OF MISSOURI:

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

Stanley E. Thawley, M.D., 648 Gaslite Lane, St. Louis, St. Louis County, Missouri 63122, as a member of the Missouri Board of Examiners for Hearing Instrument Specialists, for a term ending January 11, 2003, and until his successor is duly appointed and qualified; vice, John Ditto, resigned.

Respectfully submitted,  
MEL CARNAHAN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY  
OF THE STATE OF MISSOURI:

I have the honor to transmit to you herewith for your advice

and consent the following appointment to office:

Gregory L. Solum, 1914 Allen Circle, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri Planning Council for Developmental Disabilities, for a term ending June 30, 2000, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,  
MEL CARNAHAN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY  
OF THE STATE OF MISSOURI:

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

Terrie Jo Fox, 3724 Stanton, Lee's Summit, Jackson County, Missouri 64064, as a member of the Missouri Planning Council for Developmental Disabilities, for a term ending June 30, 2001, and until her successor is duly appointed and qualified; vice, Joseph Wrinkle, term expired.

Respectfully submitted,  
MEL CARNAHAN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY  
OF THE STATE OF MISSOURI:

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

Phyllis J. Steckel, 2138 Meadow Oaks Lane, Post Office Box 2002, Washington, Franklin County, Missouri 63090, as a member of the Seismic Safety Commission, for a term ending August 11, 2002, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,  
MEL CARNAHAN  
Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

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

Thomas C Roeseler, 2652 Whitewood Trail, St. Louis, St. Louis County, Missouri 63129, as a member of the Seismic Safety Commission, for a term ending August 11, 2002, and until his successor is duly appointed and qualified; vice, Ernest "Bud" Hunt, resigned.

Respectfully submitted,

MEL CARNAHAN

Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

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

Susan I. Green, 1940 Allen Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Seismic Safety Commission, for a term ending August 11, 2002, and until her successor is duly appointed and qualified; vice, Susan Clowe, resigned.

Respectfully submitted,

MEL CARNAHAN

Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

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

Pamela J. Nunn, HCR 63, Box 7C, Fletcher, Washington County, Missouri 63030, as a member of the Seismic Safety Commission, for a term ending August 11, 2002, and until her successor is duly appointed and qualified; vice, Carol Tharp, resigned.

Respectfully submitted,

MEL CARNAHAN

Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

February 4, 1999

TO THE SENATE OF THE 90th GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

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

Mark S. Hasheider, 1712 Fremont, Cape Girardeau, Cape Girardeau County, Missouri 63701, as a member of the Seismic Safety Commission, for a term ending August 11, 2002, and until his successor is duly appointed and qualified; vice, Robert Palmer, resigned.

Respectfully submitted,

MEL CARNAHAN

Governor

Also,

OFFICE OF THE GOVERNOR

State of Missouri

Jefferson City, Missouri

February 4, 1999

REORGANIZATION PLAN NO. 1

1999

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 1 of 1999, by Executive Order 99-03, providing for the establishment of the Division of Workforce Development within the Department of Economic Development.

MEL CARNAHAN

Governor

**Executive Order 99-03**

WHEREAS, the Department of Labor and Industrial Relations, Division of Employment Security is currently the state agency designated to receive federal Wagner-Peyser funds, conduct the free public employment offices and administer other employment assistance programs for the citizens of Missouri; and

WHEREAS, the Department of Economic Development, Division of Job Development and Training currently administers the Job Training Partnership Act, and other job development and training programs for the citizens of Missouri, including the administration of federal Welfare to Work grants; and

WHEREAS, the Department of Elementary and Secondary Education provides vocational education, training and rehabilitation services to its clients; and

WHEREAS, the Division of Job Development and Training and the Department of Elementary and Secondary Education jointly administer customized training programs for Missouri employers; and

WHEREAS, the Coordinating Board for Higher Education, through public community colleges, provides customized training to employers; and

WHEREAS, the Department of Social Services provides case management services and wage supplementation to its clientele; and

WHEREAS, these agencies have worked closely together in the past; and

WHEREAS, consolidation of the labor exchange and job development and training programs currently administered by the Division of Employment Security and Division of Job Development and Training in one state agency will benefit the citizens of the state by promoting efficiency and eliminating duplication of activities and administrative costs; and

WHEREAS, the Department of Labor and Industrial Relations currently compiles labor market information which is essential to the efficient administration of workforce development programs; and

WHEREAS, combining the labor market research and analysis functions of the Department of Labor and Industrial Relations with other workforce development programs will result in a better consolidation of the functions relating to workforce development and would benefit the citizens of the state by further promoting efficient administration of workforce development programs; and

NOW, THEREFORE, I, MEL CARNAHAN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the constitution and the laws of the state of Missouri, do hereby establish the Division of Workforce Development within the Department of Economic Development. Said division shall be designated as the state agency to receive Wagner-Peyser funds, shall administer programs under the federal Job Training Partnership Act and the Workforce Investment Act, and shall otherwise coordinate and administer the job development, training and placement activities for the citizens of the state of Missouri.

All the authority, powers, functions, records, personnel, property, contracts, matters pending and other pertinent vestiges of the Division of Employment Security within the Department of Labor and Industrial Relations related to job training and labor exchange that are funded with or based upon Wagner-Peyser funds, and other

federal and state workforce development programs administered by the Division of Employment Security are transferred by a Type I transfer to the Division of Workforce Development within the Department of Economic Development. The Division of Employment Security within the Department of Labor and Industrial Relations shall continue to exist and perform its functions and duties related to unemployment insurance.

All the authority, powers, duties, functions, records, personnel, property, contracts, matters pending and other pertinent vestiges of the Division of Job Development and Training within the Department of Economic Development are transferred by a Type I transfer to the Division of Workforce Development within the Department of Economic Development. The Division of Job Development and Training within the Department of Economic Development is abrogated.

There shall be a linkage between the job training, placement and employment functions performed by the Department of Elementary and Secondary Education, the Coordinating Board for Higher Education, the Department of Social Services and the Division of Workforce Development. There shall also be a linkage between the unemployment insurance functions of the Division of Employment Security and the Division of Workforce Development.

FURTHER, all the authority, powers, functions, records, personnel, property, contracts, matters pending and other pertinent vestiges of the labor market research and analysis functions of the Department of Labor and Industrial Relations are transferred by a Type I transfer to the Division of Workforce Development within the Department of Economic Development. This transfer does not include the authority, powers, functions, records, personnel, property, contracts, matters pending and other pertinent vestiges of research performed by the Department of Labor and Industrial Relations relating to workers compensation and workplace safety.

FURTHER, all the authority, powers, functions, records, personnel, property, contracts, matters pending and other pertinent vestiges of the program known as Missouri WORKS! currently within the Department of Labor and Industrial Relations are transferred by a Type I transfer to Division of Workforce Development within the Department of Economic Development.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 4th day of February, 1999.

Mel Carnahan

GOVERNOR

Rebecca McDowell Cook

SECRETARY OF STATE

President Pro Tem Quick referred the above appointments to the Committee on gubernatorial Appointments.

**SECOND READING OF SENATE BILLS**

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

**SB 379**—Public Health and Welfare.  
**SB 380**—Ways and Means.  
**SB 381**—Ways and Means.  
**SB 382**—Agriculture, Conservation, Parks and Tourism.  
**SB 383**—Financial and Governmental Organization.  
**SB 384**—Elections, Veterans' Affairs and Corrections.  
**SB 385**—Appropriations.  
**SB 386**—Financial and Governmental Organization.  
**SB 387**—Aging, Families and Mental Health.  
**SB 388**—Education.  
**SB 389**—Ways and Means.  
**SB 390**—Education.  
**SB 391**—Commerce and Environment.  
**SB 392**—Transportation.  
**SB 393**—Transportation.  
**SB 394**—Local Government and Economic Development.  
**SB 395**—Commerce and Environment.  
**SB 396**—Local Government and Economic Development.  
**SB 397**—Civil and Criminal Jurisprudence.  
**SB 398**—Aging, Families and Mental Health.  
**SB 399**—Education.  
**SB 400**—Commerce and Environment.  
**SB 401**—Local Government and Economic Development.  
**SB 402**—Elections, Veterans' Affairs and Corrections.  
**SB 404**—Financial and Governmental Organization.  
**SB 405**—Agriculture, Conservation, Parks and Tourism.  
**SB 406**—Local Government and Economic Development.

**SB 407**—Insurance and Housing.  
**SB 408**—Public Health and Welfare.  
**SB 409**—Civil and Criminal Jurisprudence.  
**SB 410**—Pensions and General Laws.  
**SB 411**—Local Government and Economic Development.  
**SB 412**—Ethics.  
**SB 413**—Financial and Governmental Organization.  
**SB 414**—Transportation.  
**SJR 24**—Elections, Veterans' Affairs and Corrections.

Senator Wiggins assumed the Chair.

#### INTRODUCTION OF BILLS

The following Bills were read the 1st time and 1,000 copies ordered printed:

**SB 418**—By Singleton.

An Act to amend chapter 197, RSMo, by adding thereto one new section relating to continuing care retirement communities.

**SB 419**—By DePasco.

An Act to repeal sections 374.700, 374.705, 374.720, 374.725, 374.730, 374.735, 374.740, 374.750, 374.755, 374.760, 374.765, 374.770, 374.775 and 575.030, RSMo 1994, and sections 374.710, 374.715 and 374.763, RSMo Supp. 1998, relating to the regulation of bail bondsmen, and to enact in lieu thereof forty-two new sections relating to the same subject, with penalty provisions.

**SB 420**—By Jacob.

An Act to repeal section 143.111, RSMo 1994, relating to income tax deductions, and to enact in lieu thereof two new sections relating to the same subject, with an effective date.

#### CONCURRENT RESOLUTIONS

Senator Quick offered the following concurrent resolution, which was referred to the Committee on Rules, Joint Rules and Resolutions:

## SENATE CONCURRENT RESOLUTION NO. 14

WHEREAS, in late November, 1998, Missouri accepted the 206 billion dollar settlement agreement negotiated between 46 states and the tobacco industry;

WHEREAS, the states' attorneys general crafted the settlement agreement to protect states' interests, consistent with the lawsuits filed on behalf of the states;

WHEREAS, the settlement agreement reflects difficult policy decisions and years of effort among the states which bore the risk and expense of litigating their claims against a strong tobacco industry;

WHEREAS, the federal government neither participated in nor assisted with the litigation and negotiation of the states' claims, yet now seeks to seize a substantial portion of the resulting payments due to the states;

WHEREAS, the federal government bases its claim on federal right to recoupment for medicaid expenses, a claim which was not promoted by the federal government in any litigation prior to the settlement of the states' claims;

WHEREAS, by the terms of the settlement agreement, Missouri would receive approximately 6.7 billion dollars by 2025, yet faces an estimated potential loss of 3.9 billion dollars of this amount to the federal government;

WHEREAS, Missouri rightfully should determine the best use of the settlement proceeds achieved through state effort, using state resources and motivated by state concerns;

NOW, THEREFORE, BE IT RESOLVED by the members of the Missouri Senate of the Ninetieth General Assembly, the House of Representatives concurring therein, that the President of the United States and the members of Missouri's Congressional delegation recognize the effort and resources expended by Missouri to promote and protect its interests throughout the litigation and negotiation of claims against the tobacco industry;

BE IT FURTHER RESOLVED that the General Assembly of the State of Missouri requests that the President of the United States and the members of Missouri's Congressional delegation protect the proceeds negotiated by Missouri in settlement of its claims by refusing to divert, seize or recoup any portion of the settlement proceeds for federal purposes; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to provide properly inscribed copies of this resolution to Bill Clinton, President of the United States, and to each member of Missouri's Congressional delegation.

## SENATE BILLS FOR PERFECTION

Senator Schneider moved that **SB 141** be taken up for perfection, which motion prevailed.

Senator Schneider offered **SS for SB 141**, entitled:

SENATE SUBSTITUTE FOR  
SENATE BILL NO. 141

An Act to repeal section 516.105, RSMo 1994, relating to statutes of limitations, and to enact in lieu thereof one new section relating to the same subject.

Senator Schneider moved that **SS for SB 141** be adopted, which motion prevailed.

Senator Johnson assumed the Chair.

On motion of Senator Schneider, **SS for SB 141** was declared perfected and ordered printed.

Senator Banks moved that **SB 7** be taken up for perfection, which motion prevailed.

On motion of Senator Banks, **SB 7** was declared perfected and ordered printed.

Senator Mathewson assumed the Chair.

## REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Civil and Criminal Jurisprudence, to which was referred **SB 112**, 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 Civil and Criminal Jurisprudence, to which was referred **SB 264**, 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 Civil and Criminal Jurisprudence, to which was referred **SB 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 Civil and Criminal Jurisprudence, to which was referred **SB 271**, 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 Civil and Criminal Jurisprudence, to which was referred **SB 275**, 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 Scott, Chairman of the Committee on Pensions and General Laws, submitted the following report:

Mr. President: Your Committee on Pensions and General Laws, to which was referred **SB 213**, 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 Stoll, Chairman of the Committee on Elections, Veterans' Affairs and Corrections, submitted the following reports:

Mr. President: Your Committee on Elections, Veterans' Affairs and Corrections, to which was referred **SB 188**, 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 Elections, Veterans' Affairs and Corrections, to which was referred **SB 139**, 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 Elections, Veterans' Affairs and Corrections, to which was referred **SB 90**, 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 Elections, Veterans' Affairs and Corrections, to which was referred **SB 169**, 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 Staples, Chairman of the Committee on Transportation, submitted the following reports:

Mr. President: Your Committee on Transportation, to which was referred **SB 149**, 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 Transportation, to which was referred **SB 17**, 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 Transportation, to which was referred **SB 10**, 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 Transportation, to which was referred **SB 51**, 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 Transportation, to which was referred **SB 115**, 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 Johnson, Chairman of the Committee on Agriculture, Conservation, Parks and Tourism, submitted the following reports:

Mr. President: Your Committee on Agriculture, Conservation, Parks and Tourism, to which was referred **SB 61**, 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 Agriculture, Conservation, Parks and Tourism, to which was referred **SB 277**, begs leave to report that it has considered the same and recommends that the bill do pass, with Senate Committee Amendment No. 1, and be placed on the Consent Calendar.

#### SENATE COMMITTEE AMENDMENT NO. 1

Amend Senate Bill No. 277, Page 2, Section 253.090, Line 23, by inserting after all of said line the following:

**"4. All moneys remaining in the state park revolving fund on the effective date of this section shall be transferred to the state park earnings fund."**

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

Mr. President: Your Committee on Education, to which was referred **SB 187**, 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 Maxwell, Chairman of the Committee on Commerce and Environment, submitted the following reports:

Mr. President: Your Committee on Commerce and Environment, to which was referred **SB 124**, 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 Commerce and Environment, to which were referred **SB 160** and **SB 82**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

#### REFERRALS

President Pro Tem Quick referred **SCR 13** to the Committee on Rules, Joint Rules and Resolutions.

#### CONCURRENT RESOLUTIONS

Senator DePasco moved that **SCR 10** be taken up for adoption, which motion prevailed.

On motion of Senator DePasco, **SCR 10** was adopted by the following vote:

#### YEAS—Senators

Banks	Bentley	Bland	Caskey
Childers	Clay	DePasco	Ehlmann
Goode	Graves	House	Howard
Jacob	Johnson	Kenney	Kinder
Klarich	Mathewson	Maxwell	Mueller
Quick	Rohrbach	Russell	Scott
Sims	Singleton	Staples	Stelman
Stoll	Westfall	Wiggins	Yeckel—32

#### NAYS—Senators—None

#### Absent—Senators

Flotron Schneider—2

#### Absent with leave—Senators—None

Senator Caskey moved that **SCR 5**, with **SCA 1**, be taken up for adoption, which motion prevailed.

**SCA 1** was taken up.

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

Senator Graves offered **SA 1**, which was read:

#### SENATE AMENDMENT NO. 1

Amend Senate Concurrent Resolution No. 5, appearing on Page 81 of the Senate Journal for Wednesday, January 13, 1999, Column 1, Lines 5 and 6 of said line, by deleting all of said lines.

Senator Graves moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Rohrbach offered **SA 2**, which was read:

#### SENATE AMENDMENT NO. 2

Amend Senate Concurrent Resolution No. 5, appearing on Page 80 of the Senate Journal for Wednesday, January 13, 1999, Column 2, Lines 11-14 of the resolution, by deleting all of said lines.

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

Senator Rohrbach offered **SA 3**, which was read:

#### SENATE AMENDMENT NO. 3

Amend Senate Concurrent Resolution No. 5,

appearing on Page 81 of the Senate Journal for Wednesday, January 13, 1999, the ninth paragraph on said page, by deleting the following: "a method of adoption that enables counties of the third classification to participate;".

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

Senator Johnson assumed the Chair.

On motion of Senator Caskey, **SCR 5**, as amended, was adopted by the following vote:

YEAS—Senators

Banks	Bentley	Bland	Caskey
Childers	Clay	DePasco	Ehlmann
Flotron	Goode	House	Howard
Jacob	Johnson	Mathewson	Maxwell
Mueller	Quick	Rohrbach	Russell
Scott	Sims	Singleton	Staples
Stoll	Westfall	Wiggins	Yeckel—28

NAYS—Senators

Graves	Kenney	Kinder	Klarich
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Steelman—5

Absent—Senator Schneider—1

Absent with leave—Senators—None

**SECOND READING OF SENATE BILLS**

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

**SB 403**—Appropriations.

**SJR 25**—Appropriations.

**RESOLUTIONS**

Senator Clay offered Senate Resolution No. 209, regarding the Fiftieth Anniversary of the St. Louis Chapter of the Links, which was adopted.

**INTRODUCTIONS OF GUESTS**

Senator Singleton introduced to the Senate, Barbara Arnold and the 1999 State Champions of the “We the People...the Citizen and the Constitution” Competition: Chandler Easley, Stacy Harter, Lisa Honeywell, Katie Weinkein, Melinda Lawrence, Emily Porter, Erin Cooke, Kim Vo, Elizabeth Hauser, Lacy Even, Shari Medlock, Humaira Yousef, Cassy Dominick, Rachael Smith, Shannon Cole, Valerie Horvath, Ayanna Bradley, David Twombly, Ashish Mahure, Wade Meredith, Katie Gaarder, Jonathan Vance, Faris Al Shatir, Jennifer Hoffman, Erin Rosenburg, Aaron Doll, Erin Rivers, Jeremiah Tucker and Micah Harrell.

Senator Howard introduced to the Senate, John Metz, Jefferson City.

On behalf of Senators Bentley, Childers and himself, Senator Westfall introduced to the Senate, his wife, Sharon, Halfway; John C. Sparkman, Republic; Dr. Sally Beard, D.V.M., Graff; Lane Baxter, Randy McGinnis and Randy Mooney, Rogersville; Marilyn Calvin, Mount Vernon; Larry Purdom, Purdy; and Charlie Buckner, Fair Grove.

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

**SENATE CALENDAR**

TWENTIETH DAY—TUESDAY, FEBRUARY 9, 1999

**FORMAL CALENDAR**

**SECOND READING OF SENATE BILLS**

SB 415-Goode  
 SB 416-Maxwell  
 SB 417-Quick

SB 418-Singleton  
 SB 419-DePasco  
 SB 420-Jacob

## SENATE BILLS FOR PERFECTION

SB 318-Jacob, et al, with SCS  
 SB 78-Russell  
 SB 203-Wiggins  
 SBs 31 & 285-Howard,  
 with SCS  
 SB 294-Staples

SB 184-Staples, with SCA 1  
 SB 163-House  
 SB 289-Goode, et al,  
 with SCAs 1 & 2  
 SBs 160 & 82-Maxwell,  
 with SCS

Unofficial  
 INFORMAL CALENDAR

## SENATE BILLS FOR PERFECTION

SBs 295 & 46-Schneider,  
 et al, with SCS (pending)

CONSENT CALENDAR  
 Journal  
 Senate Bills

## Reported 2/2

SB 25-Singleton and Schneider  
 SB 315-Staples  
 SB 278-Klarich  
 SB 244-Schneider, with SCS  
 SB 211-Howard, with SCS

SB 12-Russell  
 SB 225-Caskey, with SCS  
 SB 216-Wiggins  
 SB 110-Schneider

Copy  
 Reported 2/3

SB 15-Mathewson  
 SB 153-Childers  
 SB 214-Mathewson

SB 220-Caskey  
 SB 312-Sims, with SCA 1

## Reported 2/8

SB 112-Schneider  
 SB 264-Caskey  
 SB 321-Caskey

SB 271-Ehlmann  
 SB 275-Caskey, with SCS  
 SB 213-Scott

SB 188-House  
SB 139-Childers  
SB 90-Johnson, with SCS  
SB 169-Maxwell  
SB 149-Childers  
SB 17-Staples  
SB 10-Scott

SB 51-Westfall, with SCS  
SB 115-Russell  
SB 61-Bentley, with SCS  
SB 277-Russell, with SCA 1  
SB 187-Kenney  
SB 124-Sims

BILLS IN CONFERENCE AND BILLS  
CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HCRs 6 & 7 (Staples),  
with SA 1, as amended & SA 2  
(Senate refuses to recede and  
requests House grant conference)

Journal  
RESOLUTIONS

SCR 9-Mueller

Reported from Committee

SCR 8-Clay

SCR 11-Howard

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