

# Journal of the Senate

FIRST REGULAR SESSION

TWENTY-THIRD DAY—MONDAY, FEBRUARY 15, 1999

The Senate met pursuant to adjournment.

President Pro Tem Quick in the Chair.

The Reverend Carl R. Gauck offered the following prayer:

Gracious and Heavenly Father: We thank You for this new day of a new week that You have given each of us to use as You would will for us. We can choose to waste it or grow in it knowing that whatever we choose, this is a day of our life that is precious. Help us to live each day fully as we seek to serve and glorify Your Holy Name. 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 11, 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.

## REMONSTRANCES

Senator Ehlmann moved that **Remonstrance No. 1**, with **SCS**, be taken up for adoption, which motion prevailed.

**SCS** for **Remonstrance No. 1** was taken up.

Senator Ehlmann moved that **SCS** for **Remonstrance No. 1** be adopted.

President Wilson assumed the Chair.

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

### SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Remonstrance No. 1, Page 229 of the Senate Journal for Thursday, February 11, 1999, Column 2, Line 31 of said column, by inserting after the word "Schools" the following: "and to the settlement coordinator appointed by the court in the Liddell case".

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

Senator Wiggins assumed the Chair.

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

### SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Remonstrance No. 1, Page 229 of the Senate Journal for Thursday, February 11, 1999, Column 2, Line 31 of said column, by inserting after the word "Schools" the following: "and the Missouri Attorney General".

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

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

**SENATE AMENDMENT NO. 3**

Amend Senate Committee Substitute for Senate Remonstrance No. 1, Page 229 of the Senate Journal for Thursday, February 11, 1999, Column 2, Line 31 of said column, by inserting after the word "Schools" the following: "and to each of the St. Louis County School districts participating in the settlement negotiations in the Liddell case".

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

Senator Johnson assumed the Chair.

Senator Ehlmann moved that **SCS for Remonstrance No. 1**, as amended, be adopted, which motion prevailed.

Senator Kinder requested a roll call vote be taken on the adoption of **Remonstrance No. 1**, as amended by the **SCS**, and was joined in his request by Senators Graves, Russell, Singleton and Ehlmann.

**SCS for Remonstrance No. 1**, as amended, was adopted by the following vote:

YEAS—Senators

Bentley	Childers	Ehlmann	Flotron
Graves	House	Howard	Johnson
Kenney	Kinder	Klarich	Mathewson
Maxwell	Mueller	Rohrbach	Russell
Scott	Sims	Singleton	Steelman
Westfall	Yeckel—22		

NAYS—Senators

Bland	Caskey	Clay	DePasco
Goode	Jacob	Quick	Staples
Stoll	Wiggins—10		

Absent—Senators

Banks	Schneider—2
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Absent with leave—Senators—None

**RESOLUTIONS**

Senator Howard offered Senate Resolution No. 227, regarding the Fiftieth Anniversary of the Dexter Rotary Club, which was adopted.

Senator Howard offered Senate Resolution No. 228, regarding Royce Fortner, Tallapoosa, which was adopted.

Senator Graves offered Senate Resolution No. 229, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Thornton Easton, Bethany, which was adopted.

Senator Graves offered Senate Resolution No. 230, regarding the Sixty-fifth Wedding Anniversary of Mr. and Mrs. Bill Geyer, Bethany, which was adopted.

Senator Graves offered Senate Resolution No. 231, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Wayne Harrington, Fairfax, which was adopted.

Senator Graves offered Senate Resolution No. 232, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Deacon Lininger, Rock Port, which was adopted.

Senator Graves offered Senate Resolution No. 233, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. LeRoy Hausman, Clarksdale, which was adopted.

Senator Graves offered Senate Resolution No. 234, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Carl Parker, Trenton, which was adopted.

Senator Graves offered Senate Resolution No. 235, regarding the Sixty-fifth Wedding Anniversary of Mr. and Mrs. Ambrose Berg, Maryville, which was adopted.

Senator Graves offered Senate Resolution No. 236, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. J. R. Bird, Gallatin, which was adopted.

Senator Graves offered Senate Resolution No. 237, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Wayne Herington, Milan, which was adopted.

Senator Graves offered Senate Resolution No. 238, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Paul Atterbury, Marceline, which was adopted.

Senator Graves offered Senate Resolution No. 239, the Northwest Missouri State University Bearcats Football Team, Maryville, which was adopted.

Senator Graves offered Senate Resolution No. 240, regarding the Seventy-fifth Wedding Anniversary of Mr. and Mrs. Carl Amen, Brookfield, which was adopted.

Senator Graves offered Senate Resolution No. 241, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. George Kiser, Graham, which was adopted.

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

SENATE RESOLUTION NO. 242

WHEREAS, on February 4, 1999, the Governor submitted Reorganization Plan No. 1 to the General Assembly; and

WHEREAS, Sections 26.500 to 26.540, RSMo, adopted in 1967, authorize the Governor to reorganize executive departments without prior approval from the General Assembly; and

WHEREAS, disapproval must occur within 60 days or by April 5, 1999 and may be accomplished through adoption of a resolution by one house; and

WHEREAS, the opposed changes are not in the best interest of the people of Missouri;

THEREFORE, BE IT RESOLVED by the Senate of the Ninetieth General Assembly, First Regular Session, that Reorganization Plan No. 1, issued by Governor Mel Carnahan on February 4, 1999, and read in the Senate on February 8, 1999, be disapproved.

**CONCURRENT RESOLUTIONS**

Senator Maxwell offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 15

Relating to wild elk herds.

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

WHEREAS, the elk industry is a nine million dollar business in Missouri and the state has more than one hundred elk farms with over one thousand elk; and

WHEREAS, over a third of Missouri's counties have domestic elk herds and Missouri has the honor of being the site of the international headquarters of the North American Elk Breeders Association, as well as, the North American Elk Research Council, Inc.; and

WHEREAS, Missouri is the Midwest's top elk trading state and according to Missouri law, elk are classified as livestock which enables elk farming without a special permit; and

WHEREAS, the unregulated breeding and gathering of wild elk herds in Missouri could be a safety risk since there is no natural food chain for elk in Missouri and there are no natural predators to control wild elk; and

WHEREAS, wild elk herds carry various diseases common to wild animals which can harm domestic elk livestock and such wild elk can cause damage to crops and other agricultural production as well as fences; and

WHEREAS, since the elk is the largest member of the cervidac (deer) family, another safety concern of wild elk herds includes the hazard to motorists; and

WHEREAS, the department of conservation has indicated it may support the reestablishment of wild elk herds in Missouri:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate of the Ninetieth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby ask the Conservation Commission and the Department of Conservation to reconsider any movement toward establishing wild elk herds in Missouri; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for the members of the Conservation Commission and the director of the Department of Conservation.

**INTRODUCTION OF BILLS**

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

**SB 445**—By Mathewson.

An Act to amend chapter 191, RSMo, by adding thereto six new sections relating to screening for hearing loss in newborns.

**SB 446**—By Stoll.

An Act to repeal section 644.031, RSMo Supp. 1998, relating to storm water control, and to enact in lieu thereof one new section relating to the same subject.

**SB 447**—By Stoll.

An Act to amend chapter 393, RSMo, by adding thereto seven new sections relating to regulation of gas and electric companies.

**SB 448**—By Stoll.

An Act to amend chapter 337, RSMo by adding thereto eleven new sections relating to the regulation and licensing of professional addictions counselors, with penalty provisions.

**SB 449**—By Jacob.

An Act relating to financing of certain election campaigns, with a referendum clause and penalty provisions.

**SJR 28**—By Scott.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 31, 32(a) and 32(b) of article VI of the Constitution of Missouri relating to the city of St. Louis, and adopting two new sections in lieu thereof relating to the same subject.

**THIRD READING OF SENATE BILLS**

**SB 312**, with **SCA 1**, introduced by Senator Sims, entitled:

An Act to repeal sections 94.110, 94.270, 94.360, 191.769 and 291.060, RSMo 1994, and to enact in lieu thereof five new sections relating to bowling centers.

Was called from the Consent Calendar and taken up.

**SCA 1** was taken up.

Senator Sims moved that the above amendment be adopted, which motion failed.

On motion of Senator Sims, **SB 312** was read the 3rd time and passed by the following vote:

YEAS—Senators

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—33			

NAYS—Senators—None

Absent—Senator Banks—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

Senator Mathewson assumed the Chair.

**SB 112**, introduced by Senator Schneider, entitled:

An Act to repeal section 528.620, RSMo 1994, relating to partition suits, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Schneider, **SB 112** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Childers
Clay	DePasco	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—32

NAYS—Senators—None

Absent—Senators

Banks Ehlmann—2

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 264**, introduced by Senator Caskey, entitled:

An Act to repeal section 211.073, RSMo Supp. 1998, relating to juveniles, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Caskey, **SB 264** was read the 3rd time and passed by the following vote:

YEAS—Senators

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	Steelman
Stoll	Westfall	Wiggins	Yeckel—32

NAYS—Senators—None

Absent—Senators

Banks	Staples—2
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Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 321**, introduced by Senator Caskey, entitled:

An Act to repeal section 456.535, RSMo 1994, relating to trustee's powers, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Caskey, **SB 321** was read the 3rd time and passed by the following vote:

YEAS—Senators

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—33			

NAYS—Senators—None

Absent—Senator Banks—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 271**, introduced by Senator Ehlmann, entitled:

An Act to repeal section 474.310, RSMo 1994, relating to wills, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Ehlmann, **SB 271** was read the 3rd time and passed by the following vote:

YEAS—Senators

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—33			

NAYS—Senators—None

Absent—Senator Banks—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 213**, introduced by Senator Scott, entitled:

An Act to repeal section 57.968, RSMo 1994, and section 57.967, RSMo Supp. 1998, relating to sheriffs' retirement, and to enact in lieu thereof two

new sections relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Scott, **SB 213** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Childers
Clay	DePasco	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—32

NAYS—Senators—None

Absent—Senators

Banks	Ehlmann—2
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Absent with leave—Senators—None

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

**SB 188**, introduced by Senator House, entitled:

An Act to repeal sections 442.090, 442.095 and 442.100, RSMo 1994, relating to veterans, and to enact in lieu thereof three new sections relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator House, **SB 188** was read the 3rd time and passed by the following vote:

YEAS—Senators

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—33			

NAYS—Senators—None

Absent—Senator Banks—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 139**, introduced by Senator Childers, entitled:

An Act to repeal section 48.053, RSMo 1994, relating to elections of certain county treasurers, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Childers, **SB 139** was read the 3rd time and passed by the following vote:

YEAS—Senators

Banks	Bentley	Bland	Caskey
Childers	Clay	DePasco	Ehlmann
Flotron	Goode	Graves	House
Howard	Jacob	Kenney	Kinder
Klarich	Mathewson	Maxwell	Mueller
Quick	Rohrbach	Russell	Schneider
Scott	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—33			

NAYS—Senators—None

Absent—Senator Johnson—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 169**, introduced by Senator Maxwell, entitled:

An Act to repeal section 42.105, RSMo 1994, relating to the national guard, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

Senator Maxwell moved that **SB 169** be read the 3rd time and finally passed.

At the request of Senator Maxwell, the above motion was withdrawn.

**SB 149**, introduced by Senator Childers, entitled:

An Act to repeal section 301.301, RSMo Supp. 1998, relating to motor vehicle license plate replacement, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Childers, **SB 149** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senator Singleton—1

Absent—Senator Johnson—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 17**, introduced by Senator Staples, entitled:

An Act to repeal section 304.170, RSMo 1994, relating to motor vehicles, and to enact in lieu thereof one new section relating to the same subject.

Was called from the Consent Calendar and taken up.

On motion of Senator Staples, **SB 17** was read the 3rd time and passed by the following vote:

YEAS—Senators

Banks	Bentley	Bland	Caskey
Childers	Clay	DePasco	Ehlmann
Flotron	Goode	Graves	House
Howard	Jacob	Kenney	Kinder
Klarich	Mathewson	Maxwell	Mueller
Quick	Rohrbach	Russell	Schneider
Scott	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—33			

NAYS—Senators—None

Absent—Senator Johnson—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SB 10**, introduced by Senator Scott, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the establishment of the Mark McGwire Highway.

Was called from the Consent Calendar and taken up.

Senator Scott moved that **SB 10** be read the 3rd time and finally passed.

At the request of Senator Scott, the above motion was withdrawn.

### INTRODUCTION OF BILLS

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

**SB 450**—By Johnson and DePasco.

An Act to repeal section 393.290, RSMo 1994, and to enact in lieu thereof one new section relating to safety regulation of certain heating companies.

**SB 451**—By Singleton.

An Act to repeal sections 590.100, 590.101, 590.110, 590.116, 590.117, 590.130, 590.131, 590.150, 590.178 and 590.180, RSMo 1994, and sections 590.105, 590.115, 590.135 and 590.140, RSMo Supp. 1998, relating to public safety, and to enact in lieu thereof sixteen new sections relating to the same subject.

**SB 452**—By Bland.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to pilot program of urban early compulsory school attendance, with penalty provisions.

**SB 453**—By Wiggins.

An Act to repeal sections 197.310, 197.311, 197.315, 197.325, 197.326, 197.327, 197.330, 197.335, 197.340, 197.345, 197.355, 197.357 and 197.360, RSMo 1994, and sections 197.305, 197.312, 197.313, 197.316, 197.320 and 197.366, RSMo Supp. 1998, relating to certificate of need, and to enact in lieu thereof seventeen new sections relating to the same subject, with penalty provisions.

### REFERRALS

President Pro Tem Quick referred **HCR 11** to the Committee on Rules, Joint Rules and Resolutions.

### 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 **HB 152**, entitled:

An Act to repeal section 261.105, RSMo Supp. 1998, relating to sustainable agricultural demonstration awards, and to enact in lieu thereof one new section relating to the same subject.

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 79**, entitled:

An Act to repeal section E, of Proposition A as approved by the voters on November 3, 1998, relating to animal fighting, and to enact in lieu thereof one new section relating to the same subject.

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 39**, entitled:

An Act to repeal section 701.304, RSMo Supp. 1998, relating to inspections for lead hazard, and to enact in lieu thereof one new section relating to the same subject.

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 399**, entitled:

An Act to repeal section 144.655, RSMo Supp. 1998, relating to filing and payment of use taxes, and to enact in lieu thereof one new section relating to the same subject.

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 35**, entitled:

An Act to repeal section 92.336, RSMo 1994, relating to the Kansas City convention and tourism tax, and to enact in lieu thereof one new section relating to the same subject.

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 14**, entitled:

An Act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 1999.

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 **HJR 5**, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 26(b) of article VI of the Constitution of Missouri, relating to school district bond elections and adopting one new section in lieu thereof relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

**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 11, 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:

Connie L. Johnson, 1174 Hodiament, St. Louis City, Missouri 63112, as a public member of the Board of Geologist Registration, for a term ending April 11, 2000, and until her successor is duly appointed and qualified; vice, Patricia Shell, resigned.

Respectfully submitted,  
MEL CARNAHAN  
Governor

Also,

OFFICE OF THE GOVERNOR  
State of Missouri  
Jefferson City, Missouri  
February 11, 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:

Marvin R. Beck, 863 College Park, Kirksville, Adair County, Missouri 63501, as a member of the Advisory Commission for Professional Physical Therapists, for a term ending October 1, 2001, 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 11, 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:

Alverne B. Fiddmont-Hood, 1222 Dunston Drive, St. Louis, St. Louis County, Missouri 63146, as a member of the Advisory

Commission for Professional Physical Therapists, for a term ending October 1, 2001, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,  
MEL CARNAHAN  
Governor

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

#### 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 360**, 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 237**, 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 Goode, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 136**, 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 Bland, Chairman of the Committee on Labor and Industrial Relations, submitted the following report:

Mr. President: Your Committee on Labor and Industrial Relations, to which was referred **SB 234**, 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 House, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 218**, 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.

#### INTRODUCTIONS OF GUESTS

Senator Jacob introduced to the Senate, his daughter, Jessica Sublette Jacob, Columbia; and Jessica was made an honorary page.

Senator Staples introduced to the Senate, Shane and Kimberly Van Steenis, Shannon County.

Senator Klarich introduced to the Senate, Hiel and Mary Kay St. Onge, Wildwood.

Senator Stoll introduced to the Senate, members of Jobe's Daughters from Jefferson and St. Louis Counties.

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

#### SENATE CALENDAR

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TWENTY-FOURTH DAY—TUESDAY, FEBRUARY 16, 1999

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#### FORMAL CALENDAR

#### SECOND READING OF SENATE BILLS

SB 415-Goode  
SB 416-Maxwell  
SB 418-Singleton

SB 419-DePasco  
SB 420-Jacob  
SB 421-Mathewson and Maxwell

SB 422-Westfall, et al  
SB 423-Westfall  
SB 424-Westfall  
SB 425-Stoll, et al  
SB 426-Howard  
SB 427-Flotron  
SB 428-Graves  
SB 429-Jacob  
SB 430-House  
SB 431-House  
SB 432-Flotron  
SB 433-Russell  
SB 434-Klarich  
SB 435-Staples  
SB 436-Quick  
SB 437-Mueller  
SB 438-Russell, et al  
SB 439-Johnson

SB 440-Schneider  
SB 441-Schneider  
SB 442-Schneider  
SB 443-Jacob  
SB 444-Maxwell  
SB 445-Mathewson  
SB 446-Stoll  
SB 447-Stoll  
SB 448-Stoll  
SB 449-Jacob  
SB 450-Johnson and  
DePasco  
SB 451-Singleton  
SB 452-Bland  
SB 453-Wiggins  
SJR 26-Westfall, et al  
SJR 27-Maxwell  
SJR 28-Scott

Unofficial  
Journal

HOUSE BILLS ON SECOND READING

HCS for HB 349  
HCS for HB 533  
HB 346-Thompson (37th)  
HB 152-Leake, et al  
HB 79-Ransdall and Gaw

HB 39-Dougherty  
HB 399-Bray  
HB 35-Campbell  
HCS for HB 14  
HJR 5-Barry, et al

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SENATE BILLS FOR PERFECTION

1. SB 78-Russell
2. SB 203-Wiggins
3. SBs 31 & 285-Howard,  
with SCS
4. SB 294-Staples
5. SB 184-Staples, with SCA 1
6. SB 163-House
7. SB 289-Goode, et al,  
with SCAs 1 & 2

8. SBs 160 & 82-Maxwell,  
with SCS
9. SB 282-Clay, et al, with SCS
10. SB 266-Klarich
11. SBs 14, 60 & 69-Mathewson,  
with SCS
12. SBs 8 & 173-Banks, with SCS
13. SBs 308 & 314-Scott  
and Russell, with SCS

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| 14. SB 224-Caskey                            | 20. SB 180-Johnson                                 |
| 15. SJR 25-Rohrbach and<br>Goode             | 21. SB 81-Mathewson                                |
| 16. SB 22-Flotron                            | 22. SB 20-Goode, et al                             |
| 17. SB 95-Maxwell                            | 23. SB 32-Howard                                   |
| 18. SB 309-Maxwell                           | 24. SB 288-Quick, et al                            |
| 19. SBs 240, 226 & 229-<br>DePasco, with SCS | 25. SBs 322, 150 & 151-Sims and<br>Goode, with SCS |
|  | 26. SB 239-Jacob, with SCS                         |

# Unofficial

## INFORMAL CALENDAR

### SENATE BILLS FOR PERFECTION

- |  |  |
|--|--|
| SBs 295 & 46-Schneider,<br>et al, with SCS (pending) | SB 318-Jacob, et al, with<br>SCS, SS for SCS, SA 1<br>& SSA 2 for SA 1 (pending) |
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# Journal

## CONSENT CALENDAR

### Senate Bills

#### Reported 2/2

SB 315-Staples

#### Reported 2/8

- |                          |                            |
|--------------------------|----------------------------|
| SB 90-Johnson, with SCS  | SB 61-Bentley, with SCS    |
| SB 169-Maxwell           | SB 277-Russell, with SCA 1 |
| SB 10-Scott              | SB 187-Kenney              |
| SB 51-Westfall, with SCS | SB 124-Sims                |
| SB 115-Russell           |                            |

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#### Reported 2/9

- |               |                                       |
|---------------|---------------------------------------|
| SB 28-Mueller | SB 105-Sims and Yeckel,<br>with SCA 1 |
| SB 83-Goode   | SB 159-House, with SCS                |
| SB 4-Wiggins  |                                       |

SB 219-Caskey  
SB 189-House

SB 34-Johnson

Reported 2/15

SB 360-Maxwell  
SB 237-Klarich  
SB 136-Goode

SB 234-Stoll, with SCS  
SB 218-Caskey, with SCS

Unofficial  
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

To be Referred

SCR 15-Maxwell

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Reported from Committee

SCR 1-Clay

SCR 2-Goode, et al

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