

# Journal of the Senate

FIRST REGULAR SESSION

FIFTY-SIXTH DAY—TUESDAY, APRIL 20, 1999

The Senate met pursuant to adjournment.

President Pro Tem Quick in the Chair.

The Reverend Carl R. Gauck offered the following prayer:

Almighty God, Give to us the strength to persist in spite of life's obstacles and help us to see the things of this life through Your eyes. And help us, Oh God, to cherish those treasures that are eternal while helping us give away whatever love, or kindness or faith we can give to another and in so doing, enjoying Your spiritual benefits forever. 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.

Senator DePasco announced that photographers from the Associated Press had been given permission to take pictures in the Senate Chamber today.

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 Howard offered Senate Resolution No. 662, regarding Keisha Hamlett, Kennett, which was adopted.

Senator Howard offered Senate Resolution No. 663, regarding Elizabeth Eggers, Poplar Bluff, which was adopted.

Senator Howard offered Senate Resolution No. 664, regarding Lauren Pu, Kennett, which was adopted.

Senator Yeckel offered Senate Resolution No. 665, regarding Professor Shirley Breeze, St. Louis, which was adopted.

Senator Flotron offered Senate Resolution No. 666, regarding Jeffrey J. "Jeff" Baumgartner, Jr., Ballwin, which was adopted.

Senator Flotron offered Senate Resolution No. 667, regarding Nicholas P. "Nick" Smith, Ballwin, which was adopted.

## REFERRALS

President Pro Tem Quick referred **HS** for **HB 516**, with **SCS**, to the Committee on State Budget Control.

## HOUSE BILLS ON THIRD READING

**HCS** for **HB 11**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 1999 and

ending June 30, 2000.

Was taken up by Senator Goode.

**SCS for HCS for HB 11**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 11

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 1999 and ending June 30, 2000.

Was taken up.

Senator Goode moved that **SCS for HCS for HB 11** be adopted.

Senator Goode offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 32, Section 11.445, Line 29, by deleting the number "151,075,000" and inserting in lieu thereof the number "152,509,423"; and further amend said section, line 30, by deleting the number "295,252,882" and inserting in lieu thereof the number "296,969,520"; and further amend said section, line 33, by deleting the number "659,506,670" and inserting in lieu thereof the number "662,657,731".

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

Senator Wiggins assumed the Chair.

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

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 22, Section 11.250, Line 11, by deleting the number "9,515,000" and inserting in lieu thereof the number "9,715,000"; and further amend said section, line 36, by deleting the number "93,425,000" and insert in lieu thereof the number "93,625,000".

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

President Wilson assumed the Chair.

Senator Goode offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 6, Section 11.050, Line 5, by deleting the number "9,871,188" and inserting in lieu thereof the number "11,037,105"; and further amend said section, by deleting line 9; and

Further amend said bill, page 7, line 5, by deleting the number "795,127" and inserting in lieu thereof the number "806,242"; and further amend said section, line 6, by deleting the number "2,794,529" and inserting in lieu thereof the number "2,805,644"; and further amend said section, by deleting lines 16-17; and

Further amend said bill, section 11.065, line 9, by deleting the number "551,644" and inserting in lieu thereof the number "2,043,372"; and further amend said section, line 10, by deleting the number "2,394,625" and inserting in lieu thereof the number "3,886,353"; and further amend said section, line 12, by deleting the number "4,047,570" and inserting in lieu thereof the number "2,555,842"; and further amend said section, line 14, by deleting the number "11,908,756" and inserting in lieu thereof the number "10,417,028".

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

Senator Goode moved that **SCS for HCS for HB 11**, as amended, be adopted, which motion prevailed.

On motion of Senator Goode, **SCS for HCS for HB 11**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Childers
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—32

NAYS—Senators—None

Absent—Senators  
 Banks                    Clay—2

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**HCS for HB 12, with SCS, entitled:**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement System, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and Contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, the Committee on Public Employee Retirement, the Committee on Administrative Rules, the Joint Committee on Capital Improvements Oversight and the Joint Committee on Economic Development; and for the expenses of the interim committees established by the General Assembly, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 1999 and ending June 30, 2000.

Was taken up by Senator Goode.

**SCS for HCS for HB 12, entitled:**

**SENATE COMMITTEE SUBSTITUTE FOR  
 HOUSE COMMITTEE SUBSTITUTE FOR  
 HOUSE BILL NO. 12**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement System, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and Contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, the Committee on Public Employee Retirement, the Committee on Administrative Rules, the Joint Committee on Capital Improvements Oversight and the Joint Committee on Economic Development; and for the expenses of the interim committees established by the General Assembly, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 1999 and ending June 30, 2000.

Was taken up.

Senator Goode moved that **SCS for HCS for HB 12** be adopted, which motion prevailed.

Senator Wiggins assumed the Chair.

On motion of Senator Goode, **SCS for HCS for HB 12** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Caskey	Childers
Clay	DePasco	Ehlmann	Flotron
Goode	House	Johnson	Kenney
Klarich	Mathewson	Maxwell	Quick
Rohrbach	Russell	Schneider	Scott
Sims	Staples	Stoll	Westfall
Wiggins	Yeckel—26		

## NAYS—Senators

Graves	Howard	Jacob	Kinder
Mueller	Singleton	Steelman—7	

Absent—Senator Banks—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

Senator DePasco 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 concurred in **SA 1** to **HCR 4** and has again taken up and passed **HCR 4**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCS** for **HCR 24** and **15**.

#### HOUSE COMMITTEE SUBSTITUTE FOR HOUSE CONCURRENT RESOLUTIONS NOS. 24 and 15

Relating to Missouri's support for a return to the state of any tobacco settlement funds recouped by the federal government.

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

WHEREAS, on November 23, 1998, a historic accord was reached between 46 states, U.S. territories, commonwealths and the District of Columbia and tobacco industry representatives that called for the distribution of tobacco settlement funds to states over the next twenty-five years; and

WHEREAS, these funds result from the effort put forth by state attorneys general in which states solely assumed enormous risks and displayed determination to initiate a settlement that will lead to reduced youth smoking and reduced access to tobacco products; and

WHEREAS, in the fall of 1997, states were notified by the U.S. Department of Health and Human Services of its intention to "recoup" the federal match from funds states received through suits brought against tobacco manufacturers; and if such recoupment takes place, the states will lose one-half or more of the tobacco settlement funds; and

WHEREAS, the federal government played no role in the suits

brought against tobacco manufacturers or the subsequent settlement agreement and the November 23rd accord makes no mention of Medicaid or federal recoupment; and

WHEREAS, the U.S. Department of Health and Human Services has suspended recoupment activities; and

WHEREAS, we the members of the Ninetieth General Assembly believe that the suspension on the federal government's recoupment of tobacco settlement funds should be converted into an outright prohibition against the federal government recouping any of the tobacco settlement money; and

WHEREAS, we the members of the Ninetieth General Assembly believe that if the federal government recoups any funds received through suits brought against tobacco manufacturers, such recoupment should be immediately returned to the state; and

WHEREAS, to prevent the seizure of state tobacco settlement funds when they become available to the states in 2000, an amendment to the Medicaid statute must be enacted to exempt tobacco settlement funds from recoupment:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri House of Representatives of the Ninetieth General Assembly, First Regular Session, the Senate concurring therein, hereby go on record in support of state retention of all state tobacco settlement funds; and

BE IT FURTHER RESOLVED that the members of the Missouri House of Representatives of the Ninetieth General Assembly, First Regular Session, the Senate concurring therein, hereby urge the federal government, in the event recoupment occurs, to return upon receipt any tobacco settlement funds recouped from the state; and

BE IT FURTHER RESOLVED that the members of the Missouri House of Representatives of the Ninetieth General Assembly, First Regular Session, the Senate concurring therein, hereby urge Congress to enact an amendment to the Medicaid statute that would exempt tobacco settlement funds from recoupment; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the President of the United States, the entire Missouri Congressional delegation, the Secretary of the United States Senate and the Clerk of the United States House of Representatives.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 16**.

#### HOUSE CONCURRENT RESOLUTION NO. 16

Relating to the Risk Management Program of the Environmental Protection Agency.

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

WHEREAS, as required by section 112(r) of the federal

Clean Air Act, the Environmental Protection Agency has promulgated the Risk Management Program that requires the development of comprehensive prevention and emergency response programs for propane storage; and

WHEREAS, adequate safeguards to meet public safety needs currently exist under federal, state and local regulations; and

WHEREAS, the Environmental Protection Agency's risk management regulations will dramatically increase costs of doing business without increasing safety by: causing customers to switch away from propane, a federally approved clean fuel; duplicating state regulations based upon existing fire protection standards; duplicating federal right-to-know regulations; and not providing a fuel use exemption similar to OSHA's; and

WHEREAS, the EPA's rules cover anyone with more than 2380 gallons of propane on site, regardless of whether or not it is a single tank or connected tanks which could easily be exceeded by individual restaurants, farms and some residences; and

WHEREAS, the costs, which is estimated to exceed one and one-half billion dollars, to the private sector of complying with EPA's regulations will be staggering:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri House of Representatives of the Ninetieth General Assembly, First Regular Session, the Senate concurring therein, hereby urge the Environmental Protection Agency to not include propane in the Risk Management Program; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the Missouri Congressional delegation.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCS** for **HCR 29**.

HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE CONCURRENT RESOLUTION NO. 29

Relating to the Packers and Stockyards Act.

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

WHEREAS, the agricultural markets of the United States are largely controlled by the corporate entities engaged in the processing, handling and marketing of grains and livestock; and

WHEREAS, four companies process nearly fifty percent of the pork produced for retail sale in the United States and four companies produce nearly ninety percent of the beef produced for retail sale in the United States; and

WHEREAS, the pending purchase of the grain unit of Continental Grain Company by Cargill Inc., will create an entity controlling in excess of forty percent of all United States corn exports, thirty-four percent of soybean exports and twenty percent of wheat exports; and

WHEREAS, this level of concentration is a significant factor in the low state of market prices for grain and livestock in Missouri:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri House of Representatives of the Ninetieth General Assembly, First Regular Session, the Senate concurring therein, hereby call upon the Congress of the United States to:

- Investigate and publicize the degree of concentration in the livestock and grain processing industry in the United States and in Missouri;
- Investigate the degree of which processing companies compete or fail to compete for supplies of livestock and grain from farmers, with particular attention to the question of whether these companies have created no-competition zones;
- Provide sufficient personnel and resources for effective enforcement of the federal Packers and Stockyards Act by the United States Department of Agriculture;
- Instruct the United States Department of Justice and the Attorney General of Missouri to work cooperatively on all investigations of anti-competitive practices by livestock and grain processors;
- Instruct the United States Department of Justice and Attorney General of Missouri to investigate the use of packer procurement practices related to forward contracts, marketing agreements and other forms of captive supply, and determine whether these constitute violations of the Packers and Stockyards Act;
- Institute and finance appropriate anti-trust litigation and prosecution to end and prevent anti-competitive practices in the livestock and grain processing industry; and
- Financially support private causes of action that are directed at ending and preventing anti-competitive practices in the livestock and grain processing industry; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the Missouri Congressional delegation, the United States Department of Agriculture, the United States Department of Justice and the Missouri Attorney General.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 30**.

HOUSE CONCURRENT RESOLUTION NO. 30

Relating to publishing of session laws.

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

BE IT RESOLVED by the members of the Missouri House of Representatives of the Ninetieth General Assembly, First Regular Session, the Senate concurring therein, that the Joint Committee on Legislative Research shall prepare and cause to be collated, indexed, printed and bound all acts and resolutions of the Ninetieth General

Assembly, First Regular Session, and shall examine the printed copies and compare them with and correct the same by the original rolls, together with an attestation under the hand of the Revisor of Statutes that he has compared the same with the original rolls in his office and has corrected the same thereby; and

BE IT FURTHER RESOLVED that the size and quality of the paper and binding shall be substantially the same as used in prior session laws and the size and style of type shall be determined by the Revisor of Statutes; and

BE IT FURTHER RESOLVED that the Joint Committee on Legislative Research is authorized to print and bind copies of the acts and resolutions of the Ninetieth General Assembly, First Regular Session, with appropriate indexing; and

BE IT FURTHER RESOLVED that the Revisor of Statutes is authorized to determine the number of copies to be printed.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 348** and requests the Senate to recede from its position and failing to do so, grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HB 248** and requests the Senate to recede from its position and failing to do so, grant the House a conference thereon.

Senator Maxwell requested unanimous consent of the Senate to send forward the correct Senate Committee Substitute for **HB 58**, which request was granted.

On motion of Senator DePasco, the Senate recessed until 2:30 p.m.

### RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Quick.

### THIRD READING OF SENATE BILLS

**SB 359**, introduced by Senator Mueller, et al, entitled:

An Act to repeal sections 700.010, 700.015, 700.021, 700.025, 700.030, 700.035, 700.045,

700.050, 700.060, 700.090 and 700.100, RSMo 1994, and section 700.040, RSMo Supp. 1998, relating to manufactured housing, and to enact in lieu thereof twelve new sections relating to the same subject.

Was taken up.

On motion of Senator Mueller, **SB 359** was read the 3rd time and passed by the following vote:

#### YEAS—Senators

Banks	Bland	Caskey	Clay
DePasco	Ehlmann	Flotron	Goode
Graves	House	Howard	Jacob
Johnson	Kenney	Kinder	Klarich
Maxwell	Mueller	Quick	Rohrbach
Russell	Schneider	Sims	Staples
Steelman	Westfall	Wiggins	Yeckel—28

#### NAYS—Senators—None

#### Absent—Senators

Bentley	Childers	Mathewson	Scott
Singleton	Stoll—6		

#### Absent with leave—Senators—None

The President Pro Tem declared the bill passed.

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

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

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

**SCS** for **SB 351**, entitled:

### SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 351

An Act to repeal section 104.517, RSMo Supp. 1998, relating to state employee benefits, and to enact in lieu thereof two new sections relating to the same subject, with effective dates.

Was taken up by Senator Johnson.

On motion of Senator Johnson, **SCS** for **SB 351** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Childers	DePasco
Flotron	Graves	Johnson	Kenney
Kinder	Mathewson	Maxwell	Quick
Rohrbach	Russell	Scott	Singleton
Staples	Stoll	Westfall	Wiggins—20

NAYS—Senators

Banks	Caskey	Clay	Ehlmann
House	Howard	Klarich	Schneider
Sims	Steelman	Yeckel—11	

Absent—Senators

Goode	Jacob	Mueller—3	
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Absent with leave—Senators—None

The President Pro Tem declared the bill passed.

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

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

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

**SB 371**, introduced by Senator Flotron, et al, entitled:

An Act to repeal section 513.653, RSMo 1994, relating to law enforcement agencies, and to enact in lieu thereof one new section relating to the same subject.

Was taken up.

On motion of Senator Flotron, **SB 371** 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	Johnson	Kenney	Kinder
Klarich	Mathewson	Maxwell	Quick
Rohrbach	Russell	Schneider	Scott
Sims	Singleton	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—32

NAYS—Senators—None

Absent—Senators

Jacob	Mueller—2		
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Absent with leave—Senators—None

The President Pro Tem declared the bill passed.

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

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

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

**SB 125**, introduced by Senator Childers, entitled:

An Act to repeal section 21.183, RSMo 1994, relating to the general assembly, and to enact in lieu thereof three new sections relating to the same subject.

Was taken up.

On motion of Senator Childers, **SB 125** 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	Johnson	Kenney	Kinder
Mathewson	Maxwell	Mueller	Quick
Russell	Scott	Sims	Singleton
Staples	Steelman	Stoll	Westfall
Wiggins	Yeckel—30		

NAYS—Senators

Klarich	Rohrbach	Schneider—3	
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Absent—Senator Jacob—1

Absent with leave—Senators—None

The President Pro Tem 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 Mueller moved that motion lay on the table, which motion prevailed.

**SB 29**, introduced by Senator Mueller, entitled:

An Act to repeal section 516.097, RSMo 1994, relating to the statute of limitations on certain tort actions, and to enact in lieu thereof one new section relating to the same subject.

Was taken up.

On motion of Senator Mueller, **SB 29** 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	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 Jacob—1

Absent with leave—Senators—None

The President Pro Tem declared the bill passed.

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

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

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

**SB 495**, introduced by Senator Goode, entitled:

An Act to repeal section 660.122, RSMo Supp. 1998, relating to energy assistance programs, and to enact in lieu thereof one new section relating to the same subject.

Was taken up.

Senator Johnson assumed the Chair.

On motion of Senator Goode, **SB 495** was read the 3rd time and passed by the following vote:

YEAS—Senators

Banks	Bentley	Bland	Caskey
Childers	Clay	DePasco	Ehlmann

Flotron	Goode	House	Johnson
Kenney	Kinder	Klarich	Mathewson
Maxwell	Mueller	Quick	Russell
Schneider	Scott	Sims	Singleton
Staples	Steelman	Stoll	Westfall
Wiggins—29			

NAYS—Senators  
Graves Rohrbach—2

Absent—Senators  
Howard Jacob Yeckel—3

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SS for SCS for SB 94**, introduced by Senator Ehlmann, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 94

An Act to repeal sections 149.011, 149.071 and 570.080, RSMo 1994, and section 570.030, RSMo Supp. 1998, relating to the felony limit for certain crimes, and to enact in lieu thereof four new sections relating to the same subject.

Was taken up.

On motion of Senator Ehlmann, **SS for SCS for SB 94** was read the 3rd time and passed by the following vote:

YEAS—Senators

Banks	Bentley	Caskey	Childers
Clay	DePasco	Ehlmann	Goode
Graves	House	Howard	Johnson
Kenney	Kinder	Klarich	Mathewson
Maxwell	Mueller	Quick	Rohrbach
Russell	Schneider	Scott	Sims
Singleton	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	



NAYS—Senator Bland—1

Absent—Senators

Flotron Jacob—2

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

**SCS** for **SBs 328, 87, 100** and **55**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 328, 87, 100 and 55

An Act to repeal sections 565.024, 570.010, 570.130, 574.090 and 574.093, RSMo 1994, and section 252.043, RSMo Supp. 1998, relating to the criminal code, and to enact in lieu thereof seven new sections relating to the same subject, with penalty provisions.

Was taken up by Senator Clay.

On motion of Senator Clay, **SCS** for **SBs 328, 87, 100** and **55** was read the 3rd time and passed by the following vote:

YEAS—Senators

Banks	Bentley	Bland	Caskey
Clay	DePasco	Flotron	Goode
House	Jacob	Johnson	Mathewson
Maxwell	Quick	Scott	Sims
Staples	Stoll	Wiggins	Yeckel—20

NAYS—Senators

Childers	Ehlmann	Graves	Howard
Kenney	Kinder	Klarich	Mueller
Rohrbach	Russell	Schneider	Singleton
Steelman	Westfall—14		

Absent—Senators—None

Absent with leave—Senators—None

The President declared the bill passed.

On motion of Senator Clay, title to the bill was

agreed to.

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

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

**SS** for **SB 455**, introduced by Senator Stoll, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 455

An Act to repeal sections 116.060, 116.080, 116.090, 116.110, 116.120, 116.150 and 116.220, RSMo 1994, and sections 116.030, 116.040, 116.100, 116.130, 116.160, 116.170, 116.175, 116.180 and 116.190, RSMo Supp. 1998, and to enact in lieu thereof seventeen new sections relating to the procedures of ballot measures.

Was taken up.

On motion of Senator Stoll, **SS** for **SB 455** 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	Johnson	Kenney
Kinder	Klarich	Mathewson	Maxwell
Mueller	Rohrbach	Russell	Schneider
Scott	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—33			

NAYS—Senators—None

Absent—Senator Quick—1

Absent with leave—Senators—None

The President declared the bill passed.

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

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

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

**SS No. 2 for SB 70**, introduced by Senator Schneider, entitled:

SENATE SUBSTITUTE NO. 2 FOR  
SENATE BILL NO. 70

An Act to repeal sections 407.820, 407.822 and 407.825, RSMo Supp. 1998, relating to motor vehicle franchise practices, and to enact in lieu thereof three new sections relating to the same subject.

Was taken up.

On motion of Senator Schneider, **SS No. 2 for SB 70** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Caskey	Childers	Clay
DePasco	Ehlmann	Goode	House
Howard	Jacob	Johnson	Kenney
Kinder	Mathewson	Maxwell	Quick
Russell	Schneider	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—25			

NAYS—Senators

Bland	Flotron	Graves	Klarich
Mueller	Rohrbach	Scott	Sims—8

Absent—Senator Banks—1

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

**SENATE BILLS FOR PERFECTION**

Senator Maxwell moved that **SB 248**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS for SB 248**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 248

An Act to repeal sections 365.010 and 365.020, RSMo 1994, relating to retail installment contracts, and to enact in lieu thereof four new sections relating to the same subject.

Was taken up.

Senator Maxwell moved that **SCS for SB 248** be adopted, which motion prevailed.

On motion of Senator Maxwell, **SCS for SB 248** was declared perfected and ordered printed.

Senator Jacob moved that **SB 429, SB 430 and SB 407**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS for SBs 429, 430 and 407**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILLS NOS. 429, 430 and 407

An Act to repeal section 375.147, RSMo 1994, and section 375.1518, RSMo Supp. 1998, relating to insurance, and to enact in lieu thereof six new sections relating to the same subject.

Was taken up.

Senator Jacob moved that **SCS for SBs 429, 430 and 407** be adopted.

Senator Wiggins assumed the Chair.

Senator Flotron offered **SA 1**:

**SENATE AMENDMENT NO. 1**

Amend Senate Committee Substitute for Senate Bills Nos. 429, 430 and 407, Page 4, Section 376.1400, Lines 1 through 21, by deleting all of said lines; and

Further amend said bill, Pages 4 and 5, Section 376.1406, Lines 1 through 21, by deleting all of said lines; and

Further amend said bill, Page 5, Section 376.1408, Lines 1 through 12, by deleting all of said lines; and

Further amend the title and enacting clause accordingly.

Senator Flotron moved that the above amendment be adopted.

Senator Singleton offered **SSA 1** for **SA 1**:

**SENATE SUBSTITUTE AMENDMENT NO. 1  
FOR SENATE AMENDMENT NO. 1**

Amend Senate Committee Substitute for Senate Bills Nos. 429, 430 and 407, Page 4, Section 376.1400, Line 9, by striking ", but not be limited to,"; and further amend said bill, line 21, by striking "2001" and inserting in lieu thereof the following "2002"; and further amend said bill, page 5, section 376.1406, line 8, by striking ", but not be limited to,"; and

Further amend said bill, line 21, by striking "2001" and inserting in lieu thereof "2002".

Senator Singleton moved that the above substitute amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Childers, Jacob, Mueller and Russell.

**SSA 1** for **SA 1** was adopted by the following vote:

**YEAS—Senators**

Caskey	Childers	Clay	DePasco
Ehlmann	Goode	House	Howard
Jacob	Johnson	Kenney	Kinder
Klarich	Mathewson	Maxwell	Quick
Russell	Schneider	Scott	Sims
Singleton	Staples	Steelman	Stoll

Wiggins—25

**NAYS—Senators**

Bland	Flotron	Graves	Mueller
Rohrbach	Westfall	Yeckel—7	

**Absent—Senators**

Banks	Bentley—2
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Absent with leave—Senators—None

Senator Jacob offered **SA 2**, which was read:  
**SENATE AMENDMENT NO. 2**

Amend Senate Committee Substitute for Senate Bills Nos. 429, 430 and 407, Page 2, Section 303.383, Line 23, by inserting the following after all of said line:

**"4. Underinsured motor vehicle coverage shall not require the insured to receive consent of the insurer in order for the insured to settle**

**his or her claim against the owner or operator of an underinsured motor vehicle. However, the insurer shall receive a credit against any judgment based upon its underinsured motor vehicle coverage in the full amount of the limits of all liability policies providing coverage to the owner or operator of the underinsured motor vehicle.**

**5. An insurer shall have no right of subrogation to recover payment made to an insured under underinsured motor vehicle coverage."**

Senator Jacob moved that the above amendment be adopted.

At the request of Senator Jacob, **SB 429**, **SB 430** and **SB 407**, with **SCS** and **SA 2** (pending), were placed on the Informal Calendar.

Senator Rohrbach moved that **SB 525**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 525**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 525**

An Act to amend chapter 313, RSMo, by adding thereto one new section relating to raffles and sweepstakes as authorized by constitutional amendment, with penalty provisions and an emergency clause.

Was taken up.

Senator Rohrbach moved that **SCS** for **SB 525** be adopted.

Senator Rohrbach offered **SS** for **SCS** for **SB 525**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 525**

An Act to amend chapter 313, RSMo, by adding thereto one new section relating to raffles and sweepstakes as authorized by constitutional amendment, with penalty provisions and an emergency clause.

Senator Rohrbach moved that **SS** for **SCS** for **SB 525** be adopted.

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

**SENATE AMENDMENT NO. 1**

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 525, Page 6, Section 313.900, Lines 11-16, by striking said lines and renumbering accordingly.

Senator Flotron moved that the above amendment be adopted.

President Pro Tem Quick assumed the Chair.

At the request of Senator Flotron, **SA 1** was withdrawn.

Senator Mathewson assumed the Chair.

Senator Rohrbach moved that **SS** for **SCS** for **SB 525** be adopted, which motion prevailed.

Senator Wiggins assumed the Chair.

On motion of Senator Rohrbach, **SS** for **SCS** for **SB 525** was declared perfected and ordered printed.

Senator Caskey moved that **SB 336**, with **SA 3** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Mathewson assumed the Chair.

**SA 3** was again taken up.

Senator Caskey requested a roll call vote be taken on the adoption of **SA 3**. He was joined in his request by Senators Childers, House, Rohrbach and Westfall.

**SA 3** failed of adoption by the following vote:

YEAS—Senators

Bland	House	Howard	Jacob
Maxwell	Singleton	Steelman—7	

NAYS—Senators

Banks	Bentley	Caskey	Childers
Clay	DePasco	Ehlmann	Flotron
Goode	Graves	Johnson	Kenney
Kinder	Klarich	Mathewson	Mueller
Quick	Rohrbach	Russell	Schneider
Scott	Sims	Stoll	Westfall
Wiggins	Yeckel—26		

Absent—Senator Staples—1

Absent with leave—Senators—None

At the request of Senator Caskey, **SB 336**, as amended, was placed on the Informal Calendar.

**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 **HS** for **HCS** for **SB 291**, as amended, entitled:

An Act to repeal sections 210.843, 454.430, 454.520, 454.810 and 516.350, RSMo 1994, and sections 452.340, 452.345, 452.350, 454.415, 454.432, 454.433, 454.460, 454.495, 454.505, 454.530 and 483.163, RSMo Supp. 1998, relating to child support enforcement, and to enact in lieu thereof twenty-eight new sections relating to the same subject, with an emergency clause.

With House Amendments Nos. 1 and 2.

**HOUSE AMENDMENT NO. 1**

Amend House Substitute for House Committee Substitute for Senate Bill No. 291, Page 12, Section 452.345, Lines 1 and 2 of said page, by deleting the phrase ", for a case that is not a **IV-D case**,".

**HOUSE AMENDMENT NO. 2**

Amend House Substitute for House Committee Substitute for Senate Bill No. 291, Page 65, Section 516.350, Line 15, by inserting after all of said line the following:

"556.036. 1. A prosecution for murder or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

- (1) For any felony, three years;
- (2) For any misdemeanor, one year;
- (3) For any infraction, six months.

3. If the period prescribed in subsection 2 has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself **or herself** not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction [under] **pursuant to** section 407.553, RSMo, for purposes of offenses committed [under] **pursuant to** sections 407.511 to 407.556, RSMo; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the defendant is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years[.]; **and**

**(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.**

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the defendant's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced either when an indictment is found or an information filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; or

(2) During any time when the accused is concealing himself from justice either within or without this state; or

(3) During any time when a prosecution against the accused for the offense is pending in this state; or

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020, RSMo."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

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 430 and 648**, entitled:

An Act relating to the sole purpose of creating the Missouri tobacco settlement trust fund for certain anti-smoking education and health care services.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 780**, entitled:

An Act to repeal sections 116.060, 116.080, 116.090, 116.110, 116.120, 116.150 and 116.220, RSMo 1994, and sections 116.030, 116.040, 116.100, 116.130, 116.160, 116.170, 116.175, 116.180 and 116.190, RSMo Supp. 1998, relating to initiative petitions, and to enact in lieu thereof eighteen new sections relating to the same subject, 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 **HCS for HB 673**, entitled:

An Act to repeal section 85.011, RSMo 1994, relating to discipline of law enforcement officers, and to enact in lieu thereof five new sections 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 133**, entitled:

An Act to repeal section 12.010, RSMo 1994, relating to consent of the state to the acquisition of land by the federal government, 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 adopted **SCR 16**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS for HCS for HB 10**, as amended, and requests the Senate to recede from its position and failing to do so, grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS for HCS for HB 11**, as amended, and requests the Senate to recede from its position and failing to do so, grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS for HCS for HB 12** and requests the Senate to recede from its position and

failing to do so, grant the House a conference thereon.

Senator DePasco inquired of the President if there were messages from the Governor.

The President indicated the Senate had messages from the Governor.

Senator Scott raised the point of order that it is out of order to receive Messages from the Governor as the Governor is not in the State to send messages to the Senate.

The point of order was referred to the President Pro Tem, who took it under advisement.

### PRIVILEGED MOTIONS

Senator Goode moved that the Senate refuse to recede from its position on **SCS for HCS for HB 10**, as amended; **SCS for HCS for HB 11**, as amended; and **SCS for HCS for HB 12** and grant the House conferences thereon, which motion prevailed.

Senator Caskey moved that the Senate refuse to concur in **HS for HCS for SB 291**, as amended, and request the House to recede from its position and take up and pass the bill, or failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Caskey moved that the Senate refuse to recede from its position on **SCS for HCS for HB 348** and grant the House a conference thereon and further that the conferees be allowed to exceed the differences for the purpose of striking the last two lines of the bill, which motion prevailed.

Senator Westfall moved that the Senate refuse to recede from its position on **SCS for HB 248** and grant the House a conference thereon, which motion prevailed.

President Pro Tem Quick assumed the Chair.

### CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Quick appointed the following conference committee to act with a like committee from the House on **SCS for HB 248**: Senators Scott, Mathewson, Stoll, Westfall and Mueller.

## RESOLUTIONS

Senator Mueller offered Senate Resolution No. 668, regarding Charles Schorr "Chuck" Betz, Kirkwood, which was adopted.

Senator Staples offered Senate Resolution No. 669, regarding the death of Harold E. Levery, Washington, Illinois, which was adopted.

Senator Bland offered Senate Resolution No. 670, regarding Kansas City Power and Light, which was adopted.

Senator Bland offered Senate Resolution No. 671, regarding the Missouri Association for Blacks in Higher Education, which was adopted.

## COMMUNICATIONS

Senator Bentley submitted the following:

April 19, 1999

Mrs. Terry Spieler  
Secretary of the Senate  
Capitol Building  
Jefferson City, MO 65101

Dear Mrs. Spieler:

In accordance with Rule 45, I am requesting that House Bill 724, relating to judgments of involuntary commitment, be removed from the Senate Consent Calendar.

Sincerely,

/s/ Roseann Bentley  
Senator Roseann Bentley  
30th District

Senator DePasco submitted the following:

April 20, 1999

Secretary of the Senate  
State Capitol  
Jefferson City, MO 65101

Dear Madam Secretary:

Please accept this letter as a request to remove House Bill 58 with Senate Committee Substitute from the Consent Calendar. This bill is controversial in nature and, therefore, does not qualify as a true consent bill.

I appreciate your attention to this matter.

Sincerely,

/s/ Ronnie DePasco  
Ronnie DePasco, Chairman  
Rules, Joint Rules and Resolutions Committee

Senator Graves submitted the following:

April 20, 1999

Secretary of the Senate  
State Capitol  
Jefferson City, MO 65101

Dear Terry:

Please accept this letter as a request to remove House Bill 115 to be taken off of the Consent Calendar. This bill is controversial in nature and therefore does not belong as a Consent bill.

I appreciate your attention to this matter.

Sincerely,

/s/ Sam Graves  
Senator Sam Graves

## INTRODUCTIONS OF GUESTS

Senator Westfall introduced to the Senate, Sandy Higgins and juniors and seniors from Ash Grove High School, Ash Grove; and Shaun Schofield, Bryan Dean, Gina Whitehead and Darin Downs were made honorary pages.

Senator Howard introduced to the Senate, Dempsey and Janice Craft, Erin Baldwin, Samantha Jolly and David Spencer, New Madrid; and Erin, Samantha and David were made honorary pages.

Senator Stoll introduced to the Senate, John and Brad Evans, Festus; and Brad was made an honorary page.

Senator Staples introduced to the Senate, Jennifer Chaligoi, Iris Ross, Alan Kearbey and members of the East Carter County R-2 High School Team Spirit.

Senator Staples introduced to the Senate, students from Viburnum School, Viburnum.

Senator Staples introduced to the Senate, Scott Hughes, Columbia; and Mark Jones, St. Francois County.

Senator Howard introduced to the Senate, the Physician of the Day, Dr. Stephen Segall, M.D., Poplar Bluff.

Senator Caskey introduced to the Senate, Roger Howard, Warrensburg.

Senator Mueller introduced to the Senate, Kelly Kimack and Marlise Boyer, St. Louis County.

Senator DePasco introduced to the Senate,

sixteen eighth grade students from St. Ann's School, Independence; and Melissa Forcum, Nikki Jo Reed and Mike Rust were made honorary pages.

Senator Singleton introduced to the Senate, Tom Gousch and Ron Langford, Webb City.

Senator Graves introduced to the Senate, Shelly Deen, thirty-three fourth and fifth grade students and eight adults from South Nodaway Elementary School, Guilford.

Senator Maxwell introduced to the Senate, his daughter, Megan, Gina Gilman and twenty-five students from McMillan School, Mexico; and Megan and Emily Terry were made honorary pages.

Senator Maxwell introduced to the Senate, Brandie Baker, Holliday.

Senator Maxwell introduced to the Senate, Charles Rosenkraus, Brenda Vaughn, Marilyn Rosenkraus and Kay Gray, Paris; David Hill, Palmyra; Cyndy Coleman, Holli Coleman and Jacquie Stuart, Perry; Rosalin and Jerry Caldwell, Kirksville; David Penn, Karen Conley, Ken Keller, Marge Keller and Elaine Cornett, Mexico; Dick Wones, Macon; Dolores R. Hampton, Novinger; Joann Sadler, Monticello; Marian Walter, Canton; Jerry Connor, Greentop; Marilyn O'Bannon, Madison; and Andrea Peiter, Shelbina.

Senator Sims introduced to the Senate, Sierra Rayford, Brittany Moore, Daneitria Williams, Val Williams and Sharon Williams, St. Louis; and Sierra, Brittany and Daneitria were made honorary pages.

Senator Singleton introduced to the Senate, his daughter, Catherine, and Angela Anderson, Seneca; and Emily and David Drake, Joplin.

Senator Caskey introduced to the Senate, Katie Dyer and forty eighth grade students from Cass-Midway School, Cleveland.

Senator Quick introduced to the Senate, Girl Scout Troop 1904, Clay County.

Senator Flotron introduced to the Senate, Art Busekist and sixteen students from St. Louis; and Daniel Bogard, Lara Hause, Brian McNearney and Meghana Patel were made honorary pages.

Senator Childers introduced to the Senate, Vicki May, Stone County.

Senator Russell introduced to the Senate, Lee Eaton, Paula Childers and forty-one seventh grade students from Joel E. Barber C-5 School, Lebanon; and Kara Childers, Aron Koch and Joe Muscia were made honorary pages.

Senator Bentley introduced to the Senate, forty girls from around the state present for "Take Your Daughter To Work Day".

Senator Flotron introduced to the Senate, forty tenth grade students from Pattonville High School, St. Louis.

Senator Flotron introduced to the Senate, one hundred twenty-five fourth grade students from Highcroft Ridge Elementary School, Chesterfield.

Senator Jacob introduced to the Senate, the University of Missouri-Columbia Athletic Director, Mike Alden; Head Football Coach, Larry Smith; Associate Athletics Director, Sarah Reesman; Associate Director for External Affairs, Mario Moccia; Coordinator for the Tiger Development Fund, Ross Bjork; Head Women's Soccer Coach, Bryan Blitz; and members of the Football Team: Kent Layman, Julian Jones, Carlos Posey, Rob Riti, Jeff Marriott and Barry Odom.

Senator Kinder introduced to the Senate, twenty-six eighth grade students from Immaculate Conception School, Jackson.

On behalf of Senator Wiggins, the President introduced to the Senate, Sean Cutburth, Mario Florido, Daniel Graves and Howard Carney, Kansas City.

Senator Rohrbach introduced to the Senate, Anna Rhoads, Jefferson City; and Anna was made an honorary page.

Senator Bentley introduced to the Senate, David and Nancy Eslick, Springfield.

On behalf of Senator Russell and himself, Senator Childers introduced to the Senate, forty-five seventh and eighth grade students from Skyline R-II School, Norwood.

Senator Singleton introduced to the Senate, Adolfo Castillo, Joplin.

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



SENATE CALENDAR

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FIFTY-SEVENTH DAY—WEDNESDAY, APRIL 21, 1999

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HS for HB 492-Hosmer  
HS for HCS for HBs 718,  
225, 876 & 838-Harlan  
HCS for HBs 192 & 945  
HB 277-Carter

HCS for HBs 430 & 648  
HCS for HB 780  
HCS for HB 673  
HB 133-Crump

THIRD READING OF SENATE BILLS

- |  |   |
|--|---|
| 1. SJR 17-Mueller<br>(In Budget Control)           | 5. SCS for SBs 392, 393 & 267-Goode<br>(In Budget Control)                      |
| 2. SB 472-House<br>(In Budget Control)             | 6. SS for SCS for SBs 347,<br>40, 241 & 301-House<br>(In Budget Control)        |
| 3. SCS for SB 440-Schneider<br>(In Budget Control) | 7. SS for SCS for SBs 1, 92, 111,<br>129 & 222-Schneider<br>(In Budget Control) |
| 4. SCS for SB 377-Howard<br>(In Budget Control)    |   |

SENATE BILLS FOR PERFECTION

- |  |   |
|--|---|
| 1. SB 374-Mathewson, with SCS                  | 7. SJR 16-Schneider,<br>with SCS          |
| 2. SB 274-House, et al,<br>with SCS            | 8. SB 98-Kenney                           |
| 3. SBs 18, 49 & 167-<br>Goode, et al, with SCS | 9. SJR 29-Caskey                          |
| 4. SBs 398 & 376-Maxwell,<br>with SCS          | 10. SB 16-Mathewson,<br>et al, with SCA 1 |
| 5. SB 507-Childers                             | 11. SB 52-Klarich and Flotron             |
| 6. SB 413-Johnson, et al                       | 12. SB 236-Stoll                          |
|  | 13. SB 447-Stoll                          |

## HOUSE BILLS ON THIRD READING

- |  |   |
|--|---|
| 1. HB 857-Monaco, et al<br>(Caskey)                    | 10. HB 468-Koller, with<br>SCS (Staples)                  |
| 2. HCS for HB 343, with<br>SCS (Caskey)                | 11. HCS for HB 676, with<br>SCS (Stoll)                   |
| 3. HS for HCS for HB 274-<br>May (108th) (Schneider)   | (In Budget Control)                                       |
| (In Budget Control)                                    | 12. HS for HB 162-<br>Luetkenhaus (House)                 |
| 4. HCS for HB 814, with<br>SCS (Quick)                 | 13. HB 65-O'Toole and May<br>(108th), with SCS            |
| 5. HS for HCS for HB 618-Harlan,<br>with SCS (Maxwell) | (Scott)   |
| 6. HCS for HB 888, with<br>SCS (Mathewson)             | 14. HB 779-Skaggs, with SCS                               |
| (In Budget Control)                                    | 15. HS for HCS for HBs 427,<br>40, 196 & 404-Luetkenhaus, |
| 7. HCS for HB 349, with<br>SCS (Clay)                  | with SCS (House)  |
| 8. HJR 5-Barry, et al,<br>with SCA 1 (Stoll)           | 16. HS for HB 516-Gaw,<br>with SCS (Jacob)                |
| 9. HS for HB 450-Relford,<br>with SCS (Maxwell)        | (In Budget Control)                                       |
| (In Budget Control)                                    | 17. HCS for HB 139, with SCS                              |

## INFORMAL CALENDAR

## THIRD READING OF SENATE BILLS

SCS for SB 425-Stoll, et al

## SENATE BILLS FOR PERFECTION

- |  |   |
|--|---|
| SB 5-Wiggins, with SS (pending)                                  | SB 97-Maxwell and Sims                                |
| SB 30-Howard, with SCS<br>(pending)                              | SB 179-Goode, with SA 3 &<br>SSA 1 for SA 3 (pending) |
| SBs 75, 381 & 204-Wiggins,<br>with SCS & SS for SCS<br>(pending) | SB 203-Wiggins  |
| SB 78-Russell, with SA 4<br>(pending)                            | SB 208-House, with SCS &<br>SS for SCS (pending)      |
|  | SB 235-Stoll, with SS &<br>SA 2 (pending)             |

SB 316-Schneider and  
Ehlmann

SB 318-Jacob, et al, with  
SCS & SS for SCS  
(pending)

SB 336-Caskey

SB 339-Howard and Sims,  
with SCS & SS#2 for  
SCS (pending)

SB 345-Johnson, with SS  
(pending)

SB 397-Maxwell, with SCS

SB 417-Quick, with SS#2 &  
SA 1 (pending)

SBs 429, 430 & 407-Jacob,  
with SCS & SA 2  
(pending)

# Unofficial

## CONSENT CALENDAR

### House Bills

#### Reported 4/6

HB 366-Hartzler (123rd),  
with SCS (Caskey)

HB 776-McBride (Maxwell)

HB 795-Kennedy and Crawford,  
with SCS (Scott)

HB 853-Seigfreid, with  
SCA 1 (Mathewson)

HB 464-Richardson, with  
SCS (Howard)

HB 514-Franklin (Stoll)

HB 662-Crump (Scott)

HB 920-Farnen, with SCA 1  
(Maxwell)

HB 778-Luetkenhaus  
(House)

HB 282-Clayton (Wiggins)

HB 445-Auer, with SCA 1  
(Jacob)

HB 478-Ward, et al (Scott)

HB 35-Campbell, with SCS  
(Johnson)

HB 834-Crump (Staples)

HB 518-Ross, with SCA 1  
(Mathewson)

HB 708-Meredith, et al  
(Johnson)

HB 800-Linton (Klarich)

HB 791-Wagner (Russell)

#### Reported 4/12

HB 570-Rizzo (DePasco)

HB 476-Hegeman, with SCS  
(Johnson)

HB 528-Chrismer (Ehlmann)

HB 789-Berkstresser and  
Bartelsmeyer, with SCS  
(Childers)

HB 930-Ward, et al (Stoll)

HB 271-Clayton (Maxwell)

HB 721-Barry, with SCS  
(Howard)

HB 893-Murray, et al,  
with SCA 1 (Maxwell)

HB 94-Clayton (Wiggins)

HB 358-Hosmer (Singleton)

HB 185-Lakin, with SCA 1  
(Sims)

HB 290-Champion (Bentley)

HB 517-Backer, et al  
(Staples)

HB 646-Hampton, et al  
(Staples)

HB 678-Leake and Koller  
(Mathewson)

HB 34-Auer, with SCA 1  
(Mueller)

HB 915-Mays (50th) and  
Legan (Maxwell)

HB 145-Wiggins (Maxwell)

HB 216-Parker (Maxwell)

#### Reported 4/13

HB 328-Parker (Caskey)

HB 136-Smith (Caskey)

HB 39-Dougherty, with SCS  
(Maxwell)

HB 929-Griesheimer  
(Klarich)

HB 453-Gross (Yeckel)

HB 568-May (108th)  
(Schneider)

HB 861-Griesheimer and  
Murray (Sims)

HB 965-Wilson (Bentley)

HB 201-Boucher (Caskey)

HB 352-Foley, et al, with  
SCA 1 (House)

HB 402-Relford, et al  
(Mathewson)

HB 748-O'Toole and May  
(108th) (Scott)

HB 775-Hosmer, with SCS  
(Bentley)

HB 796-Smith (Jacob)

HB 987-Backer (Mathewson)

HB 607-Wilson, et al  
(Jacob)

HB 265-Smith (Caskey)

HB 79-Ransdall and Gaw,  
with SCS (Maxwell)

HB 867-McKenna, with  
SCA 1 (Scott)

HB 979-Auer (Scott)

HB 152-Leake, et al, with  
SCS (Maxwell)

#### Reported 4/14

HB 327-Parker (Caskey)

HB 268-Crawford, et al  
(Caskey)

HS for HCS for HB 256-

George (Caskey)

HB 792-Kissell & McKenna,  
with SCS (Mathewson)

HB 261-Auer (Scott)

HB 346-Thompson (37th)  
(Wiggins)  
HB 300-Green (Staples)  
HB 452-Boatright, et al  
(Mathewson)

HB 680-Leake, et al, with  
SCA 1 (Stoll)  
HB 903-Auer (Jacob)  
HB 926-Liese and Ward  
(Jacob)

Reported 4/15

HB 326-Parker (Stoll)  
HB 415-Vogel and Gratz,  
with SCA 1 (Maxwell)  
HB 812-Berkowitz, et al,  
with SCS (Maxwell)  
HB 866-Treadway, with SCS  
(Scott)

HB 548-Kennedy, with SCS  
(Wiggins)  
HB 988-Backer (Wiggins)  
HB 399-Bray (Wiggins)  
HB 472-Nordwald (House)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 10-Scott, with HCA 1  
SB 17-Staples, with HCA 1  
SB 169-Maxwell, with  
HCA 1

SCS for SBs 240, 226 &  
229-DePasco, with HCS  
SCS for SB 275-Caskey,  
with HCS

BILLS IN CONFERENCE AND BILLS  
CARRYING REQUEST MESSAGES

In Conference

HCS for HB 2, with SCS  
(Goode)  
HCS for HB 3, with SCS  
(Goode)  
HCS for HB 4, with SCS,  
as amended (Goode)  
HCS for HB 5, with SCS,  
as amended (Goode)  
HCS for HB 6, with SCS,  
as amended (Goode)

HCS for HB 7, with SCS  
(Goode)  
HCS for HB 8, with SCS  
(Goode)  
HCS for HB 9, with SCS  
(Goode)  
HCS for HB 10, with SCS,  
as amended (Goode)  
HCS for HB 11, with SCS,  
as amended (Goode)

HCS for HB 12, with SCS  
(Goode)  
HB 248-Kissell, with SCS  
(Westfall)

HCS for HB 348, with SCS  
(Caskey)

Requests to Recede or Grant Conference

SB 291-Caskey, with HS  
for HCS, as amended  
(Senate requests House  
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)

RESOLUTIONS

SR 359-Ehlmann

SCR 9-Mueller

To be Referred

HCS for HCRs 24 & 15  
HCR 16-Leake

HCS for HCR 29  
HCR 30-Clayton

Reported from Committee

HCR 11-Mays (Goode)

HCR 9-Bonner (DePasco)