

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-EIGHTH DAY—THURSDAY, MARCH 8, 2001

The Senate met pursuant to adjournment.

President Maxwell in the Chair.

Reverend Carl Gauck offered the following prayer:

“All the ends of the earth shall remember and turn to the Lord; and all the families of the nations shall worship before him.” (Psalm 22:27)

Almighty God, as we conclude this week we are mindful of the mission we have to all Your people and what we can assist with here in Missouri. Let us experience Your claiming Word on us as well as others and express that love as You would have us perform it. And we pray for Doris Mathewson as she undergoes surgery this morning - guide the hand and mind of the surgeons and those who care for her. And may Your healing touch and power bring her a fast recovery. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Dougherty
Foster	Gibbons	Goode	Gross
House	Jacob	Johnson	Kenney
Kinder	Klarich	Klindt	Loudon
Quick	Rohrbach	Russell	Schneider

Scott	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—33			

Absent with leave—Senator Mathewson—1

The Lieutenant Governor was present.

CONCURRENT RESOLUTIONS

Senators Goode and Russell offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 27

WHEREAS, it is in the best interest of the State of Missouri, as an employer, to recruit and retain a high performance workforce; and

WHEREAS, the State of Missouri has established a benefits policy that encourages employees to continue in state employment with a career goal of 30 years of state service; and

WHEREAS, the State of Missouri has adopted specific benefit incentives associated with achieving this objective, which include:

a) Creating a comprehensive benefits package that is externally competitive with the marketplace, and that is internally equitable;

b) Implementing a benefits package that provides employees with options for meeting their individual and family needs, and yet assures that basic levels of health care coverage will be maintained;

c) Ensuring equitable employer contributions for health care coverage for all state employees, retirees and dependents that assures high quality care in a cost-effective manner; and

d) Allowing career state employees to maintain a reasonable standard of living at retirement; and

WHEREAS, achieving benefit equity and adequacy in the retiree health care area necessitates a subsidy which is dependent

upon the length of state service rendered by former employees; and

WHEREAS, such state subsidy for retiree medical coverage would ensure that quality health care services are available to both the highest and lowest paid former employees:

NOW THEREFORE BE IT RESOLVED by the Missouri Senate, the House of Representatives concurring therein, that the State of Missouri hereby wishes to reward employees who make a career of state service through equitable retiree health care subsidies; and

BE IT FURTHER RESOLVED that, within the constraints of the available appropriations, the state contribution for medical coverage for retirees should be based upon a formula that has a direct relationship between the amount of the state subsidy and each retiree's length of service with the state, provided that any subsidy for retiree dependent coverage should be based upon a similar formula, but should not exceed the average state subsidy provided for dependents of active employees; and

BE IT FURTHER RESOLVED that former state employees who retired prior to the effective date of this policy may receive a state subsidy, depending on Medicare eligibility and available appropriations, of no less than the dollar amount subsidy resulting from the amount appropriated to the plan for calendar year 2001; and

BE IT FURTHER RESOLVED that it is recommended that the health care coverage for state retirees be based upon a service-based subsidy rate formula subject to available appropriations and is consistent with the goals that are established in the state's retirement plans.

THIRD READING OF SENATE BILLS

SB 151, with **SCS**, introduced by Senator Childers, entitled:

An Act to amend chapter 379, RSMo, by adding thereto three new sections relating to motor vehicle insurance.

Was called from the Consent Calendar and taken up.

SCS for SB 151, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 151

An Act to amend chapter 379, RSMo, by adding thereto three new sections relating to motor vehicle insurance.

Was taken up.

Senator Childers moved that **SCS for SB 151** be adopted, which motion prevailed.

On motion of Senator Childers, **SCS for SB 151** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Dougherty
Foster	Gibbons	Goode	Gross
House	Jacob	Johnson	Kenney
Kinder	Klarich	Klindt	Loudon
Rohrbach	Russell	Schneider	Scott
Sims	Singleton	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—32

NAYS—Senators—None

Absent—Senator Quick—1

Absent with leave—Senator Mathewson—1

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

REPORTS OF STANDING COMMITTEES

Senator Kinder, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports:

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Peter N. Brown, as a member of the Tourism Commission, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Russell moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Also,

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of George A. Lodes, as a member

of the Elevator Safety Board, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Yeckel moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Also,

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Ernie Brown, as a member of the Air Conservation Commission, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Kinder moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Dana Katherine Martin, as Director of the Department of Social Services, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Rohrbach moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Also,

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Nanci A. Bobrow, as a member of the Children's Trust Fund Board, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Dougherty moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Also,

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of George A. Pipes, D.O., as a member of the State Board of Registration for the Healing Arts, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Cauthorn moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Also,

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Elizabeth K. Grove, as a member of the Safe Drinking Water Commission, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Cauthorn moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Senator Childers assumed the Chair.

RESOLUTIONS

Senator House offered Senate Resolution No. 309, regarding Rose Mundwiller, St. Peters, which was adopted.

Senators Wiggins and Jacob offered the following resolution, which was adopted:

SENATE RESOLUTION NO. 310

WHEREAS, it is with special pleasure that the members of the Missouri Senate pause to recognize a remarkable Missourian whose strong commitment and steadfast dedication to public service have earned him the respect and admiration of all his fellow citizens; and

WHEREAS, Roger B. Wilson, an esteemed resident of Columbia, Missouri, has been selected as the proud recipient of the 2000-2001 Citizen of the Year award, a tremendous honor bestowed upon him by Columbia Lodge #594 Benevolent and Protective Order of Elks; and

WHEREAS, a strong advocate of issues affecting education, the elderly, and the disabled, Roger Wilson received the Citizen of the Year award because of his continuous display of the Order's

cardinal principles of Charity, Justice, Brotherly Love, and Fidelity while diligently representing the citizenry of Columbia, Boone County, and the entire Show-Me State; and

WHEREAS, Roger Wilson is greatly admired for his establishment of and subsequent work with The Missouri 10-33 Benevolent Foundation, Inc., a non-profit corporation created to provide financial assistance to families of public safety and law enforcement officers who have died in the line of duty; and

WHEREAS, Roger Wilson has received various other coveted awards and accolades that include the St. Louis Globe-Democrat Meritorious Public Service Award, the National Conference of State Legislatures Distinguished Legislator Award, and the 1977 American Legion Department of Missouri Legislative Award, just to name a few; and

WHEREAS, Mr. Wilson boasts an impressive record of achievement that includes the important roles he played as Boone County Collector, State Senator of the 19th District, Lieutenant Governor, and Governor of the State of Missouri, the responsibilities of which high office he assumed following the tragic death of Governor Mel Carnahan on October 16, 2000; and

WHEREAS, it is entirely fitting and proper that this legislative body should pay tribute to Roger Wilson, an outstanding individual and dedicated public servant whose unwavering commitment to his community, state, and nation continues to serve as an inspiration to all those who know and love him:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninety-first General Assembly, unanimously join in extending our most hearty and robust congratulations to Roger Wilson at this proud moment of well-deserved distinction, and in wishing him only the very best of success in all his future endeavors; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for 2000-2001 Citizen of the Year, Roger B. Wilson of Columbia.

REFERRALS

President Pro Tem Kinder referred **SS** for **SB 220** and **SS No. 2** for **SCS** for **SBs 39** and **269** to the Committee on State Budget Control.

CONCURRENT RESOLUTIONS

Senator Caskey moved that **SCR 8** be taken up for 3rd reading and final passage, which motion prevailed.

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

SENATE AMENDMENT NO. 1

Amend Senate Concurrent Resolution No. 8, Page 1, Line 21, by adding after the end of said line

the following:

“Be it further resolved that the recognition in no way is intended to aid in enabling establishment of any tribal casinos in Missouri, and if used in such manner this resolution is of no force and effect; and”.

Senator Rohrbach moved that the above amendment be adopted.

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

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

SENATE AMENDMENT NO. 2

Amend Senate Concurrent Resolution No. 8, Page 1, Line 19, by adding after the end of said line the following:

“Be it further resolved that this recognition is in no way intended to aid in any way in enabling establishment of any tribal casinos or in earning gaming approval of any kind, and if so used this resolution is of no force and effect; and”.

Senator Rohrbach moved that the above amendment be adopted.

At the request of Senator Caskey, **SCR 8**, with **SA 2** (pending), was placed on the Resolution Calendar.

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

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

YEAS—Senators

Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Foster
Gibbons	Goode	Gross	House
Jacob	Johnson	Kenney	Kinder
Klarich	Klindt	Loudon	Quick
Rohrbach	Russell	Schneider	Scott
Sims	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senators—None

Absent—Senators

Dougherty	Singleton—2
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Absent with leave—Senator Mathewson—1

Senator Foster moved that **SCR 13** be taken up for adoption, which motion prevailed.

Senator Foster offered **SS** for **SCR 13**:

SENATE SUBSTITUTE FOR
SENATE CONCURRENT RESOLUTION NO. 13

WHEREAS, the United States Fish and Wildlife Service has recommended that the United States Army Corps of Engineers implement the so-called "spring rise-split season" plan for operation of the Missouri River mainstem reservoir system; a plan which would result in an increase in the flow of the Missouri River in the spring, and a reduction of the flow in the summer of each year, purportedly to improve habitat for the threatened and endangered pallid sturgeon, least tern and piping plover; and

WHEREAS, additional changes under consideration by the United States Army Corps of Engineers to the Missouri River Master Manual would result in the storage of more water in the upstream reservoirs while decreasing the amount of water available downstream for designated uses, and these changes would shorten the navigation season on the Missouri River by twenty-seven days in November and put at risk Mississippi River navigation as well; and

WHEREAS, analysis of the proposed changes by the state of Missouri and the United States Army Corps of Engineers has indicated these changes will fail to improve and will potentially diminish habitat for the species in question, will increase the risk of flooding along the Missouri River, will result in a decrease in river levels in early summer and fall which will impact navigation and other designated uses on the Missouri and Mississippi Rivers; and

WHEREAS, habitat restoration along the lower Mississippi River has demonstrated great success in aiding the recovery of these species and a similar approach should be given the opportunity to succeed on the Missouri River; and

WHEREAS, these plans have the potential for severe impact on any industry which uses the Missouri River or Mississippi River to transport products and the potential increase risk of flooding in river communities and on farm land in the Missouri and lower Mississippi River basins; and

WHEREAS, these proposals do not adequately address the concerns and needs of states in the lower Missouri and Mississippi River basin, and will not realize the purported benefit of increasing habitat for endangered species; and

WHEREAS, the Missouri departments of natural resources, conservation and transportation have opposed these plans and have informed the Fish and Wildlife Service and the United States Army Corps of Engineers of their concerns regarding the potential impact on the state's river communities, lands, businesses and wildlife habitat:

NOW, THEREFORE, BE IT RESOLVED by the Missouri Senate, Ninety-first General Assembly, First Regular Session, the House of Representatives concurring therein, hereby urge the Governor to protest against any proposals that would so negatively

impact beneficial uses of the lower Missouri Mississippi Rivers and would not significantly improve conditions for the species of concern; and

BE IT FURTHER RESOLVED that the members of the General Assembly urge the Department of Natural Resources, the Department of Conservation and the Department of Transportation to continue to insist that any plan involving the operations of the Missouri River improve the Missouri River for all beneficial uses and be sure any river management changes consider all based on sound science; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for the United States Fish and Wildlife Service, the United States Army Corps of Engineers, the Governor of Missouri, the Director of the Department of Natural Resources, the Director of the Department of Conservation and the Director of Transportation.

Senator Foster moved that **SS** for **SCR 13** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bland	Carter	Caskey	Cauthorn
Childers	DePasco	Dougherty	Foster
Gibbons	Goode	Gross	House
Jacob	Johnson	Kenney	Kinder
Klarich	Klindt	Loudon	Quick
Rohrbach	Russell	Schneider	Scott
Sims	Singleton	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senators—None

Absent—Senators

Bentley Staples—2

Absent with leave—Senator Mathewson—1

Senator Yeckel moved that **SCR 16** be taken up for adoption, which motion prevailed.

On motion of Senator Yeckel, **SCR 16** was adopted by the following vote:

YEAS—Senators

Bland	Carter	Caskey	Cauthorn
Childers	DePasco	Dougherty	Foster
Gibbons	Goode	Gross	House
Jacob	Johnson	Kenney	Kinder
Klarich	Klindt	Loudon	Quick
Rohrbach	Russell	Schneider	Scott
Sims	Singleton	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—32

NAYS—Senators—None

Absent—Senator Bentley—1

Absent with leave—Senator Mathewson—1

Senator Goode moved that **SCR 18** be taken up for adoption, which motion prevailed.

On motion of Senator Goode, **SCR 18** was adopted by the following vote:

YEAS—Senators			
Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Foster
Gibbons	Goode	Gross	House
Jacob	Kenney	Kinder	Klarich
Klindt	Loudon	Quick	Russell
Scott	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—29			

NAYS—Senator Rohrbach—1

Absent—Senators

Dougherty Johnson Schneider—3

Absent with leave—Senator Mathewson—1

Senator Kinder moved that **SCR 20** be taken up for adoption, which motion prevailed.

On motion of Senator Kinder, **SCR 20** was adopted by the following vote:

YEAS—Senators			
Bentley	Carter	Caskey	Cauthorn
Childers	DePasco	Foster	Gibbons
Goode	Gross	House	Jacob
Johnson	Kenney	Kinder	Klarich
Klindt	Loudon	Quick	Rohrbach
Russell	Schneider	Scott	Sims
Singleton	Staples	Steelman	Stoll
Westfall	Wiggins	Yeckel—31	

NAYS—Senator Bland—1

Absent—Senator Dougherty—1

Absent with leave—Senator Mathewson—1

THIRD READING OF SENATE BILLS

SB 32, introduced by Senator Kinder, entitled:

An Act to repeal section 162.790, RSMo 2000, relating to state funding for the education of certain disabled students, and to enact in lieu thereof one new section relating to the same subject.

Was taken up.

On motion of Senator Kinder, **SB 32** was read the 3rd time and passed by the following vote:

YEAS—Senators			
Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Dougherty
Foster	Gibbons	Goode	Gross
House	Jacob	Johnson	Kenney
Kinder	Klarich	Klindt	Loudon
Quick	Rohrbach	Russell	Schneider
Scott	Sims	Singleton	Staples
Steelman	Stoll	Westfall	Wiggins
Yeckel—33			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Mathewson—1

The President declared the bill passed.

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

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

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

SB 123, introduced by Senator Kinder, entitled:

An Act to repeal section 21.750, RSMo 2000, relating to rights of political subdivisions, and to enact in lieu thereof one new section relating to the same subject.

Was taken up.

On motion of Senator Kinder, **SB 123** was read the 3rd time and passed by the following vote:

YEAS—Senators			
Bentley	Caskey	Cauthorn	Childers
Foster	Gibbons	Gross	House
Kenney	Kinder	Klarich	Klindt
Loudon	Rohrbach	Russell	Sims

Singleton	Staples	Steelman	Stoll
Westfall	Yeckel—22		

NAYS—Senators

Bland	Carter	DePasco	Dougherty
Goode	Jacob	Johnson	Quick
Schneider	Scott	Wiggins—11	

Absent—Senators—None

Absent with leave—Senator Mathewson—1

The President declared the bill passed.

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

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

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

SS for **SB 244**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 244

An Act to amend chapters 302 and 431, RSMo, by adding thereto two new sections relating to the nonpayment of goods and services.

Was taken up by Senator Staples.

On motion of Senator Staples, **SS for SB 244** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bentley	Bland	Carter	Caskey
Cauthorn	Childers	DePasco	Dougherty
Foster	Gibbons	Goode	Gross
House	Johnson	Kenney	Kinder
Klarich	Klindt	Loudon	Quick
Rohrbach	Russell	Schneider	Scott
Sims	Singleton	Staples	Steelman
Stoll	Westfall	Wiggins	Yeckel—32

NAYS—Senators—None

Absent—Senator Jacob—1

Absent with leave—Senator Mathewson—1

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

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 80**, entitled:

An Act to amend chapter 70, RSMo, relating to multijurisdictional antifraud enforcement, by adding thereto four 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 **HCS for HB 50**, entitled:

An Act to repeal section 167.645, RSMo 2000, relating to promotion of students, and to enact in lieu thereof three new sections relating to the same subject, with an emergency clause.

Emergency clause adopted.

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 194**, entitled:

An Act to repeal sections 173.260, 174.450, 174.610, 174.620 and 175.021, RSMo 2000, relating to certain institutions of higher education, and to enact in lieu thereof fourteen 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 **HS** for **HB 287**, entitled:

An Act to amend chapter 221, RSMo, by adding thereto five new sections relating to jails and jailers.

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 218**, entitled:

An Act to repeal sections 172.037, 172.360, 174.610, 174.620, 175.020 and 175.021, RSMo 2000, relating to public schools, and to enact in lieu thereof fifteen new sections relating to the same subject.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SECOND READING OF SENATE BILLS

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

SB 591—Local Government and Economic Development.

SB 592—Judiciary.

SB 593—Interstate Cooperation.

SB 594—Appropriations.

SB 595—Education.

SB 596—Labor and Industrial Relations.

SB 597—Public Health and Welfare.

SB 598—Education.

SB 600—Public Health and Welfare.

SB 601—Local Government and Economic Development.

SB 602—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 603—Education.

SB 604—Ways and Means.

SRB 606—Rules, Joint Rules, Resolutions and Ethics.

SB 607—Education.

SB 608—Civil and Criminal Jurisprudence.

SB 609—Civil and Criminal Jurisprudence.

SB 610—Local Government and Economic Development.

SB 611—Transportation.

SB 612—Transportation.

SB 613—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 614—Education.

SB 615—Agriculture, Conservation, Parks and Tourism.

SB 616—Education.

SB 617—Local Government and Economic Development.

SB 618—Financial and Governmental Organization, Veterans' Affairs and Elections.

SB 620—Ways and Means.

SB 621—Ways and Means.

SB 622—Civil and Criminal Jurisprudence.

SB 623—Transportation.

SB 624—Local Government and Economic Development.

SB 625—Local Government and Economic Development.

SB 626—Local Government and Economic Development.

SB 628—Judiciary.

SB 629—Civil and Criminal Jurisprudence.

SB 630—Education.

President Pro Tem Kinder assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Rohrbach, Chairman of the Committee on Insurance and Housing, submitted

the following report:

Mr. President: Your Committee on Insurance and Housing, to which was referred **SB 193**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Westfall, Chairman of the Committee on Transportation, submitted the following report:

Mr. President: Your Committee on Transportation, to which were referred **SB 459**, **SB 305**, **SB 396** and **SB 450**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Westfall, Chairman of the Committee on Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on Civil and Criminal Jurisprudence, to which were referred **SB 69** and **SB 458**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Education, to which was referred **SB 68**, begs leave to report that it has considered the same and recommends that the bill do pass, with Senate Committee Amendments Nos. 1 and 2.

SENATE COMMITTEE AMENDMENT NO. 1

Amend Senate Bill No. 68, Page 4, Section 163.031, Line 110, by inserting after "district" the following: "**which levies, in the current year, an equalized, adjusted operating levy for school purposes which is no less than two dollars and seventy-five cents per one hundred dollars assessed valuation**".

SENATE COMMITTEE AMENDMENT NO. 2

Amend Senate Bill No. 68, Page 4, Section 163.031, Line 111, by striking "1992-93" and inserting in lieu thereof the following: "**2000-01**"; and further amend lines 115-116, by striking "1992-93" and inserting in lieu thereof the following: "**2000-01**".

Senator Sims, Chairman of the Committee on Aging, Families and Mental Health, submitted the following report:

Mr. President: Your Committee on Aging, Families and Mental Health, to which was referred **SB 60**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Childers, Chairman of the Committee on Local Government and Economic Development, submitted the following report:

Mr. President: Your Committee on Local Government and Economic Development, to which were referred **SB 347** and **SB 487**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Yeckel, Chairman of the Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, submitted the following report:

Mr. President: Your Committee on Financial and Governmental Organization, Veterans' Affairs and Elections, to which was referred **SB 385**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Steelman, Chairman of the Committee on Commerce and Environment, submitted the following report:

Mr. President: Your Committee on Commerce and Environment, to which was referred **SB 331**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Gibbons, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which were referred **SB 5** and **SB 21**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 373**, begs leave

to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Gross, Chairman of the Committee on Pensions and General Laws, submitted the following report:

Mr. President: Your Committee on Pensions and General Laws, to which were referred **SB 433** and **SB 248**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Foster, Chairman of the Committee on Agriculture, Conservation, Parks and Tourism, submitted the following report:

Mr. President: Your Committee on Agriculture, Conservation, Parks and Tourism, to which was referred **SB 462**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Loudon, 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 428**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Singleton, Chairman of the Committee on Public Health and Welfare, submitted the following report:

Mr. President: Your Committee on Public Health and Welfare, to which was referred **SB 27**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Kenney, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 22**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 23**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 25**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass, with Senate Committee Amendment No. 1.

SENATE COMMITTEE AMENDMENT NO. 1

Amend Senate Concurrent Resolution No. 25, Page 386 of the Senate Journal for Thursday, March 1, 2001, Column 1, Line 16 of said column, by striking the word "either".

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 16**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 381**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Steelman offered Senate Resolution No. 311, regarding Rolla Middle School, which was adopted.

Senator Steelman offered Senate Resolution No. 312, regarding Rolla High School, which was adopted.

Senator Klindt offered Senate Resolution No. 313, regarding Tom Mock, Trenton, which was adopted.

Senator Scott offered Senate Resolution No. 314, regarding Sergeant James R. Wurm, St. Louis, which was adopted.

COMMUNICATIONS

President Pro Tem Kinder submitted the following:

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101
Dear Ms. Spieler:

Please be advised that I am hereby appointing Senator Wayne Goode to serve on the Joint Committee on Capital Improvements and Leases Oversight (RSMo 21.530).

If I can be of any assistance please do not hesitate to contact me.

Sincerely,
/s/ Peter Kinder
PETER D. KINDER
President Pro Tem

Also,

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101
Dear Ms. Spieler:

Please be advised that I am hereby appointing Senator John T. Russell to serve on the Joint Committee on Capital Improvements and Leases Oversight (RSMo 21.530). Senator Russell will serve as Chairman of this committee.

If I can be of any assistance please do not hesitate to contact me.

Sincerely,
/s/ Peter Kinder
PETER D. KINDER
President Pro Tem

Also,

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101
Dear Ms. Spieler:

Please be advised that I am hereby appointing Senator Larry Rohrbach to serve as Vice-Chairman on the Joint Committee on Public Employee Retirement (RSMo 21.553).

If I can be of any assistance please do not hesitate to contact me.

Sincerely,
/s/ Peter Kinder
PETER D. KINDER
President Pro Tem

Also,

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Spieler:

Please be advised that I am hereby reappointing Senator Ronnie DePasco to serve on the Joint Committee on Corrections (RSMo 21.440).

If I can be of any assistance please do not hesitate to contact me.

Sincerely,
/s/ Peter Kinder
PETER D. KINDER
President Pro Tem

Also,

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Spieler:

Please be advised that I am hereby appointing the "Select" Committee on Redistricting to consist of the following members:

- Senator David Klindt, Chairman
- Senator Mike Gibbons, Vice-Chairman
- Senator Bill Foster, Member
- Senator Steve Stoll, Member
- Senator Harry Wiggins, Member

If I can be of any assistance please do not hesitate to contact me.

Sincerely,
/s/ Peter Kinder
PETER D. KINDER
President Pro Tem

Also,

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Spieler:

Please be advised that I am hereby appointing Senator Ed Quick to serve on the Joint Committee on Corrections (RSMo 21.440).

If I can be of any assistance please do not hesitate to contact me.

Sincerely,
/s/ Peter Kinder
PETER D. KINDER
President Pro Tem

Senator Kenney submitted the following:

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol Building
Jefferson City, MO 65101
Dear Ms. Spieler:

In accordance with the provisions of Senate Rule 45, I request that the following bills be removed from the consent calendar and returned to their respective committees.

Those bills are as follows:

- SCS for SBs 215 & 440
- SB 406
- SB 421
- SCS for SB 564

Thank you for your attention to this matter.

Sincerely,
/s/ Bill Kenney
Senator Bill Kenney

Also,

March 8, 2001

Ms. Terry Spieler
Secretary of the Senate
State Capitol
Jefferson City, MO 65101
Dear Ms. Spieler:

The Rules, Joint Rules, Resolutions and Ethics Committee met today in the Senate Lounge. All members were present and voted unanimously to approve the Senate Republican Caucus.

A list of members is attached.

Sincerely,
/s/ Bill Kenney
Senator Bill Kenney

Senator Roseann Bentley	Senator John Cauthorn
Senator Doyle Childers	Senator Bill Foster

Senator Michael R. Gibbons	Senator Chuck Gross
Senator Bill Kenney	Senator Peter Kinder
Senator David Klarich	Senator David Klindt
Senator John Loudon	Senator Larry Rohrbach
Senator John T. Russell	Senator Betty Sims
Senator Marvin Singleton	Senator Sarah H. Steelman
Senator Morris Westfall	Senator Anita Yeckel

INTRODUCTIONS OF GUESTS

Senator Childers introduced to the Senate, Cy Murray, Kimberling City.

Senator Singleton introduced to the Senate, teachers and students from South Middle School, Neosho.

Senator House introduced to the Senate, Frank Thouvenot and seventy fourth grade students from Living Word Christian School, St. Charles County.

Senator Steelman introduced to the Senate, fourth grade students from Newburg Elementary School, Newburg.

Senator Schneider introduced to the Senate, Rachel Szydowski, teacher and Kristen Harvey, Amber Chipp, Audrey Menke and Kadeem McBean, students from Brown Elementary School, Florissant.

Senator Jacob introduced to the Senate, the Physician of the Day, Dr. Judy Miles, M.D., Columbia.

On motion of Senator Kenney, the Senate adjourned until 4:00 p.m., Monday, March 12, 2001.

SENATE CALENDAR

THIRTY-NINTH DAY—MONDAY, MARCH 12, 2001

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 586-Klindt

SB 599-Singleton and DePasco

HOUSE BILLS ON SECOND READING

HCS for HBs 302 & 38	HCS for HBs 144 & 46
HJR 5-Barry, et al	HS for HCS for HBs 328 &
HB 163-Berkowitz and	88-Harlan
Wagner	HCS for HB 207
HCS for HBs 205, 323 & 549	HCS for HB 567
HB 219-Townley, et al	HCS for HB 241
HCS for HBs 441, 94 & 244	HB 801-Liese and Wagner
HB 575-O'Connor, et al	HB 309-McKenna, et al
HB 621-Gratz and Vogel	HB 111-Ladd Baker
HB 288-Campbell	HB 431-Barry
HB 266-Treadway	HB 202-Rizzo
HB 236-Smith	HB 129-Van Zandt and Campbell
HB 180-Thompson, et al	HB 157-Hosmer
HB 133-Gambaro	HB 80-Ross
HB 48-Relford	HCS for HB 50
HB 78-Kennedy and	HCS for HB 194
Richardson	HS for HB 287-Williams
HB 262-Linton, et al	HB 218-Farnen, et al

THIRD READING OF SENATE BILLS

SB 97-Bentley	SS for SB 220-Kinder
(In Budget Control)	(In Budget Control)
SB 50-Childers	SS#2 for SCS for
(In Budget Control)	SBs 39 & 269-Klarich
SCS for SB 317-Stoll	(In Budget Control)
(In Budget Control)	SB 381-Klarich
SS for SB 14-Mathewson	

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------|--------------------------------|
| 1. SB 339-Stoll and | 8. SBs 22 & 106- |
| Childers, with SCA 1 | Singleton, with SCS |
| 2. SB 48-Sims, with SCS | 9. SBs 214, 124, 209 & |
| 3. SB 400-Kenney, et al | 322-Gross, et al, with SCS |
| 4. SB 374-Steelmann, with SCS | 10. SJR 9-Goode, et al |
| 5. SB 239-Stoll, with SCS | 11. SB 438-Bentley and Stoll |
| 6. SBs 238 & 250-Staples, | 12. SB 251-Kinder |
| et al, with SCS | 13. SB 375-Steelmann, with SCS |
| 7. SB 445-Singleton, with SCS | 14. SB 392-Kenney and DePasco |

- | | |
|---------------------------------------------------|-------------------------------------------------|
| 15. SB 372-Gibbons, with SCS | 24. SB 331-DePasco, et al,
with SCS |
| 16. SB 454-Kinder, with SCS | 25. SBs 5 & 21-Wiggins,
et al, with SCS |
| 17. SB 193-Rohrbach | 26. SB 373-Gibbons and
Yeckel, with SCS |
| 18. SBs 459, 305, 396 &
450-Westfall, with SCS | 27. SBs 433 & 248-Kinder
and Gross, with SCS |
| 19. SBs 69 & 458-Gross,
with SCS | 28. SB 462-Westfall |
| 20. SB 68-Gross and House,
with SCAs 1 & 2 | 29. SB 428-Loudon |
| 21. SB 60-Steelman, with SCS | 30. SB 27-Johnson and
Westfall, with SCS |
| 22. SBs 347 & 487-Caskey,
with SCS | |
| 23. SB 385-Mathewson | |

UNOFFICIAL JOURNAL

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|-----------------------------------------------------------------------|---------------------------------------------------------------|
| SBs 52 & 91-Childers,
with SCS, SA 1 & SSA 1
for SA 1 (pending) | SB 222-Caskey, with SA 1
(pending) |
| SB 65-Gibbons, with SCS | SB 226-Goode, et al, with SCS |
| SBs 67 & 40-Gross, with
SCS | SBs 253 & 260-Gross, with SCS |
| SBs 89 & 37-Kinder, with SCS | SBs 323 & 230-Childers,
et al, with SCS (pending) |
| SB 114-Loudon, with SCS,
SS for SCS & SA 1 (pending) | SBs 391 & 395-Rohrbach,
with SCS & SS for SCS
(pending) |
| SB 184-Johnson, et al,
with SS & SA 2 (pending) | |

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CONSENT CALENDAR

Senate Bills

Reported 2/5

SB 143-Childers

Reported 2/19

SB 315-Childers, with SCS

Reported 2/27

SB 135-Wiggins
(In Budget Control)
SB 422-Steelman
(In Budget Control)

SB 76-Wiggins
(In Budget Control)
SB 416-Stoll

Reported 3/5

SBs 215 & 440-Gross, with SCS
SB 443-Staples
SB 406-Westfall
SB 407-Dougherty, with SCS
SB 421-Gross
SB 435-Goode
SB 436-Goode
SB 442-Caskey

SB 491-Rohrbach, with SCS
SB 345-House
SB 191-Goode, with SCAs 1 & 2
SB 354-Johnson and Scott,
with SCS
SB 200-Sims
SB 449-Sims
SB 393-Sims, with SCS

Reported 3/6

SB 353-Johnson

SB 564-Rohrbach, et al,
with SCS

RESOLUTIONS

SR 58-Singleton

To be Referred

SCR 27-Goode and Russell

Reported from Committee

SCR 8-Caskey, with SA 2
(pending)
SCR 14-Mathewson, with SCS
SCR 17-Steelman, et al

SCR 22-Rohrbach
SCR 23-DePasco
SCR 25-Loudon, with SCA 1
HCR 16-Green and Holt

Requests to Recede or Grant Conference

SS for SCR 2-Singleton, with HCS
(Senate requests House
recede or grant conference)

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