

Journal of the Senate

SECOND REGULAR SESSION

SEVENTEENTH DAY—THURSDAY, FEBRUARY 2, 2006

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

"You have put gladness in my heart, more than when grain and wine and oil increase." (Psalm 4:7)

O God, as we complete this week and head back to those You have given us to love and who love us, make us mindful of the joy and warmth we carry in our hearts, aware that they have sacrificed for us and missed us and carried on the responsibilities we have left by our absence. And, let us find ways to honor their faithfulness and show appreciation for work they have done and help us show how much they mean to us and how much we do love them. 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 Shields announced that photographers from KRCG-TV had been given permission to take pictures in the Senate Chamber today.

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

Present—Senators

Alter Barnitz Bartle Bray

Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—33			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wheeler offered Senate Resolution No. 1924, regarding Hensley Technologies, Inc., Kansas City, which was adopted.

Senator Wheeler offered Senate Resolution No. 1925, regarding Velvet Bridge, LLC, Kansas City, which was adopted.

Senator Klindt offered Senate Resolution No. 1926, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Kenneth Nelson, which was adopted.

Senator Kennedy offered Senate Resolution

No. 1927, regarding Matthew Stuart Barnes, St. Louis County, which was adopted.

Senator Coleman offered Senate Resolution No. 1928, regarding H2O Technical Services, Incorporated, Springfield, which was adopted.

Senator Clemens offered Senate Resolution No. 1929, regarding Dristech, LLC, Nixa, which was adopted.

Senator Stouffer offered Senate Resolution No. 1930, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Bob Vandiver, Camden, which was adopted.

Senator Loudon offered Senate Resolution No. 1931, regarding Matthew Taylor Ludwig, Hazelwood, which was adopted.

Senators Days and Scott, joined by the entire membership, offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1932

WHEREAS, the members of the Missouri Senate were truly saddened by the death of social activist Coretta Scott King on Tuesday, January 31, 2006, at the age of seventy-eight; and

WHEREAS, the former Coretta Scott was born on April 27, 1927, near Marion, Alabama, into a southern culture that was steeped in racial division and inequality based upon the color of one's skin; and

WHEREAS, a classically trained opera singer, Coretta Scott was studying voice at the New England Conservatory of Music in Boston, Massachusetts, when she met Martin Luther King, Jr., who was completing a Doctor of Philosophy degree at nearby Boston University; and

WHEREAS, Coretta Scott married her beloved Martin Luther King, Jr., on June 18, 1953, at the Scott family home near Marion to begin a marital union that would be blessed with the love and affection of their four children, Yolanda Denise King, Martin Luther King, III, Dexter Scott King, and the Reverend Bernice Albertine King; and

WHEREAS, after the death of her husband at the hands of an assassin in Memphis, Tennessee, on April 4, 1968, Coretta Scott King proved that she not only married Martin Luther King, Jr., but also his cause of nonviolent protest against racial inequality in America; and

WHEREAS, Coretta Scott King was a fearless, faithful, and elegant leader in the struggle for peace in Vietnam, against apartheid in South Africa, and above all for the civil rights

embodied in the highest principles of constitutional democracy and freedom in her homeland; and

WHEREAS, Coretta Scott King was a dreamer whose strength, loyalty, and determination led to such concrete achievements as the King Center of Atlanta, which is visited by hundreds of thousands of people each year who pay their respects at the crypt of Dr. Martin Luther King, Jr.; conduct research at the library, archives, and museum; or introduce their children to an important aspect of American history:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninety-third General Assembly, join to memorialize the life and work of Coretta Scott King and to convey this legislative body's most heartfelt condolences to her family members, friends, neighbors, and colleagues who now miss her considerable warmth, strength, and light in their daily lives; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution in memory of Coretta Scott King of Atlanta, Georgia.

Senator Klindt offered Senate Resolution No. 1933, regarding the One Hundredth Anniversary of Northwest Missouri State University, Maryville, which was adopted.

Senator Griesheimer assumed the Chair.

INTRODUCTION OF BILLS

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

SB 994—By Dougherty, Coleman, Wilson, Bray and Callahan.

An Act to amend chapter 163, RSMo, by adding thereto one new section relating to state aid calculations for school districts with a higher-than-average student population with elevated blood lead levels.

SB 995—By Dougherty, Coleman, Wilson, Bray and Callahan.

An Act to amend chapters 135 and 162, RSMo, by adding thereto two new sections relating to the business and after-school partnership program.

SB 996—By Dougherty.

An Act to repeal section 99.845, RSMo, and to enact in lieu thereof two new sections relating to the St. Louis City school lead abatement and

removal fund.

SB 997—By Kennedy and Coleman.

An Act to repeal section 84.160, RSMo, and to enact in lieu thereof one new section relating to police officer compensation.

SB 998—By Champion.

An Act to repeal section 334.104, RSMo, and to enact in lieu thereof two new sections relating to collaborative arrangements with physicians.

SB 999—By Alter.

An Act to amend chapter 49, RSMo, by adding thereto one new section relating to noise ordinances.

SB 1000—By Loudon.

An Act to amend chapter 621, RSMo, by adding thereto fifteen new sections relating to a state central hearing agency, with an effective date.

SB 1001—By Griesheimer.

An Act to repeal section 302.171, RSMo, and to enact in lieu thereof one new section relating to proving lawful presence for purposes of obtaining a driver's license, with an emergency clause.

SB 1002—By Mayer.

An Act to amend chapter 242, RSMo, by adding thereto one new section relating to drainage districts.

SB 1003—By Mayer.

An Act to authorize the conveyance of certain state properties, with an emergency clause.

President Pro Tem Gibbons assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Cauthorn, Chairman of the Committee

on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SCS** for **SB 587** and **SCS** for **SB 748**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Griesheimer assumed the Chair.

THIRD READING OF SENATE BILLS

SCS for **SB 587**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 587

An Act to repeal section 488.5050, RSMo, and to enact in lieu thereof one new section relating to the DNA profiling analysis fund, with an expiration date.

Was taken up by Senator Bartle.

On motion of Senator Bartle, **SCS** for **SB 587** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—33			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Bartle, title to the bill

was agreed to.

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

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

SCS for SB 748, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 748

An Act to repeal sections 104.403 and 104.404, RSMo, and to enact in lieu thereof two new sections relating to state employee retirement incentive, with an emergency clause.

Was taken up by Senator Vogel.

On motion of Senator Vogel, SCS for SB 748 was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—33			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Alter	Barnitz	Bartle	Bray
Callahan	Cauthorn	Champion	Clemens
Coleman	Crowell	Days	Dougherty

Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer
Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler
Wilson—33			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

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

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

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

President Pro Tem Gibbons assumed the Chair.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1004—By Days.

An Act to repeal section 160.930, RSMo, and to enact in lieu thereof one new section relating to the sunset provision of the first steps program.

REPORTS OF STANDING COMMITTEES

Senator Loudon, Chairman of the Committee on Small Business, Insurance and Industrial Relations, submitted the following report:

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred SB 849, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Scott, Chairman of the Committee on Financial and Governmental Organizations and

Elections, submitted the following reports:

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 773**, 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 Financial and Governmental Organizations and Elections, to which was referred **SB 689**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 749**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 747**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 641**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 808**, begs leave to report

that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 818**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 819**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 828**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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

Mr. President: Your Committee on Ways and Means, to which was referred **SB 691**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 678**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 630**, begs leave

to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 805**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Shields, 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 25**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE COMMITTEE SUBSTITUTE FOR
SENATE CONCURRENT RESOLUTION NO. 25

WHEREAS, faith-based and community organizations are currently providing quality social services and making a positive difference in the communities they serve; and

WHEREAS, faith-based and community organizations are serving their communities in areas such as the prevention and treatment of juvenile delinquency, child care services, support services for the elderly, the prevention of crime, the intervention in and prevention of domestic violence, and a number of other social service areas; and

WHEREAS, some of these faith-based and community organizations are currently receiving funds from the federal government, or through the state, or a city, or local government that itself receives federal funds, to carry out their missions; and

WHEREAS, because of the quality services provided by these organizations, it is important for the state and local governments to utilize their services by working in partnership with faith-based and community organizations; and

WHEREAS, faith-based and community organizations that currently work in partnership with local governments or judicial circuits are doing so within the framework of the Constitutional church-state guidelines:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein,

hereby express their gratitude to faith-based and community organizations working in their communities to improve the lives of the citizens of this state; and

BE IT FURTHER RESOLVED that we support the mission of faith-based and community organizations to provide social services to improve the lives of our citizens; and

BE IT FURTHER RESOLVED that we support and encourage the state and all local governments to work in partnership with faith-based and community organizations to provide quality social services that improve the lives of so many of our citizens in particular and better our society in general; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor, for the director of each state department, and for the state courts administrator, who shall send a copy to the presiding judge of each judicial circuit in this state.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 24**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE COMMITTEE SUBSTITUTE FOR
SENATE CONCURRENT RESOLUTION NO. 24

Relating to the Poultry Industry Committee.

WHEREAS, the poultry industry is a vital, profitable, and important industry in this state; and

WHEREAS, the General Assembly wishes to maintain and enhance the positive economic impacts while making every attempt to eliminate negative aspects of the industry; and

WHEREAS, the poultry industry produces waste products which have significantly impacted the environment of the state; and

WHEREAS, the Poultry Industry Committee was created in 2002 to study the economic and environmental impact of the poultry industry in this state, especially the impacts this industry has on sensitive environmental areas; and

WHEREAS, while the Poultry Industry Committee has officially completed its duties, there is still work to be accomplished:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby reauthorize the "Poultry Industry Committee" to continue its review and evaluation of both the economic impact of the poultry industry, waste disposal issues, and environmental impacts of this industry, and as well as making recommendations on further action or legislative remedies, if any, to be taken as necessary; and

BE IT FURTHER RESOLVED that such Committee shall be composed of twenty-nine members, one member to be a member of the Senate to be appointed by the President Pro Tem of the Senate, one member to be a member of the Senate to be appointed by the Senate Minority Leader, one member to be a member of the House of Representatives to be appointed by the Speaker of the House, one member to be a member of the House of Representatives to be appointed by the House Minority Leader, two county commissioners or their designees, a representative from the Food and Agricultural Policy Research Institute (FAPRI), a representative of the Environmental Protection Agency (EPA), a representative of the Department of Natural Resources, a representative of the United States Department of Agriculture, a representative of the Natural Resources Conservation Services (NRCS), a representative of the university extension system, a representative of the poultry federation, a representative of the Missouri Farmer's Association, a representative of the Farm Bureau, a representative of the Department of Conservation, a representative of the University of Missouri Department of Agriculture, Food, and Natural Resources, a representative of the Missouri State University Department of Agriculture, a representative of the University of Missouri Commercial Agriculture Program, a member appointed by the Resource Conservation & Development Council, a representative of the Department of Economic Development, a representative of the Department of Agriculture, a representative of the Clean Water Commission, two active poultry farmers, two poultry industry contractors or processors, a person active in the processing/value-added portion of poultry waste, and one person from Missouri Farm Credit Services. Each member of the Committee shall serve until December 31, 2007; and

BE IT FURTHER RESOLVED that the Committee may conduct its business by various means but shall meet no less than twice each year as a full Committee; and

BE IT FURTHER RESOLVED that all state agencies shall cooperate with the Committee in carrying out its duties, including allowing access to closed records, provided that the Committee shall not disclose any identifying information contained in such records closed pursuant to statute or general order and any such information in the custody of the Committee shall not be discoverable to the same extent as when in the custody of the parent agency; and

BE IT FURTHER RESOLVED that all members shall serve without compensation and the Office of Administration shall provide funding, administrative support, and staff for the effective operation of the Committee; and

BE IT FURTHER RESOLVED that the Committee shall continue to study problems and solutions, collect information and provide recommendations in a report to the General Assembly before December 31, 2007; and

BE IT FURTHER RESOLVED that the Poultry Industry Committee shall terminate December 31, 2007; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Also,

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.

Senator Griesheimer, Chairman of the Committee on Economic Development, Tourism and Local Government, submitted the following reports:

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **SB 645**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **SB 612**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **SB 646**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Economical Development, Tourism and Local Government, to which was referred **SB 712**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Economic Development, Tourism and Local Government, to which was referred **SB 802**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Champion, Chairman of the Committee on Aging, Families, Mental and Public Health, submitted the following reports:

Mr. President: Your Committee on Aging, Families, Mental and Public Health, to which was referred **SB 690**, 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 Aging, Families, Mental and Public Health, to which was referred **SB 648**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Aging, Families, Mental and Public Health, to which was referred **SB 677**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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

Mr. President: Your Committee on Education, to which was referred **SB 590**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Crowell, Chairman of the Committee on Pensions, Veterans' Affairs and General Laws, submitted the following reports:

Mr. President: Your Committee on Pensions, Veterans' Affairs and General Laws, to which was

referred **SJR 26**, begs leave to report that it has considered the same and recommends that the Joint Resolution do pass.

Also,

Mr. President: Your Committee on Pensions, Veterans' Affairs and General Laws, to which was referred **SB 858** and **SB 868**, 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 Pensions, Veterans' Affairs and General Laws, to which was referred **SB 791**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Pensions, Veterans' Affairs and General Laws, to which was referred **SB 871**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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

Mr. President: Your Committee on Transportation, to which was referred **SB 583**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bartle assumed the Chair.

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

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Christopher C. Dalton, Republican, as a member of the Platte County Board of Election Commissioners;

Also,

Peggy R. Gettemeier, as a member of the Missouri Board of Occupational Therapy;

Also,

Jimmy W. Pyron, as a member of the State Advisory Council on Emergency Medical Services;

Also,

Katherine D. Hilton, as a member of the Child Abuse and Neglect Review Board A;

Also,

Dawn Standley, as a member of the Board of Therapeutic Massage;

Also,

Lewis L. McKinney, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District;

Also,

Maria G. Taxman and Merrill D. Wade, as members of the Small Business Regulatory Fairness Board;

Also,

Angela N. Stiffler, Republican, Stanley D. Whitehurst, Republican, and Judith Anne Moskoff, Republican, as members of the Missouri Community Service Commission;

Also,

Jaye A. Jackson, Democrat, as a member of the Missouri Commission on Human Rights;

Also,

Chester L. White, as Executive Director of the Personnel Advisory Board;

Also,

Eugene J. Hites, Democrat, as a member of the Dam and Reservoir Safety Council;

Also,

Samuel M. “Sam” Coryell, as a member of the Advisory Committee for 911 Service Oversight;

Also,

James V. “Jim” O’Donnell, as a member of the Public School Retirement System of Missouri;

Also,

Stephen C. Morrow, as Office of Child Advocate for Children’s Protection and Services;

Also,

Cathy L. Frier, O.D., as a member of the State Board of Optometry;

Also,

Gale Hackman, Democrat, as a member of the State Milk Board;

Also,

Jeffrey N. Garnatz and Robert B. Herrmann, as members of the Seismic Safety Commission;

Also,

Leon Kreisler, Republican, as a member of the State Soil and Water District Commission;

Also,

Gloria J. Carter-Hicks, as a member of the Missouri Training and Employment Council;

Also,

Sheryl L. Maxwell, as a member of the Children’s Trust Fund Board.

Senator Gibbons requested unanimous consent of the Senate to vote on the above reports in one motion, which request was denied.

Senator Gibbons requested unanimous consent of the Senate to vote on the above reports with the exception of the appointment of Stephen C. Morrow, as Office of Child Advocate for

Children's Protection and Services, in one motion. There being no objection, the request was granted.

Senator Gibbons moved that the committee reports, with the exception of the appointment of Stephen C. Morrow, as Office of Child Advocate for Children's Protection and Services, be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

Senator Scott moved that the committee report on the appointment of Stephen C. Morrow, as Office of Child Advocate for Children's Protection and Services, be adopted, and the Senate do give its advice and consent to said appointment, which motion prevailed.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

February 1, 2006

REORGANIZATION PLAN NO. 1

2006

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY THE STATE OF MISSOURI:

The elimination of legislatively created barriers to consolidation in the financial industry has allowed financial services companies to embark upon an unprecedented period of mergers and acquisitions resulting in companies now offering "one stop shopping" for financial products previously sold by entities strictly separated by law. Proper regulation of this changing field requires the similar consolidation of insurance and financial regulation within the state. Consolidating these responsibilities into one department makes sense administratively and as a matter of public policy because it will allow for a more coherent and comprehensive approach to regulating professionals, financial services, financial products and transactions.

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan #1 of 2006, by Executive Order 06-04, to remove the Division of Finance, State Banking Board, Division of Credit Unions, and the Division of Professional Registration from the Department of Economic Development and assign their responsibilities and functions to the Department of Insurance. The Department of Insurance will be

renamed the Department of Insurance, Financial Institutions and Professional Registration.

The Division of Professional Registration will be included in this consolidation because the new department's primary function will be the regulation of industries and individuals, which compliments the division's primary function of regulating various professions.

SPECIFIC DEPARTMENT STRUCTURE

The new department will be under the administrative authority of the Director of the Department of Insurance, Financial Institutions and Professional Registration who shall appoint a Deputy Director. The Director will be responsible for the management of the department and administration of its programs and services.

The Deputy Director's primary responsibility shall be assisting the Director with the regulation of the insurance industry. The Deputy Director shall report directly to the Director. There shall be a Division of Consumer Affairs and as many other divisions of insurance as the Director deems necessary for the efficient regulation of the insurance industry. Division directors shall report directly to the Deputy Director.

The Division of Professional Registration, Division of Finance, State Banking Board, and Division of Credit Unions shall be transferred, by Type III transfer, to the Department of Insurance, Financial and Professional Registration. The State Banking Board and the Directors of the Division of Professional Registration, Division of Credit Unions and the Division of Finance shall continue to be appointed and shall retain all authority as currently provided by law.

The department shall be structured in a manner consistent with the following organizational framework:

1. **Insurance**
 - a. **Office of Director** – Responsible for policy decisions, legislation, communications and regulations. Shall consist of the department director, deputy director, legal staff, public information staff, legislative coordinator and support staff.
 - b. **Division of Financial Regulation** – Responsible for conducting financial analysis and examinations of insurers domiciled in Missouri to verify their financial condition, compliance with Missouri laws, and accepted accounting practices.
 - c. **Division of Market Regulation** - Responsible for regulating the performance of insurers in the marketplace.
 - d. **Division of Consumer Affairs** - Assists the public in resolving complaints, providing information on insurance policies and investigating insurance fraud.
 - e. **Division of Resource Administration** - Oversees

licensing, budget, management information systems and support services.

2. **Division of Professional Registration** – Responsible for licensing qualified professionals, appropriately enforcing standards and maintaining an open communication network with the over 400,000 licensees in order to encourage the development of professional services throughout the state. This division shall be under the management and authority of the Director of Professional Registration.
3. **Division of Finance** – Responsible for the execution of the laws relating to banks, trust companies, savings and loans, and the banking business of this state; and of the laws relating to persons, co-partnerships and corporations engaged in the small loan business in this state.
4. **State Banking Board** - Advises the director of finance as to the proper administration of his office and the banking laws of this state and recommends statutory amendments to the general assembly. Also handles appeals from certain decisions and orders of the commissioner of finance; and
5. **Division of Credit Unions** - Responsible for the examination, supervision, chartering, merger and liquidation of all state-chartered credit unions. The division also responds to consumer requests or complaints in regard to credit union services or operations.

Respectfully submitted,
Matt Blunt

EXECUTIVE ORDER

06-04

WHEREAS, the Missouri Department of Insurance was created pursuant to Article IV, Section 36(b) of the Missouri Constitution and Section 374.010, RSMo; and

WHEREAS, the Division of Finance was created pursuant to Section 361.010 RSMo; and

WHEREAS, the State Banking Board was created pursuant to Section 361.092 RSMo; and

WHEREAS, the Division of Credit Unions was created pursuant to Section 620.010 RSMo; and

WHEREAS, the Division of Professional Registration was created pursuant to Section 620.010 RSMo; and

WHEREAS, the Department of Insurance is charged with the execution of all laws now in force, or which may be hereafter enacted, in relation to insurance and insurance companies doing business in this state; and

WHEREAS, the transfer of financial and professional regulation to one state department would better serve Missouri's citizens and is a component of the Governor's Executive Branch Reorganization

Plan of 2006; and

WHEREAS, consolidation of these regulatory functions and programs would increase efficiencies and provide a more cohesive and coordinated approach to the regulation of financial entities and professional licensees; and

WHEREAS, I am committed to integrating executive branch operations to ensure that the state delivers quality services in the most accessible manner and at the lowest cost to taxpayers.

NOW THEREFORE, I, Matt Blunt, Governor of the State of Missouri, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including Article IV, Section 12 of the Missouri Constitution, Chapter 26, RSMo, and the Omnibus State Reorganization Act of 1974, do hereby order the Missouri Department of Insurance and the Missouri Department of Economic Development to cooperate to:

1. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Finance to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
2. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the State Banking Board to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
3. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Credit Unions to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
4. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Professional Registration to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
5. Develop mechanisms and processes necessary to effectively transfer all duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Finance, State Banking Board, Division of Credit Unions and Division of Professional Registration to the Missouri Department of Insurance; and
6. Ensure that the reconstituted Department of Insurance is organized in a manner consistent with the structure provided in the Governor's Executive Branch

Reorganization Plan of 2006; and

7. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

The Missouri Department of Insurance shall henceforth be known as, the Missouri Department of Insurance, Financial Institutions and Professional Registration.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

(Seal) IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:

/s/ Robin Carnahan
Secretary of State

Also,

February 1, 2006

REORGANIZATION PLAN NO. 2
2006

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 2 of 2006, by Executive Order 06-05, to transfer the Missouri Rx Plan Advisory Commission from the Department of Health and Senior Services and assign it, and all of its responsibilities and functions, to the Department of Social Services.

The transfer of the Missouri Rx Plan Advisory Commission from the Department of Health and Senior Services to the Department of Social Services will improve efficiencies within state government, as the Department of Social Services is tasked with administering the state's pharmaceuticals program, popularly known as "The Missouri Rx Plan".

The Missouri Rx Plan Advisory Commission and the Department of Social Services currently have similar and overlapping functions, which results in the duplication of efforts and waste that can be eliminated by this consolidation. Further, combining these responsibilities into one department makes sense administratively and as a matter of public policy because it will allow a more coherent and comprehensive approach to administering and

promoting the Missouri Rx Plan.

SPECIFIC DEPARTMENT STRUCTURE

The Missouri Rx Plan Advisory Commission will retain all functions and authority as provided by law. The Department of Social Services shall furnish administrative support and staff as is necessary for the effective operation of the Missouri Rx Plan Advisory Commission.

Respectfully submitted,
Matt Blunt

EXECUTIVE ORDER
06-05

WHEREAS, the Department of Social Services was established pursuant to Article IV, Section 37 of the Missouri Constitution; and WHEREAS, the Department of Health and Senior Services was established pursuant to Section 192.005, RSMo; and

WHEREAS, the Missouri Rx Plan Advisory Commission ("Commission") was established by Section 208.792. 1, RSMo, and is currently assigned to the Department of Health and Senior Services; and

WHEREAS, the Commission provides advice on guidelines, policies, and procedures necessary to establish the Missouri Rx plan; educates Missouri residents on quality prescription drug programs and cost-containment strategies in medication therapy; and assists Missouri residents in enrolling or accessing prescription drug assistance programs for which they are eligible; and

WHEREAS, the Missouri Rx Plan was established pursuant to Section 208.782, RSMo and assigned to the Department of Social Services; and

WHEREAS, the purpose of the Missouri Rx Plan is to provide certain pharmaceutical benefits to certain elderly and disabled residents of this state, to facilitate coordination of benefits between the Missouri Rx plan and the federal Medicare Part D drug benefit program, as well as to enroll such individuals in said program; and

WHEREAS, consolidation of the Commission and the Missouri Rx Plan within one department would increase efficiencies and eliminate duplication of efforts and is a component of the Governor's Executive Branch Reorganization Plan of 2006; and

WHEREAS, I am committed to integrating executive branch operations to ensure that the state delivers quality services in the most accessible manner and at the lowest cost to taxpayers.

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Missouri Department of Social Services and the Missouri Department of Health and Senior Services, to cooperate to:

1. Transfer all the authority, powers, duties, functions, records,

personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Missouri Rx Plan Advisory Commission from the Department of Health and Senior Services to the Department of Social Services; and

2. Develop mechanisms and processes necessary to effectively transfer the Missouri Rx Plan Advisory Commission to the Department of Social Services; and
3. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

(Seal) IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:

/s/ Robin Carnahan
Secretary of State

Also,

February 1, 2006

REORGANIZATION PLAN NO. 3
2006

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 3 of 2006, by Executive Order 06-06, to transfer the Missouri Assistive Technology Advisory Council from the Office of Administration and assign it, and all of its responsibilities and functions, to the Department of Elementary and Secondary Education.

The transfer of the Missouri Assistive Technology Advisory Council from the Office of Administration to the Department of Elementary and Secondary Education will improve efficiencies within state government, as other vocational rehabilitation and special education services are already provided by the Department of Elementary and Secondary Education.

Further, transferring this council to a department that provides services germane to the council's stated purpose makes sense administratively and as a matter of public policy because it will allow a more coherent and comprehensive approach to providing these services.

SPECIFIC DEPARTMENT STRUCTURE

The Missouri Assistive Technology Advisory Council will retain all functions and authority as provided by law. The Department of Elementary and Secondary Education shall furnish the necessary administrative support and staff for the efficient operation of the Missouri Assistive Technology Advisory Council.

Respectfully submitted,
Matt Blunt

EXECUTIVE ORDER

06-06

WHEREAS, the Missouri Office of Administration was created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 37, RSMo; and

WHEREAS, the Department of Elementary and Secondary Education was authorized pursuant to Article IX of the Missouri Constitution and created pursuant to Section 161.020, RSMo; and WHEREAS, Missouri is home to nearly one million persons with disabilities; and

WHEREAS, the Missouri Assistive Technology Advisory Council was established by Section 191.853, RSMo, and is currently assigned to the Office of Administration; and

WHEREAS, the Missouri Assistive Technology Advisory Council supports access to adaptive devices that increase the independence and productivity of Missourians with all types of disabilities; and

WHEREAS, the Missouri Assistive Technology Advisory Council provides training, technical assistance, and education and rehabilitation services for individuals with disabilities and employers; and

WHEREAS, the work of the Missouri Assistive Technology Advisory Council would be strengthened by a move to the Department of Elementary and Secondary Education where other vocational rehabilitation and special education services are provided; and

WHEREAS, the transfer of the Missouri Assistive Technology Advisory Council would better serve Missouri's citizens by increasing efficiencies and eliminating duplication of efforts and is a component of the Governor's Executive Branch Reorganization Plan of 2006; and

WHEREAS, I am committed to integrating executive branch operations to improve the way the state delivers services;

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Missouri Office of Administration and the Missouri Department of Elementary and Secondary Education, to cooperate to:

1. Transfer all the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and

other pertinent vestiges of the Missouri Assistive Technology Advisory Council from the Office of Administration to the Department of Elementary and Secondary Education, by Type III transfer, as defined under the Reorganization Act of 1974; and

2. Develop mechanisms and processes necessary to effectively transfer the Missouri Assistive Technology Advisory Council to the Department of Elementary and Secondary Education; and
3. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

This Executive Order rescinds certain provisions of Executive Order 04-08. Executive Order 04-08 shall remain effective as to all other provisions not specifically modified herein.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:

/s/ Robin Carnahan
Secretary of State

Also,

February 1, 2006

**REORGANIZATION PLAN NO. 4
2006**

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 4 of 2006, by Executive Order 06-07, to transfer the Missouri Life Sciences Research Board from the Office of Administration and assign it, and all of its responsibilities and functions, to the Department of Economic Development.

The transfer of the Missouri Life Sciences Research Board from the Office of Administration to the Department of Economic Development will improve efficiencies within state government, as the Department of Economic Development currently administers other programs and state initiatives promoting life sciences in Missouri.

Further, because the Missouri Life Sciences Research Board is responsible for the management, governance, and control of moneys appropriated from the Life Sciences Research Trust Fund, transferring the Board to the department responsible for promoting life science initiatives makes sense administratively and as a matter of public policy because it will allow a more coherent and comprehensive approach to allocating resources for the promotion of Missouri as a leading center for life sciences research.

SPECIFIC DEPARTMENT STRUCTURE

The Missouri Life Sciences Research Board will retain all functions and authority as provided by law. The Department of Economic Development shall furnish administrative support and staff as is necessary for the effective operation of the Missouri Life Sciences Research Board.

Respectfully submitted,
Matt Blunt

**EXECUTIVE ORDER
06-07**

WHEREAS, the Missouri Office of Administration was authorized pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 37, RSMo; and

WHEREAS, the Department of Economic Development was authorized pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 620, RSMo; and

WHEREAS, the Missouri Life Sciences Research Board was created by section 196.1103, RSMo, and is currently assigned to the Office of Administration; and

WHEREAS, the Board is responsible for the management, governance, and control of moneys appropriated from the Life Sciences Research Trust Fund; and

WHEREAS, the Life Sciences Research Trust Fund was established to receive funds from the state's portion of the tobacco Master Settlement Agreement; and

WHEREAS, life sciences is a fast-emerging industry that is an integral part of Missouri's economy; and

WHEREAS, the work of the Missouri Life Sciences Research Board would be enhanced by a move to the Department of Economic Development where other state initiatives promoting life sciences in Missouri are located; and

WHEREAS, the transfer of the Missouri Life Sciences Research Board would better serve Missouri's citizens by increasing efficiencies and is a component of the Governor's Executive Branch Reorganization Plan of 2006; and

WHEREAS, I am committed to integrating executive branch operations to ensure that the state delivers quality services in the most accessible manner and at the lowest cost to taxpayers.

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF THE

STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Missouri Office of Administration and the Missouri Department of Economic Development to cooperate to:

1. Transfer all the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of Missouri Life Sciences Research Board from the Office of Administration to the Department of Economic Development, by Type III transfer, as defined under the Reorganization Act of 1974; and
2. Develop mechanisms and processes necessary to effectively transfer the Missouri Life Sciences Research Board to the Department of Economic Development; and
3. Transfer the responsibility for staff support for the Missouri Life Sciences Research Board from the Office of Administration to the Department of Economic Development; and
4. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

(Seal)

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:

/s/ Robin Carnahan
Secretary of State

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Keith A. LaFerriere, M.D., Democrat, 458 South Oaks, Springfield, Greene County, Missouri 65809, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2008, and until his successor is duly appointed and

qualified; vice, Nancy Russell Mikkelsen, term expired.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Donayle E. Whitmore-Smith, Democrat, 4638 Lewis Place, Saint Louis City, Missouri 63113, as a member of the Missouri Women's Council, for a term ending December 6, 2006, and until her successor is duly appointed and qualified; vice, Suzan Else, resigned.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Michael D. Kloos, 1640 Summer Drive, Fenton, Saint Louis County, Missouri 63026, as a member of the Drug Utilization Review Board, for a term ending October 15, 2007, and until his successor is duly appointed and qualified; vice, Ronald Graham, resigned.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Brian K. Hammons, 712 East Sunset, Stockton, Cedar County,

Missouri 65785, as a member of the Missouri State University Board of Governors, for a term ending August 28, 2011, and until his successor is duly appointed and qualified; vice, 174.450, RSMo.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Joseph "Joe" L. Ulveling, 504 Natchez Trace Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Coordinating Board for Early Childhood Development, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, 210.102, RSMo.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Charles F. Nordwald, Republican, 20 Hawthorn Drive, Warrenton, Warren County, Missouri 63383, as a member of the State Tax Commission, for a term ending January 23, 2012 and until his successor is duly appointed and qualified; vice, Sam Leake, term expired.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Reid K. Forrester, Republican, 2508 West Avondale, Poplar

Bluff, Butler County, Missouri 63901, as a member of the Board of Probation and Parole, for a term ending December 10, 2011, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Theresa Mayberry-Dunn, 410 North Newstead, Apartment Number 3E, Saint Louis City, Missouri 63108, as a member of the Coordinating Board for Early Childhood Development, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, 210.102, RSMo.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

James T. "Jamie" Frakes, Republican, 2095 State Highway EE, Portageville, New Madrid County, Missouri 63873, as a member of the Hazardous Waste Management Commission, for a term ending April 3, 2008, and until his successor is duly appointed and qualified; vice, Paul Schmidt, resigned.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

consent the following appointment:

Kelly R. Forck, Democrat, 1502 Calvin Lane, Jefferson City, Cole County, Missouri 65101, as a member of the Missouri Agricultural and Small Business Development Authority, for a term ending June 30, 2006, and until his successor is duly appointed and qualified; vice, Jay Plattner, deceased.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 31, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Deborah L. Demien, Republican, 1515 Wilmer Road, Wentzville, Saint Charles County, Missouri 63385, as a member of the State Board of Education, for a term ending July 1, 2013, and until her successor is duly appointed and qualified; vice, Jeannine Osborn, resigned.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
February 1, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 30, 2005 while the Senate was not in session:

Miller M. Leonard, Republican, 1817 4th Street, Platte City, Platte County, Missouri 64079, as a member of the Public Defender Commission, for a term ending December 30, 2011 and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 30, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Mary E. Edwards-Fears, 1662 Barkwood Drive, Florissant, Saint Louis County, Missouri 63031, as a member of the Peace Officer Standards and Training Commission, for a term ending October 3, 2006, and until her successor is duly appointed and qualified; vice, Mark Byington, resigned.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 23, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

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

Frances Arlene Hogue, Republican, 2916 Westover Place, Saint Charles, Saint Charles County, Missouri 63301, as a member of the Missouri Board for Respiratory Care, for a term ending April 3, 2007, and until her successor is duly appointed and qualified; vice, Mary Wheeler-Jones, term expired.

Respectfully submitted,
MATT BLUNT

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

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
January 30, 2006

To the Senate of the 93rd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments to office submitted to you on January 4, 2006 for your advice and consent:

James B. Callis, 615 West Broadway Boulevard, Sedalia, Pettis County, Missouri 65302, as a member of the Missouri State Penitentiary Redevelopment Commission, for a term ending March 4, 2008, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Deborah Scott, 26049 Shiloh, Centertown, Cole County,

Missouri 65023, as a member of the Coordinating Board for Early Childhood Development, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, 210.102, RSMo.

Linda Roebuck, 4707 King Salmon, Columbia, Boone County, Missouri 65203, as a member of the Coordinating Board for Early Childhood Development, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, 210.102, RSMo.

Mary Beth Luna, 5739 Pernod, Saint Louis City, Missouri 63139, as the Governor's Designee to the Midwestern Higher Education Commission, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified; vice, 173.705, RSMo.

Brian D. Dunlop, 314 West Jackson, Webster Groves, Saint Louis County, Missouri 63119, as a member of the Child Abuse and Neglect Review Board B, for a term ending April 7, 2006, and until his successor is duly appointed and qualified; vice, Cynthia Rushefsky, term expired.

Francis G. Slack, 1 Manderleigh Estates Court, Frontenac, Saint Louis County, Missouri 63131, as a member of the Board of Boiler and Pressure Vessel Rules, for a term ending September 27, 2007, and until his successor is duly appointed and qualified; vice, Francis G. Slack, withdrawn.

James F. Mauze, 91 Pointer Lane, Saint Louis City, Missouri 63124, as a member of the Missouri Higher Education Loan Authority, for a term ending October 22, 2010, and until his successor is duly appointed and qualified; vice, Emma Brent, term expired.

Mark F. Miller, 1221 SW Creekside Drive, Lee's Summit, Jackson County, Missouri 64081, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2009, and until his successor is duly appointed and qualified; vice, Robin Vogt, term expired.

Sarah R. Murray, Democrat, 1008 West 69th Terrace, Kansas City, Jackson County, Missouri 64113, as a member of the Missouri Women's Council, for a term ending December 6, 2007, and until her successor is duly appointed and qualified; vice, Kimberly Carlos, resigned.

Thomas F. George, Ph.D., 401 Woods Hall One University Boulevard, Saint Louis City, Missouri 63121, as a member of the Midwestern Higher Education Commission, for a term ending January 1, 2009, and until his successor is duly appointed and

qualified; vice, Elson Floyd, term expired.

David C. Zimmerman, Democrat, 5 River Cover, Crystal City, Jefferson County, Missouri 63019, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2010, and until his successor is duly appointed and qualified; vice, Gwendolyn Grant, resigned.

Craig Westfall, 4671 Highway H, Half Way, Polk County, Missouri 65663, as a member of the Linked Deposits Review Committee, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, Darrell Robertson.

I hereby withdraw from your consideration the following appointments to office submitted to you on February 1, 2006 for your advice and consent:

Miller M. Leonard, Republican, 1817 4th Street, Platte City, Platte County, Missouri 64079, as a member of the Public Defender Commission, for a term ending December 30, 2011 and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

President Pro Tem Gibbons moved that the above appointments be returned to the Governor per his request, which motion prevailed.

INTRODUCTIONS OF GUESTS

Senator Stouffer introduced to the Senate, Amber Sandner, Macon.

Senator Cauthorn introduced to the Senate, Don Noble, Donna Welte, Kathaleen Winkleman and Melissa Emel, from Knox and Schuyler Counties.

Senator Graham introduced to the Senate, the Physician of the Day, Dr. Frank Rieger, M.D., Columbia.

Senator Engler introduced to the Senate, Meg Stevenson and Larry Grey, Farmington.

On motion of Senator Shields, the Senate adjourned until 4:00 p.m., Monday, February 6, 2006.

SENATE CALENDAR

EIGHTEENTH DAY—MONDAY, FEBRUARY 6, 2006

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 975-Days	SB 990-Vogel
SB 976-Gibbons	SB 991-Mayer, et al
SB 977-Bartle	SB 992-Scott
SB 978-Kennedy, et al	SB 993-Scott
SB 979-Griesheimer	SB 994-Dougherty, et al
SB 980-Clemens	SB 995-Dougherty, et al
SB 981-Goodman, et al	SB 996-Dougherty
SB 982-Koster	SB 997-Kennedy and Coleman
SB 983-Mayer, et al	SB 998-Champion
SB 984-Purgason	SB 999-Alter
SB 985-Cauthorn and Mayer	SB 1000-Loudon
SB 986-Green	SB 1001-Griesheimer
SB 987-Green	SB 1002-Mayer
SB 988-Green	SB 1003-Mayer
SB 989-Bray	SB 1004-Days

SENATE BILLS FOR PERFECTION

SB 849-Mayer, et al	SB 590-Nodler and Champion, with SCS
SB 773-Cauthorn and Barnitz, with SCS	SJR 26-Ridgeway and Graham
SB 689-Scott	SBs 858 & 868-Shields, with SCS
SB 645-Griesheimer	SB 583-Griesheimer and Alter, with SCS
SB 690-Champion, with SCS	

CONSENT CALENDAR

Senate Bills

Reported 2/2

SB 749-Engler, with SCS	SB 641-Scott
SB 747-Klindt, with SCS	SB 808-Ridgeway

SB 818-Scott
SB 819-Scott
SB 828-Scott
SB 691-Champion
SB 678-Gross
SB 630-Gross, with SCS
SB 805-Gross
SB 612-Engler

SB 646-Griesheimer, with SCS
SB 712-Scott
SB 802-Shields, with SCS
SB 648-Champion
SB 677-Gross
SB 791-Mayer and Kennedy
SB 871-Coleman

RESOLUTIONS

Reported from Committee

SCR 25-Cauthorn, with SCS
SCR 24-Scott, with SCS

SCR 22-Champion

Journal ✓

Copy