

# Journal of the Senate

SECOND REGULAR SESSION

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**TWENTY-NINTH DAY—THURSDAY, FEBRUARY 23, 2006**

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The Senate met pursuant to adjournment.

President Pro Tem Gibbons in the Chair.

Reverend Carl Gauck offered the following prayer:

“Teach me your way, O Lord, that I may walk in your truth; give me an undivided heart to revere your name.” (Psalm 86:11)

Gracious and loving God, as we return to our homes this day, we ask for the gift to walk in Your right pathways so that our family living and worship hold fast to Your teachings. And we pray that we will use this time to reconnect with loved ones and rest for the increased pressures and work ahead of us. 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.

Photographers from News 20, St. Louis, were given permission to take pictures in the Chamber today.

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

Present—Senators

Alter	Barnitz	Bray	Callahan
Cauthorn	Champion	Clemens	Coleman

Crowell	Days	Dougherty	Engler
Gibbons	Goodman	Graham	Green
Griesheimer	Gross	Kennedy	Klindt
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

Absent—Senators—None

Absent with leave—Senators

Bartle Koster—2

Vacancies—1

The Lieutenant Governor was present.

## RESOLUTIONS

Senator Graham offered Senate Resolution No. 2124, regarding the Columbia Special Business District, which was adopted.

Senator Barnitz offered Senate Resolution No. 2125, regarding Thomas R. Jackson, Waynesville, which was adopted.

Senator Klindt offered Senate Resolution No. 2126, regarding Captain Bryant Kagay, Maysville High School LifeSmarts Team, which was adopted.

Senator Klindt offered Senate Resolution No. 2127, regarding Coach Kathy Kagay, Maysville High School LifeSmarts Team, which was

adopted.

Senator Klindt offered Senate Resolution No. 2128, regarding Heather Niece, Maysville High School LifeSmarts Team, which was adopted.

Senator Klindt offered Senate Resolution No. 2129, regarding Allison Miller, Maysville High School LifeSmarts Team, which was adopted.

Senator Klindt offered Senate Resolution No. 2130, regarding Zack Armstrong, Maysville High School LifeSmarts Team, which was adopted.

Senator Klindt offered Senate Resolution No. 2131, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Harold Gay, Gallatin, which was adopted.

Senator Klindt offered Senate Resolution No. 2132, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Roy Lee Carmack, Galt, which was adopted.

Senator Klindt offered Senate Resolution No. 2133, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Roy Woodrow Jackson, Trenton, which was adopted.

### **PETITIONS, MEMORIALS AND REMONSTRANCES**

Senator Gross offered the following remonstrance, which was read:

#### **SENATE REMONSTRANCE NO. 1**

WHEREAS, on February 9, 2006, the Attorney General for the state of Missouri held a public hearing in St. Louis for the purpose of examining the proposed sale and transfer of assets by the Missouri Higher Education Loan Authority (MoHELA); and

WHEREAS, the Attorney General has publicly promised to hold more hearings on the same subject around the state; and

WHEREAS, the General Assembly has no knowledge of any prior hearings held by the Attorney General to investigate any other public governmental entity regarding the performance of its statutory duties; and

WHEREAS, in December 2005, three University of Missouri Curators raised questions about potential violations of the sunshine law. However, the Attorney General did not hold a public hearing to investigate such allegations. The Attorney General stated that the potential violations were an "internal dispute" that did not require

further investigation; and

WHEREAS, such inconsistency in the desire of the Attorney General to hold hearings to investigate other public governmental entity raises questions about the motivation of the Attorney General in holding public hearings regarding MoHELA; and

WHEREAS, employees of the Attorney General were present at the hearing in St. Louis and state resources were expended in order to hold such hearing, despite the fact that no authority exists for the Attorney General to hold public hearings to investigate the actions of another public governmental entity; and

WHEREAS, the Attorney General has stated that one of the main purposes for his series of hearings is to determine "how the proceeds will be used and how it will further the mission of MoHELA", as well as to see "that the proceeds (of the MoHELA sale) are used appropriately"; and

WHEREAS, the Attorney General lacks any authority to investigate policy decisions by a public governmental entity; and

WHEREAS, it is the constitutional responsibility of the General Assembly, through the appropriation process, to ensure that state funds are used appropriately; and

WHEREAS, the Attorney General's intrusion in the responsibilities of the legislative branch again raises the question of the motivation of the Attorney General:

NOW, THEREFORE, BE IT RESOLVED by the Missouri Senate that the Senate herewith remonstrates against the Attorney General for his disregard of the proper role of his office, for his intrusion in the proper functions of the legislative branch, and for the improper insertion of his office into a policy decision by a public governmental entity; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to send a copy of this remonstrance to the Missouri Attorney General.

President Kinder assumed the Chair.

President Pro Tem Gibbons assumed the Chair.

### **REPORTS OF STANDING COMMITTEES**

Senator Shields, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCS for SCS for SB 578**, begs leave to report that it has examined the same and finds that the bill has been duly enrolled and that the printed

copies furnished the Senators are correct.

### SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **SCS** for **SB 578**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

### INTRODUCTION OF BILLS

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

**SB 1091**—By Ridgeway.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri prescription drug price website.

**SB 1092**—By Klindt.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to the broadband Internet protection act.

**SB 1093**—By Gross.

An Act to repeal section 8.420, RSMo, and to enact in lieu thereof one new section relating to the amount of revenue bonds issued by the board of public buildings.

**SB 1094**—By Champion.

An Act to repeal sections 71.790, 71.796, and 71.798, RSMo, and to enact in lieu thereof three new sections relating to special business districts.

**SB 1095**—By Engler.

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to peace officers.

**SB 1096**—By Bray.

An Act to amend chapter 389, RSMo, by adding thereto six new sections relating to the local

community rail security act of 2006, with penalty provisions.

**SB 1097**—By Coleman.

An Act to repeal sections 84.120 and 84.170, RSMo, and to enact in lieu thereof two new sections relating to the St. Louis board of police commissioners.

**SB 1098**—By Wilson, Coleman, Days, Dougherty and Bray.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for service as a poll worker.

**SB 1099**—By Clemens.

An Act to amend chapter 324, RSMo, by adding thereto eleven new sections relating to licensure of clinical laboratory science personnel, with penalty provisions.

**SB 1100**—By Clemens, Goodman, Mayer, Klindt, Purgason, Stouffer, Barnitz and Coleman.

An Act to repeal section 570.030, RSMo, and to enact in lieu thereof one new section relating to stealing livestock.

**SB 1101**—By Griesheimer.

An Act to repeal section 67.1360, RSMo, and to enact in lieu thereof one new section relating to transient guest tax for funding the promotion of tourism.

**SB 1102**—By Alter.

An Act to repeal sections 67.320 and 227.559, RSMo, and to enact in lieu thereof two new sections relating to county ordinances.

**SB 1103**—By Goodman.

An Act to repeal section 354.430, RSMo, and to enact in lieu thereof one new section relating to the issuance of health insurance coverage evidence.

### 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 **SB 629** and **SCS** for **SB 744**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Klindt, Chairman of the Committee on Commerce, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Energy and the Environment, to which was referred **SB 780**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Energy and the Environment, to which was referred **SB 816**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Ways and Means, to which was referred **SB 585**, 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 report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 28**, 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 1003**, 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 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.

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 965**, 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 566**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Clemens, Chairman of the Committee on Agriculture, Conservation, Parks and Natural Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Conservation, Parks and Natural Resources, to which were referred **SB 665** and **SB 757**, 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 Agriculture, Conservation, Parks and Natural Resources, to which was referred **SB 643**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Education, to which was referred **SB 806**, 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 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 **SRB 848**, 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 901**, 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 964**, 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 reports:

Mr. President: Your Committee on Transportation, to which was referred **SB 990**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 916**, 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 Transportation, to which was referred **SB 938**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, to which were referred **SB 667**, **SB 704**, **SB 941**, **SB 956** and **SB 987**, 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 Loudon, Chairman of the Committee on Small Business, Insurance and Industrial Relations, submitted the following reports:

Mr. President: Your Committee on Small Business, Insurance and Industrial Relations, to which was referred **SB 953**, 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 Small Business, Insurance and Industrial Relations, to which was referred **SB 779**, 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 Small Business, Insurance and Industrial Relations, to which was referred **SB 735**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

### RESOLUTIONS

Senator Coleman offered the following resolution:

#### SENATE RESOLUTION NO. 2134

WHEREAS, the Missouri General Assembly has compiled a long tradition of rendering assistance to those programs aimed at developing exemplary qualities of citizenship and leadership within our youth; and

WHEREAS, the Missouri Girls State program of the American Legion Auxiliary has earned considerable recognition for its success in providing young women with a unique and valuable insight into the process of democratic government through a format of direct role-playing experience; and

WHEREAS, during June 2006, the American Legion Auxiliary, Department of Missouri, is conducting the annual session of Missouri Girls State; and

WHEREAS, an important highlight of this event would be conducting a mock legislative session in the Senate Chamber at our State Capitol where participants could gather to gain a more realistic insight into official governmental and electoral proceedings;

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninety-Third General Assembly, hereby grant the adult leaders and participants of Missouri Girls State permission to use the Senate Chamber for the purpose of swearing in mock legislative officials and conducting a mock legislative session from 9:00 am to 12 Noon on June 27, 2006.

Senator Coleman requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 2134** up for adoption, which request was granted.

On motion of Senator Coleman, **SR 2134** was adopted.

Senator Crowell offered Senate Resolution

No. 2135, regarding Rodney Gross, which was adopted.

Senator Crowell offered Senate Resolution No. 2136, regarding Cecile Tuller, Fredericktown, which was adopted.

Senator Crowell offered Senate Resolution No. 2137, regarding Ken Tomlinson, Fredericktown, which was adopted.

Senator Crowell offered Senate Resolution No. 2138, regarding the Madison Inn Lodge, Fredericktown, which was adopted.

Senator Crowell offered Senate Resolution No. 2139, regarding Donna and Ivan Kranjec, Fredericktown, which was adopted.

Senator Crowell offered Senate Resolution No. 2140, regarding Lauren Boland, which was adopted.

Senator Crowell offered Senate Resolution No. 2141, regarding Dr. Kelly Burlison, which was adopted.

Senator Goodman assumed the Chair.

### THIRD READING OF SENATE BILLS

**SB 629**, introduced by Senator Gross, entitled:

An Act to repeal section 144.062, RSMo, and to enact in lieu thereof one new section relating to sales tax exemption for highway construction materials.

Was taken up.

On motion of Senator Gross, **SB 629** was read the 3rd time and passed by the following vote:

#### YEAS—Senators

Alter	Barnitz	Callahan	Cauthorn
Champion	Clemens	Coleman	Crowell
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Klindt
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer

Vogel—25

## NAYS—Senators

Bray	Days	Dougherty	Kennedy
Wheeler	Wilson—6		

## Absent—Senators—None

## Absent with leave—Senators

Bartle	Koster—2
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## Vacancies—1

The President declared the bill passed.

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

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

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

### REPORTS OF STANDING COMMITTEES

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:

Valeri J. Lane and Joseph “Joe” L. Ulveling, as members of the Coordinating Board for Early Childhood Development;

Also,

James T. “Jamie” Frakes, Republican, as a member of the Hazardous Waste Management Commission;

Also,

Kathie A. Miller, as a member of the State Committee for Social Workers;

Also,

Mary E. Edwards-Fears, as a member of the Peace Officer Standards and Training Commission;

Also,

Anthony P. Arton, as student representative of Central Missouri State University Board of Governors;

Also,

Sarah R. Murray, Democrat, as a member of the Missouri Women’s Council;

Also,

Harold C. Callaway, III, as a member of the Missouri Western State University Board of Governors;

Also,

Kelly R. Forck, Democrat, as a member of the Missouri Agricultural and Small Business Development Authority;

Also,

Richard D. James, as a member of the Missouri State Board of Chiropractic Examiners;

Also,

Frances Arlene Hogue, Republican, as a member of the Missouri Board for Respiratory Care;

Also,

James R. Bracht, as a member of the Linked Deposits Review Committee;

Also,

David C. Zimmermann, Democrat, as a member of the Missouri Commission on Human Rights;

Also,

Julius K. Hunter, as a member of the Saint Louis City Board of Police Commissioners;

Also,

Reid K. Forrester, Republican, as a member of

the Board of Probation and Parole;

Also,

Michael L. Nichols, as a member of the State Board of Optometry.

Senator Gibbons requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Gibbons moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

### THIRD READING OF SENATE BILLS

**SCS** for **SBs 701** and **948** entitled:

#### SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 701 and 948

An Act to repeal section 173.239, RSMo, and to enact in lieu thereof one new section relating to national guard member educational assistance grants.

Was taken up by Senator Crowell.

On motion of Senator Crowell, **SCS** for **SBs 701** and **948** was read the 3rd time and passed by the following vote:

#### YEAS—Senators

Alter	Barnitz	Bray	Callahan
Cauthorn	Champion	Clemens	Coleman
Crowell	Days	Dougherty	Engler
Gibbons	Goodman	Graham	Green
Griesheimer	Gross	Kennedy	Klindt
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

#### NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bartle                   Koster—2

Vacancies—1

The President declared the bill passed.

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

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

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

President Pro Tem Gibbons assumed the Chair.

### REPORTS OF STANDING COMMITTEES

Senator Shields, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 578**, begs leave to report that it has examined the same and finds that the bill has been duly enrolled and that the printed copies furnished the Senators are correct.

### SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and corrected **SCS** for **SB 578**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

### THIRD READING OF SENATE BILLS

**SCS** for **SB 744**, entitled:

#### SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 744

An Act to repeal sections 144.030 and 144.062, RSMo, and to enact in lieu thereof two new sections relating to a sales tax exemption on motor fuel used for agricultural purposes.

Was taken up by Senator Klindt.

Senator Goodman assumed the Chair.

On motion of Senator Klindt, **SCS** for **SB 744** was read the 3rd time and passed by the following vote:

YEAS—Senators

Alter	Barnitz	Callahan	Cauthorn
Champion	Clemens	Coleman	Crowell
Engler	Gibbons	Goodman	Graham
Green	Griesheimer	Gross	Kennedy
Klindt	Loudon	Mayer	Nodler
Purgason	Ridgeway	Scott	Shields
Stouffer	Vogel—26		

NAYS—Senators

Bray	Days	Dougherty	Wheeler
Wilson—5			

Absent—Senators—None

Absent with leave—Senators

Bartle	Koster—2
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Vacancies—1

The President declared the bill passed.

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

Senator Klindt 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 773**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 773

An Act to repeal sections 274.110 and 348.432, RSMo, and to enact in lieu thereof three new sections relating to agriculture.

Was taken up by Senator Cauthorn.

On motion of Senator Cauthorn, **SCS** for **SB 773** was read the 3rd time and passed by the

following vote:

YEAS—Senators

Alter	Barnitz	Bray	Callahan
Cauthorn	Champion	Clemens	Coleman
Crowell	Days	Dougherty	Engler
Gibbons	Goodman	Graham	Green
Griesheimer	Gross	Kennedy	Klindt
Loudon	Mayer	Nodler	Purgason
Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson—31	

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bartle	Koster—2
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Vacancies—1

The President declared the bill passed.

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

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

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

**SENATE BILLS FOR PERFECTION**

Senator Griesheimer moved that **SB 583**, with **SCS** and **SS** for **SCS**, as amended (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

**SS** for **SCS** for **SB 583**, as amended, was again taken up.

Senator Days offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 583, Page 18, Section 643.303, Line 11 of said page, by inserting after all of said line the following:

**“12. Prior to September 1, 2007, the**

**department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in an affected nonattainment area reside farther than five miles from the nearest inspection station.”.**

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

Senator Bray offered **SA 9**:

**SENATE AMENDMENT NO. 9**

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 583, Page 36, Section 643.320, Line 8 of said page, by inserting after all of said line the following:

**“7. The commission shall design and furnish each official emissions inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official emissions inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each official emissions inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.”.**

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

Senator Days offered **SA 10**:

**SENATE AMENDMENT NO. 10**

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 583, Page 16, Section 643.303, Line 24, by inserting at the end of said line the following: **“Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.”.**

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

Senator Bray offered **SA 11**:

**SENATE AMENDMENT NO. 11**

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 583, Page 39, Section 643.335, Line 24, by inserting after said line the following:

**“8. The commission may establish, by rule, a waiver amount which may be lower for owners who provide reasonable and reliable proof to the commission that the owner is financially dependant solely on state and federal disability benefits and other public assistance programs. Such proof shall be submitted to the commission thirty calendar days prior to each subsequent emissions inspection before the lowered waiver amount is allowed. For the purposes of this section, “reasonable and reliable proof” shall mean government issued documentation providing explanation of said customer's disability and financial assistance with regard to personal income.”.**

Senator Bray moved that the above

amendment be adopted, which motion prevailed.

Senator Griesheimer moved that **SS** for **SCS** for **SB 583**, as amended, be adopted, which motion prevailed.

On motion of Senator Griesheimer, **SS** for **SCS** for **SB 583**, as amended, was declared perfected and ordered printed.

### REFERRALS

President Pro Tem Gibbons referred **HCR 14** and **HCR 15** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

### SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

**HCR 12**—Rules, Joint Rules, Resolutions and Ethics.

### BILLS DELIVERED TO THE GOVERNOR

**SCS** for **SB 578**, after having been duly signed by the Speaker of the House of Representatives in open session, was delivered to

the Governor by the Secretary of the Senate.

### INTRODUCTIONS OF GUESTS

Senator Engler introduced to the Senate, Doug Smith, Farmington.

Senator Gross introduced to the Senate, the Physician of the Day, Dr. Rick Bowen, MD, PhD, Ballwin.

Senator Green introduced to the Senate, Mayor Norman McCourt, Black Jack.

Senator Nodler introduced to the Senate, Jim Stuart and nineteen students from Neosho High School.

Senator Klindt introduced to the Senate, Jamie Slaten, Miss Missouri Outdoors, Clearmont.

On behalf of Senator Crowell and himself, Senator Klindt introduced to the Senate, Becky Koeller, Miss Teen Missouri Outdoors, and her mother, Marty Koeller, Jackson.

On motion of Senator Shields, the Senate adjourned until 4:00 p.m., Monday, February 27, 2006.

### SENATE CALENDAR

THIRTIETH DAY—MONDAY, FEBRUARY 27, 2006

### FORMAL CALENDAR

### SECOND READING OF SENATE BILLS

SB 1086-Kennedy and Coleman  
SB 1087-Ridgeway and Mayer  
SB 1088-Engler  
SB 1089-Loudon  
SB 1090-Koster, et al  
SB 1091-Ridgeway  
SB 1092-Klindt  
SB 1093-Gross

SB 1094-Champion  
SB 1095-Engler  
SB 1096-Bray  
SB 1097-Coleman  
SB 1098-Wilson, et al  
SB 1099-Clemens  
SB 1100-Clemens, et al  
SB 1101-Griesheimer

SB 1102-Alter

SB 1103-Goodman

## HOUSE BILLS ON SECOND READING

HCS for HJR 36

HJR 28-Jackson

## SENATE BILLS FOR PERFECTION

- |   |                                      |
|---|--------------------------------------|
| 1. SBs 872, 754 & 669-Gibbons, et al,<br>with SCS | 6. SB 566-Dougherty, et al, with SCS |
| 2. SBs 1001, 896 & 761-Griesheimer,<br>with SCS   | 7. SBs 665 & 757-Engler, with SCS    |
| 3. SB 780-Klindt                                  | 8. SB 643-Scott                      |
| 4. SB 816-Griesheimer and Coleman,<br>with SCS    | 9. SRB 848-Bartle, with SCS          |
| 5. SB 646-Griesheimer, with SCS                   | 10. SB 916-Koster, et al, with SCS   |
|   | 11. SB 938-Stouffer                  |
|   | 12. SB 953-Engler, et al, with SCS   |

## INFORMAL CALENDAR

## SENATE BILLS FOR PERFECTION

- |  |  |
|--|--|
| SBs 588, 557, 579, 563, 869, 619, 570,<br>753, 764, 782, 783 & 890-Bartle and Scott,<br>with SCS | SB 820-Koster, with SCS  |
| SB 596-Days  | SB 832-Griesheimer, with SCS                                   |
| SB 644-Shields   | SB 849-Mayer, et al, with SS, SA 6 &<br>SA 1 to SA 6 (pending) |
| SB 689-Scott   | SB 915-Koster, et al, with SCS                                 |
| SB 690-Champion, with SCS  | SBs 1014 & 730-Scott and Gibbons, with SCS                     |
|  | SJR 26-Ridgeway and Graham                                     |

## CONSENT CALENDAR

Senate Bills

Reported 2/2

SB 749-Engler, with SCS  
SB 747-Klindt, with SCS

SB 641-Scott  
SB 818-Scott

SB 819-Scott  
SB 828-Scott  
SB 678-Gross  
SB 630-Gross, with SCS  
SB 805-Gross

SB 612-Engler  
SB 712-Scott  
SB 802-Shields, with SCS  
SB 648-Champion  
SB 677-Gross

Reported 2/9

SB 559-Gibbons  
SB 558-Gibbons  
SB 746-Klindt, with SCS  
SB 881-Engler  
SB 900-Shields  
SB 765-Dougherty, with SCS

SB 618-Koster (In Fiscal Oversight)  
SB 580-Shields, with SCS  
SB 650-Champion, with SCS  
SB 840-Stouffer  
SB 908-Stouffer

Reported 2/16

SB 837-Loudon and Klindt  
SB 906-Engler  
SB 932-Scott, with SCS  
SB 933-Scott  
SB 934-Engler, with SCS  
SB 561-Gross  
SB 766-Vogel  
SB 936-Vogel

SB 893-Scott  
SB 919-Scott  
SB 751-Stouffer, with SCS  
SB 863-Engler  
SB 809-Graham  
SB 760-Engler, with SCS  
SB 830-Ridgeway, et al, with SCS  
SB 871-Coleman

Reported 2/23

SB 585-Champion  
SB 1003-Mayer, with SCS  
SB 965-Bartle  
SB 806-Gross, with SCS  
SB 901-Shields  
SB 964-Crowell

SB 990-Vogel  
SBs 667, 704, 941, 956 & 987-Engler,  
with SCS  
SB 779-Engler  
SB 735-Crowell

RESOLUTIONS

Reported from Committee

SCR 24-Scott, with SCS

SCR 28-Days

MISCELLANEOUS

REMONSTRANCE 1-Gross

Unofficial  
**T**

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