AN ACT

To repeal sections 105.711, 301.067, 301.3031, and 302.183, RSMo, and to enact in lieu thereof nine new sections relating to the department of revenue, with a penalty provision, and an emergency clause for certain sections.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 105.711, 301.067, 301.3031, and 302.183, RSMo, are repealed and nine new sections enacted in lieu thereof, to be known as sections 105.711, 301.067, 301.3031, 301.3033, 302.065, 302.183, 302.189, 571.500, and 1, to read as follows:

105.711. 1. There is hereby created a "State Legal Expense Fund" which shall consist of moneys appropriated to the fund by the general assembly and moneys otherwise credited to such fund pursuant to section 105.716.

2. Moneys in the state legal expense fund shall be available for the payment of any claim or any amount required by any final judgment rendered by a court of competent jurisdiction against:

(1) The state of Missouri, or any agency of the state, pursuant to section 536.050 or 536.087 or section 537.600;

(2) Any officer or employee of the state of Missouri or any agency of the state, including, without limitation, elected officials, appointees, members of state boards or commissions, and members of the Missouri National Guard upon conduct of such officer or employee arising out of and performed in connection with his or her official duties on behalf of the state, or any agency of the state, provided that moneys in this fund shall not be available for payment of claims

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.
made under chapter 287;

(3) (a) Any physician, psychiatrist, pharmacist, podiatrist, dentist, nurse, or other health care provider licensed to practice in Missouri under the provisions of chapter 330, 332, 334, 335, 336, 337 or 338 who is employed by the state of Missouri or any agency of the state under formal contract to conduct disability reviews on behalf of the department of elementary and secondary education or provide services to patients or inmates of state correctional facilities on a part-time basis, and any physician, psychiatrist, pharmacist, podiatrist, dentist, nurse, or other health care provider licensed to practice in Missouri under the provisions of chapter 330, 332, 334, 335, 336, 337, or 338 who is under formal contract to provide services to patients or inmates at a county jail on a part-time basis;

(b) Any physician licensed to practice medicine in Missouri under the provisions of chapter 334 and his professional corporation organized pursuant to chapter 356 who is employed by or under contract with a city or county health department organized under chapter 192 or chapter 205, or a city health department operating under a city charter, or a combined city-county health department to provide services to patients for medical care caused by pregnancy, delivery, and child care, if such medical services are provided by the physician pursuant to the contract without compensation or the physician is paid from no other source than a governmental agency except for patient co-payments required by federal or state law or local ordinance;

(c) Any physician licensed to practice medicine in Missouri under the provisions of chapter 334 who is employed by or under contract with a federally funded community health center organized under Section 315, 329, 330 or 340 of the Public Health Services Act (42 U.S.C. 216, 254c) to provide services to patients for medical care caused by pregnancy, delivery, and child care, if such medical services are provided by the physician pursuant to the contract or employment agreement without compensation or the physician is paid from no other source than a governmental agency or such a federally funded community health center except for patient co-payments required by federal or state law or local ordinance. In the case of any claim or judgment that arises under this paragraph, the aggregate of payments from the state legal expense fund shall be limited to a maximum of one million dollars for all claims arising out of and judgments based upon the same act or acts alleged in a single cause against any such physician, and shall not exceed one million dollars for any one claimant;
(d) Any physician licensed pursuant to chapter 334 who is affiliated with
and receives no compensation from a nonprofit entity qualified as exempt from
federal taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as
amended, which offers a free health screening in any setting or any physician,
nurse, physician assistant, dental hygienist, dentist, or other health care
professional licensed or registered under chapter 330, 331, 332, 334, 335, 336,
337, or 338 who provides health care services within the scope of his or her
license or registration at a city or county health department organized under
chapter 192 or chapter 205, a city health department operating under a city
charter, or a combined city-county health department, or a nonprofit community
health center qualified as exempt from federal taxation under Section 501(c)(3)
of the Internal Revenue Code of 1986, as amended, if such services are restricted
to primary care and preventive health services, provided that such services shall
not include the performance of an abortion, and if such health services are
provided by the health care professional licensed or registered under chapter 330,
331, 332, 334, 335, 336, 337, or 338 without compensation. MO HealthNet or
Medicare payments for primary care and preventive health services provided by
a health care professional licensed or registered under chapter 330, 331, 332, 334,
335, 336, 337, or 338 who volunteers at a free health clinic is not compensation
for the purpose of this section if the total payment is assigned to the free health
clinic. For the purposes of the section, "free health clinic" means a nonprofit
community health center qualified as exempt from federal taxation under Section
501 (c)(3) of the Internal Revenue Code of 1987, as amended, that provides
primary care and preventive health services to people without health insurance
coverage for the services provided without charge. In the case of any claim or
judgment that arises under this paragraph, the aggregate of payments from the
state legal expense fund shall be limited to a maximum of five hundred thousand
dollars, for all claims arising out of and judgments based upon the same act or
acts alleged in a single cause and shall not exceed five hundred thousand dollars
for any one claimant, and insurance policies purchased pursuant to the provisions
of section 105.721 shall be limited to five hundred thousand dollars. Liability or
malpractice insurance obtained and maintained in force by or on behalf of any
health care professional licensed or registered under chapter 330, 331, 332, 334,
335, 336, 337, or 338 shall not be considered available to pay that portion of a
judgment or claim for which the state legal expense fund is liable under this
paragraph;
(e) Any physician, nurse, physician assistant, dental hygienist, or dentist licensed or registered to practice medicine, nursing, or dentistry or to act as a physician assistant or dental hygienist in Missouri under the provisions of chapter 332, 334, or 335, or lawfully practicing, who provides medical, nursing, or dental treatment within the scope of his license or registration to students of a school whether a public, private, or parochial elementary or secondary school or summer camp, if such physician's treatment is restricted to primary care and preventive health services and if such medical, dental, or nursing services are provided by the physician, dentist, physician assistant, dental hygienist, or nurse without compensation. In the case of any claim or judgment that arises under this paragraph, the aggregate of payments from the state legal expense fund shall be limited to a maximum of five hundred thousand dollars, for all claims arising out of and judgments based upon the same act or acts alleged in a single cause and shall not exceed five hundred thousand dollars for any one claimant, and insurance policies purchased pursuant to the provisions of section 105.721 shall be limited to five hundred thousand dollars; or

(f) Any physician licensed under chapter 334, or dentist licensed under chapter 332, providing medical care without compensation to an individual referred to his or her care by a city or county health department organized under chapter 192 or 205, a city health department operating under a city charter, or a combined city-county health department, or nonprofit health center qualified as exempt from federal taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, or a federally funded community health center organized under Section 315, 329, 330, or 340 of the Public Health Services Act, 42 U.S.C. Section 216, 254c; provided that such treatment shall not include the performance of an abortion. In the case of any claim or judgment that arises under this paragraph, the aggregate of payments from the state legal expense fund shall be limited to a maximum of one million dollars for all claims arising out of and judgments based upon the same act or acts alleged in a single cause and shall not exceed one million dollars for any one claimant, and insurance policies purchased under the provisions of section 105.721 shall be limited to one million dollars. Liability or malpractice insurance obtained and maintained in force by or on behalf of any physician licensed under chapter 334, or any dentist licensed under chapter 332, shall not be considered available to pay that portion of a judgment or claim for which the state legal expense fund is liable under this paragraph;
(4) Staff employed by the juvenile division of any judicial circuit;

(5) Any attorney licensed to practice law in the state of Missouri who practices law at or through a nonprofit community social services center qualified as exempt from federal taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, or through any agency of any federal, state, or local government, if such legal practice is provided by the attorney without compensation. In the case of any claim or judgment that arises under this subdivision, the aggregate of payments from the state legal expense fund shall be limited to a maximum of five hundred thousand dollars for all claims arising out of and judgments based upon the same act or acts alleged in a single cause and shall not exceed five hundred thousand dollars for any one claimant, and insurance policies purchased pursuant to the provisions of section 105.721 shall be limited to five hundred thousand dollars; [or]

(6) Any social welfare board created under section 205.770 and the members and officers thereof upon conduct of such officer or employee while acting in his or her capacity as a board member or officer, and any physician, nurse, physician assistant, dental hygienist, dentist, or other health care professional licensed or registered under chapter 330, 331, 332, 334, 335, 336, 337, or 338 who is referred to provide medical care without compensation by the board and who provides health care services within the scope of his or her license or registration as prescribed by the board; or

(7) Any person who is selected or appointed by the state director of revenue under subsection 2 of section 136.055, to act as an agent of the department of revenue, to the extent that such agent’s actions or inactions upon which such claim or judgment is based were performed in the course of the person’s official duties as an agent of the department of revenue and in the manner required by state law or department of revenue rules.

3. The department of health and senior services shall promulgate rules regarding contract procedures and the documentation of care provided under paragraphs (b), (c), (d), (e), and (f) of subdivision (3) of subsection 2 of this section. The limitation on payments from the state legal expense fund or any policy of insurance procured pursuant to the provisions of section 105.721, provided in subsection 7 of this section, shall not apply to any claim or judgment arising under paragraph (a), (b), (c), (d), (e), or (f) of subdivision (3) of subsection 2 of this section. Any claim or judgment arising under paragraph (a), (b), (c), (d),
(e), or (f) of subdivision (3) of subsection 2 of this section shall be paid by the
state legal expense fund or any policy of insurance procured pursuant to section
105.721, to the extent damages are allowed under sections 538.205 to
538.235. Liability or malpractice insurance obtained and maintained in force by
any health care professional licensed or registered under chapter 330, 331, 332,
334, 335, 336, 337, or 338 for coverage concerning his or her private practice and
assets shall not be considered available under subsection 7 of this section to pay
that portion of a judgment or claim for which the state legal expense fund is
liable under paragraph (a), (b), (c), (d), (e), or (f) of subdivision (3) of subsection
2 of this section. However, a health care professional licensed or registered under
chapter 330, 331, 332, 334, 335, 336, 337, or 338 may purchase liability or
malpractice insurance for coverage of liability claims or judgments based upon
care rendered under paragraphs (c), (d), (e), and (f) of subdivision (3) of subsection
2 of this section which exceed the amount of liability coverage provided by the
state legal expense fund under those paragraphs. Even if paragraph (a), (b), (c),
(d), (e), or (f) of subdivision (3) of subsection 2 of this section is repealed or
modified, the state legal expense fund shall be available for damages which occur
while the pertinent paragraph (a), (b), (c), (d), (e), or (f) of subdivision (3) of
subsection 2 of this section is in effect.

4. The attorney general shall promulgate rules regarding contract
procedures and the documentation of legal practice provided under subdivision
(5) of subsection 2 of this section. The limitation on payments from the state
legal expense fund or any policy of insurance procured pursuant to section
105.721 as provided in subsection 7 of this section shall not apply to any claim
or judgment arising under subdivision (5) of subsection 2 of this section. Any
claim or judgment arising under subdivision (5) of subsection 2 of this section
shall be paid by the state legal expense fund or any policy of insurance procured
pursuant to section 105.721 to the extent damages are allowed under sections
538.205 to 538.235. Liability or malpractice insurance otherwise obtained and
maintained in force shall not be considered available under subsection 7 of this
section to pay that portion of a judgment or claim for which the state legal
expense fund is liable under subdivision (5) of subsection 2 of this
section. However, an attorney may obtain liability or malpractice insurance for
coverage of liability claims or judgments based upon legal practice rendered
under subdivision (5) of subsection 2 of this section that exceed the amount of
liability coverage provided by the state legal expense fund under subdivision (5)
of subsection 2 of this section. Even if subdivision (5) of subsection 2 of this
section is repealed or amended, the state legal expense fund shall be available for
damages that occur while the pertinent subdivision (5) of subsection 2 of this
section is in effect.

5. All payments shall be made from the state legal expense fund by the
commissioner of administration with the approval of the attorney
general. Payment from the state legal expense fund of a claim or final judgment
award against a health care professional licensed or registered under chapter 330,
331, 332, 334, 335, 336, 337, or 338, described in paragraph (a), (b), (c), (d), (e),
or (f) of subdivision (3) of subsection 2 of this section, or against an attorney in
subdivision (5) of subsection 2 of this section, shall only be made for services
rendered in accordance with the conditions of such paragraphs. In the case of
any claim or judgment against an officer or employee of the state or any agency
of the state based upon conduct of such officer or employee arising out of and
performed in connection with his or her official duties on behalf of the state or
any agency of the state that would give rise to a cause of action under section
537.600, the state legal expense fund shall be liable, excluding punitive damages,
for:

(1) Economic damages to any one claimant; and
(2) Up to three hundred fifty thousand dollars for noneconomic
damages. The state legal expense fund shall be the exclusive remedy and shall
preclude any other civil actions or proceedings for money damages arising out of
or relating to the same subject matter against the state officer or employee, or the
officer's or employee's estate. No officer or employee of the state or any agency
of the state shall be individually liable in his or her personal capacity for conduct
of such officer or employee arising out of and performed in connection with his or
her official duties on behalf of the state or any agency of the state. The
provisions of this subsection shall not apply to any defendant who is not an officer
or employee of the state or any agency of the state in any proceeding against an
officer or employee of the state or any agency of the state. Nothing in this
subsection shall limit the rights and remedies otherwise available to a claimant
under state law or common law in proceedings where one or more defendants is
not an officer or employee of the state or any agency of the state.

6. The limitation on awards for noneconomic damages provided for in this
subsection shall be increased or decreased on an annual basis effective January
first of each year in accordance with the Implicit Price Deflator for Personal
Consumption Expenditures as published by the Bureau of Economic Analysis of the United States Department of Commerce. The current value of the limitation shall be calculated by the director of the department of insurance, financial institutions and professional registration, who shall furnish that value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

7. Except as provided in subsection 3 of this section, in the case of any claim or judgment that arises under sections 537.600 and 537.610 against the state of Missouri, or an agency of the state, the aggregate of payments from the state legal expense fund and from any policy of insurance procured pursuant to the provisions of section 105.721 shall not exceed the limits of liability as provided in sections 537.600 to 537.610. No payment shall be made from the state legal expense fund or any policy of insurance procured with state funds pursuant to section 105.721 unless and until the benefits provided to pay the claim by any other policy of liability insurance have been exhausted.

8. The provisions of section 33.080 notwithstanding, any moneys remaining to the credit of the state legal expense fund at the end of an appropriation period shall not be transferred to general revenue.

9. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority delegated in sections 105.711 to 105.726 shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

301.067. 1. For each trailer or semitrailer there shall be paid an annual fee of seven dollars fifty cents, and in addition thereto such permit fee authorized by law against trailers used in combination with tractors operated under the supervision of the motor carrier and railroad safety division of the department of economic development. The fees for tractors used in any combination with trailers or semitrailers or both trailers and semitrailers (other than on passenger-carrying trailers or semitrailers) shall be computed on the total gross weight of the vehicles in
the combination with load.

2. Any trailer or semitrailer may at the option of the registrant be registered for a period of three years upon payment of a registration fee of twenty-two dollars and fifty cents.

3. Any trailer as defined in section 301.010 or semitrailer which is operated coupled to a towing vehicle by a fifth wheel and kingpin assembly or by a trailer converter dolly may, at the option of the registrant, be registered permanently upon the payment of a registration fee of fifty-two dollars and fifty cents. The permanent plate and registration fee is vehicle specific. The plate and the registration fee paid is nontransferable and nonrefundable, except those covered under the provisions of section 301.442.

301.3031. 1. Whenever a vehicle owner pursuant to this chapter makes an application for a military license plate, the director of revenue shall notify the applicant that the applicant may make a voluntary contribution of ten dollars to the World War II memorial trust fund established pursuant to this section. The director shall transfer all contributions collected to the state treasurer for credit to and deposit in the trust fund. Beginning August 28, 2013, the director of revenue shall no longer collect the contribution authorized by this section.

2. There is established in the state treasury the "World War II Memorial Trust Fund". The state treasurer shall credit to and deposit in the World War II memorial trust fund all amounts received pursuant to this section, and any other amounts which may be received from grants, gifts, bequests, the federal government, or other sources granted or given for purposes of this section.

3. The Missouri veterans' commission shall administer the trust fund. The trust fund shall be used to participate in the funding of the National World War II Memorial to be located at a site dedicated on November 11, 1995, on the National Mall in Washington, D.C.

4. The state treasurer shall invest moneys in the trust fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the trust fund shall be credited to the trust fund. The general assembly may appropriate moneys annually from the trust fund to the department of revenue to offset costs incurred for collecting and transferring contributions pursuant to subsection 1 of this section. The provisions of section 33.080 requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue fund of this state at the end of each biennium shall not apply
Whenever a vehicle owner pursuant to this chapter makes an application for a military license plate, the director of revenue shall notify the applicant that the applicant may make a voluntary contribution of ten dollars to the World War I memorial trust fund established pursuant to this section. Whenever a vehicle owner pursuant to this chapter makes an application for a license plate, other than a military license plate previously described, the director of revenue shall notify the applicant that the applicant may make a voluntary contribution of one dollar to the World War I memorial trust fund established pursuant to this section. The director shall transfer all contributions collected to the state treasurer for credit to and deposit in the trust fund.

There is established in the state treasury the "World War I Memorial Trust Fund". The state treasurer shall credit to and deposit in the World War I memorial trust fund all amounts received pursuant to subsection 1 of this section and any other amounts which may be received from grants, gifts, bequests, the federal government, or other sources granted or given for purposes of this section.

The Missouri veterans' commission shall administer the trust fund established pursuant to this section. The trust fund shall be used for the sole purpose of restoration, renovation, and maintenance of a memorial or museum or both dedicated to World War I in any home rule city with more than four hundred thousand inhabitants and located in more than one county.

The state treasurer shall invest moneys in the trust fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the trust fund shall be credited to the trust fund. The general assembly may appropriate moneys annually from the trust fund to the department of revenue to offset costs incurred for collecting and transferring contributions pursuant to subsection 1 of this section. The provisions of section 33.080 requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the general revenue fund of this state at the end of each biennium shall not apply to the trust fund.

Notwithstanding section 32.090 or any other provision of the law to the contrary, and except as provided in subsection 4 of
this section, the department of revenue shall not retain copies, in any format, of source documents presented by individuals applying for or holding driver's licenses or nondriver's licenses. The department of revenue shall not use technology to capture digital images of source documents so that the images are capable of being retained in electronic storage in a transferable format.

2. By December 31, 2013, the department of revenue shall securely destroy so as to make irretrievable any source documents that have been obtained from driver's license or nondriver's license applicants after September 1, 2012.

3. As long as the department of revenue has the authority to issue a concealed carry endorsement, the department shall not retain copies of any certificate of qualification for a concealed carry endorsement presented to the department for an endorsement on a driver's license or nondriver's license under section 571.101. The department of revenue shall not use technology to capture digital images of a certificate of qualification nor shall the department retain digital or electronic images of such certificates. The department of revenue shall merely verify whether the applicant for a driver's license or nondriver's license has presented a certificate of qualification which will allow the applicant to obtain a concealed carry endorsement. By December 31, 2013, the department of revenue shall securely destroy so as to make irretrievable any copies of certificates of qualification that have been obtained from driver's license or nondriver's license applicants.

4. The provisions of this section shall not apply to:
   (1) Original application forms, which may be retained but not scanned;
   (2) Test score documents issued by state highway patrol driver examiners;
   (3) Documents demonstrating lawful presence of any applicant who is not a citizen of the United States, including documents demonstrating duration of the person's lawful presence in the United States; and
   (4) Any document required to be retained under federal motor carrier regulations in Title 49, Code of Federal Regulations, including but not limited to documents required by federal law for the issuance of a commercial driver’s license and a commercial driver instruction.
permit; and

(5) Any other document at the request of and for the convenience of the applicant where the applicant requests the department of revenue review alternative documents as proof required for issuance of a driver license, nondriver license, or instruction permit.

5. As used in this section, the term "source documents" means original or certified copies, where applicable, of documents presented by an applicant as required under 6 CFR Part 37 to the department of revenue to apply for a driver's license or nondriver's license. Source documents shall also include any documents required for the issuance, renewal, or replacement of driver's licenses or nondriver's licenses by the department of revenue under the provisions of this chapter or accompanying regulations.

6. Any person harmed or damaged by any violation of section 302.065 may bring a civil action for damages, including non-economic and punitive damages, as well as injunctive relief, in the circuit court where that person resided at the time of the violation or in the circuit court or the circuit court of Cole County to recover such damages from the department of revenue and any persons participating in such violation. Sovereign immunity shall not be available as a defense for the department of revenue in such an action. In the event the plaintiff prevails on any count of his or her claim, the plaintiff shall be entitled to recover reasonable attorney fees from the defendants.

302.183. 1. Notwithstanding any provision of this chapter that requires an applicant to provide reasonable proof of residence for issuance or renewal of a noncommercial driver's license, noncommercial instruction permit, or a nondriver's license, an applicant shall not have his or her privacy rights violated in order to obtain or renew a Missouri noncommercial driver's license, noncommercial instruction permit, or a nondriver's license.

2. Any data derived from a person's application shall not be sold for commercial purposes to any other organization or any other state without the express permission of the applicant without a court order; except such information may be shared with a law enforcement agency, judge, prosecuting attorney, or officer of the court, or with another state for the limited purposes set out in section 302.600 or for conducting driver history checks in compliance with the Motor Carrier Safety Improvement Act, 49 U.S.C. 31309. The state of Missouri shall protect the privacy of its citizens when handling any written,
digital, or electronic data, and shall not participate in any standardized
identification system using driver's and nondriver's license records. For purposes
of this subsection, "commercial purposes" does not include data used or compiled
solely to be used for, or obtained or compiled solely for purposes expressly allowed
under the Missouri or federal Drivers Privacy Protection Act.

3. The department of revenue shall not amend procedures for applying for
a driver's license or identification card in order to comply with the goals or
standards of the federal REAL ID Act of 2005, any rules or regulations
promulgated under the authority granted in such act, or any requirements
adopted by the American Association of Motor Vehicle Administrators for
furtherance of the act.

4. Any biometric data previously collected, obtained, or retained in
connection with motor vehicle registration or operation, the issuance or renewal
of driver's licenses, or the issuance or renewal of any identification cards by any
department or agency of the state charged with those activities shall be retrieved
and deleted from all databases. [The provisions of this subsection shall not apply
to any data collected, obtained, or retained for a purpose other than compliance
with the federal REAL ID Act of 2005.] For purposes of this section, "biometric
data" includes, but is not limited to:

   (1) Facial feature pattern characteristics;
   (2) Voice data used for comparing live speech with a previously created
       speech model of a person's voice;
   (3) Iris recognition data containing color or texture patterns or codes;
   (4) Retinal scans, reading through the pupil to measure blood vessels
       lining the retina;
   (5) Fingerprint, palm prints, hand geometry, measuring of any and all
       characteristics of biometric information, including shape and length of fingertips
       or recording ridge pattern or fingertip characteristics;
   (6) Eye spacing;
   (7) Characteristic gait or walk;
   (8) DNA;
   (9) Keystroke dynamics, measuring pressure applied to key pads or other
digital receiving devices.

5. No citizen of this state shall have his or her privacy compromised by
the state or agents of the state. The state shall within reason protect the
sovereignty of the citizens the state is entrusted to protect.
302.189. 1. The department of revenue shall not use, collect, obtain, share, or retain biometric data nor shall the department use biometric technology, including, but not limited to, retinal scanning, facial recognition or fingerprint technology, to produce a driver's license or nondriver's license or to uniquely identify licensees or license applicants for whatever purpose. This section shall not apply to digital images nor licensee signatures required for the issuance of driver's licenses and nondriver's license pursuant to section 302.181.

2. As used in this section, the term "biometric data" or "biometric technology" includes, but is not limited to:

   (1) Facial feature pattern characteristics;

   (2) Voice data used for comparing live speech with a previously created speech model of a person's voice;

   (3) Iris recognition data containing color or texture patterns or codes;

   (4) Retinal scans, reading through the pupil to measure blood vessels lining the retina;

   (5) Fingerprints, palm prints, hand geometry, measuring of any and all characteristics of biometric information, including shape and length of fingertips or recording ridge pattern or fingertip characteristics;

   (6) Eye spacing;

   (7) Characteristic gait or walk;

   (8) DNA; or

   (9) Keystroke dynamics, measuring pressure applied to key pads or other digital receiving devices.

571.500. No state agency or department, or contractor or agent working for the state, shall construct, enable by providing or sharing records to, maintain, participate in, or develop, or cooperate or enable the federal government in developing, a database or record of the number or type of firearms, ammunition, or firearms accessories that an individual possesses.

Section 1. Notwithstanding any other state law to the contrary, no state agency shall disclose to the federal government the statewide list of persons who have obtained a concealed carry endorsement or permit. Nothing in this section shall be construed to restrict access to individual records by any criminal justice agency authorized to access the Missouri
uniform law enforcement system.

Section B. Because of the need to ensure that the privacy of Missouri citizens is protected and not violated by the agencies of this state, the enactment of sections 302.065, 302.189 and 571.500 and the repeal and reenactment of section 302.183 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of sections 302.065, 302.189 and 571.500 and the repeal and reenactment of section 302.183 of this act shall be in full force and effect upon its passage and approval.